



February 18, 2016

Mr. Jason Boetzer, Director
Environmental Health Department
891 Mountain Ranch Road
San Andreas, CA 95249

Dear Mr. Boetzer,

Subject: Emergency Waiver for the Acceptance of Soils from the Butte Fire

Site: Rock Creek Solid Waste Facility, 12021 Hunt Road, Calaveras County 95252
Facility # 05-AA-0025

Dear Jason,

The recent Butte Fire resulted in the Governor of California declaring Calaveras County a disaster area September 9, 2015 and pursuant to Title 14 of the California Code of Regulations, California Department of Resource Recycling and Recovery (CalRecycle), Chapter 3, Sections 17210 through 17210.9, address the process for an Emergency Waiver of Standards (Waiver) for solid waste facility permits. Pursuant to that process, we hereby request a Waiver and provide the information requested in Section 17210.3

1. The Integrated Waste Division, a Division within the Public Works Department of Calaveras County has been approached by CalRecycle to accept the soils at the Rock Creek Solid Waste Facility (Rock Creek) from the structure building pads that have been destroyed during the Butte Fire in September of 2015. The soils in question are those that are underlying of the structures from which the ash and debris have been disposed through previous operations. Approximately 20,000 cubic yards of soil has been requested to be delivered to Rock Creek.
2. The current Facility permit, August 18, 1995, limits the amount of tonnage to be received each day at the Rock Creek to 500 tons. The soils in question would exceed this limit, but as the soils are to be used as daily cover and intermediate cover within the lined landfill area of Phase II-B, it is requested that this restriction be waived for the 120 days to accept these soils.
3. Based on most recent calculations, the approximate remaining airspace within Phase II-B is 654,050 cubic yards of refuse.
4. Site personnel will be using the soils delivered as an intermediate cover per California Code of Regulations Title 27, Division 2, Chapter 3, Subchapter 4, Section 20700. Soils that are stockpiled will be placed in an area as to not interfere with daily operations (unloading, compacting, spreading, access, safety drainage, or other operations). Soil stockpiles will be protected from storm water run-on and run-off to not migrate beyond the stockpile perimeter.



If you should have any questions regarding this request for a Waiver, please feel free to contact Mr. Jeff Crovitz or Mr. Robert Pachinger.

Best Regards,

A handwritten signature in blue ink, appearing to read 'Jeff Crovitz', is positioned above the typed name.

Jeff Crovitz, PE
Director of Public Works
Integrated Waste Division

Attachment: Proclamation of a State of Emergency

Executive Department
State of California

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS on September 9, 2015, the Butte Fire started in Amador County and spread into Calaveras County, and has rapidly burned thousands of acres of land and continues to burn; and

WHEREAS this fire has destroyed multiple structures, including homes, and continues to threaten thousands of homes, necessitating the evacuation of residents; and

WHEREAS this fire has damaged and continues to threaten critical infrastructure, and has forced the closure of major highways and local roads; and

WHEREAS a Federal Fire Management Assistance Grant has been requested and approved for the Butte Fire burning in Amador and Calaveras counties; and

WHEREAS on January 17, 2014, I declared a State of Emergency based on extreme drought, which has caused millions of trees to die, and increased the severity and spread of fires throughout the State; and

WHEREAS as a result of the Butte Fire, combined with the drought conditions, California's air quality has significantly deteriorated and impacted public health; and

WHEREAS the circumstances of this fire by reason of its magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to combat; and

WHEREAS under the provisions of section 8558(b) of the California Government Code, I find that conditions of extreme peril to the safety of persons and property exist in California due to this fire

NOW, THEREFORE, I, EDMUND G. BROWN JR., Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, section 8625 of the California Government Code, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in within the counties of Amador and Calaveras.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. Also, all citizens are to heed the advice of emergency officials with regard to this emergency in order to protect their safety.

2. The California National Guard shall mobilize under California Military and Veterans Code section 146 (mobilization in case of catastrophic fires) to support disaster response and relief efforts and coordinate with all relevant state agencies, including the Governor's Office of Emergency Services, and all relevant state and local emergency responders and law enforcement within the impacted areas.
3. The Orders and provisions contained in Executive Order B-33-15, dated August 27, 2015, remain in full force and effect and apply to Amador and Calaveras Counties.

I FURTHER DIRECT that as soon as hereafter possible, this proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this proclamation.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 11th day of September 2015.



Edmund G. Brown Jr.
EDMUND G. BROWN JR.
Governor of California

ATTEST:

Alex Padilla
ALEX PADILLA
Secretary of State