



California Environmental Protection Agency
Department of Toxic Substances Control
8800 Cal Center Drive, Sacramento, California 95826

PUBLIC PARTICIPATION PLAN

**The Kettleman Hills Facility
Chemical Waste Management Inc.
35251 Old Skyline Road
Kettleman City, California 93239**

May 2013

Approved by:

Nathan Schumacher
Public Participation Specialist
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

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1.0 EXECUTIVE SUMMARY

The Department of Toxic Substances Control (DTSC) prepared this Public Participation Plan (PPP) update (Public Participation Plan) for the Chemical Waste Management, Incorporated, Kettleman Hills Facility near Kettleman City, California. DTSC conducted the last update to the Public Participation Plan in November 1994.

As written in DTSC's Public Participation Policy and Procedures Manual (February 2001), the purpose of this PPP update is to:

- Document local community interest, views and concerns related to the town's environment as well as DTSC's permitting and corrective action activities; and
- Identify specific public participation activities that will facilitate community involvement in DTSC's decision-making process for the facility.

This plan provides current information on the facility background and current site uses, a description of the surrounding community, a summary of community issues and concerns and a description of specific public participation activities that DTSC will conduct throughout the permitting process.

Site Background and Uses: The Kettleman Hills Facility is a 1,600 acre site located north of Highway 41 and 2.6 miles west of the intersection of Highway 41 and Interstate 5. The facility is 3 and ½ miles west of Kettleman City.

The Chemical Waste Management Kettleman Hills Facility accepts virtually all solid, semi-solid and liquid hazardous and extremely hazardous wastes. Kettleman Hills is one of three operating Resource Conservation and Recovery Act (RCRA) hazardous waste off-site disposal facilities in California and the only one in California that accepts Toxic Substances Control Act regulated polychlorinated biphenyl (PCB) waste for disposal. DTSC provides regulatory oversight of the hazardous waste management units at the facility, and coordinates the involvement of other government agencies, as necessary.

Community Interest and Concerns: DTSC evaluates community interest, views, and concerns about the site based on feedback from a variety of outreach activities. DTSC outreach activities include: Community Assessment and survey; interview of 47 representatives of Kings County, area businesses, environmental and environmental justice groups, and local residents; as well as door-to-door outreach in Kettleman City conducted on June 14 and June 15, 2012.

Recommended Public Participation Activities: DTSC includes a number of public participation activities and communication strategies in this Plan with the goal of ensuring that the local community is informed and involved in the decision-making processes for permit modifications and renewals. These activities include: working with the Kettleman City community to ensure that their needs and expectations are identified and met during the permit public participation process; distributing community notices and other community related communication documents as necessary to the community via US Mail, electronic mail, and door-to-door delivery when applicable; hosting public workshops, conducting briefing sessions, community meetings and public hearings to provide project information and receive community input; making documents available for public review in the information repositories and on DTSC's Web site; and coordinating all outreach activities with the Community of Kettleman City and Kings County.

2.0 INTRODUCTION

2.1 Purpose of the Public Participation Plan

The Department of Toxic Substances Control (DTSC) prepared this Public Participation Plan Update (Public Participation Plan) for the Chemical Waste Management, Incorporated, Kettleman Hills Facility near Kettleman City, California. As outlined in DTSC's Public Participation Policy and Procedures Manual (February 2001), the purpose of this Plan is two-fold:

- document local community interest, views and concerns related to the town's environment as well as DTSC's permitting and corrective action activities;
- Identify specific public participation activities that will facilitate community involvement in DTSC's decision-making process for the site, or in the case, the facility.

This PPP update includes: a description of Kettleman City and background information, and a description of the surrounding community and local organizations that serve the community (Section 3); a summary of community members' issues and potential concerns (Section 4); and specific public participation activities to be conducted during and following the permitting and corrective action processes (Section 5). Appendix A contains a draft of the DTSC Community Survey; Appendix B contains list of interview participants; and Appendix C contains a key contact list for this project.

DTSC will update this Plan, as necessary, to reflect changes to the project or in the surrounding community. Changes will include project plans, schedules, local demographic changes, socioeconomic or land use policy changes.

3.0 SITE AND COMMUNITY DESCRIPTION

3.1 Site Location, Surrounding Land Uses, and Project Description

Chemical Waste Management's Kettleman Hills Facility provides treatment, storage and disposal of hazardous waste on 1,600 acres located approximately halfway between San Francisco and Los Angeles. The facility operates in a rugged, rural area of Kings County, 2.6 miles from the intersection of Highway 41 and Interstate 5.

Presently, 474 acres of the facility is available and permitted for hazardous waste. The Kettleman Hills Facility, which has operated for over 30 years, also accepts municipal waste in a separate operation at the site. The Waste Management facility accepts virtually all solid, semi-solid and liquid hazardous and extremely hazardous wastes. DTSC does not allow the Kettleman Hills Facility to accept Class A explosives, regulated radioactive materials, biological agents, or infectious wastes. Kettleman Hills is one of three operating hazardous waste disposal facilities in California and the only one that accepts Toxic Substances Control Act regulated polychlorinated biphenyl (PCB) waste for disposal.

The facility originated in June, 1975, when McKay Trucking Inc. started disposing of liquid wastes derived for oil production activities at the site. In April 1979, Chemical Waste Management Inc. (a subsidiary of Waste Management) acquired the site.

Kettleman Hills is regulated and inspected by the U.S. Environmental Protection Agency, California Department of Toxic Substances Control, California Central Valley Regional Water Quality Control Board, Kings County Department of Public Health, San Joaquin Valley Air Pollution District and the California Department of Resources Recycling and Recovery (Cal Recycle).

The Kettleman Hills facility is located 3.5 miles from the community of Kettleman City and 6.5 miles from the City of Avenal. Figures 1 and 2, on pages 3.4 and 3.5, are a map and a photograph that gives you a sense of the location.

3.2 Facility Description

This commercial hazardous waste treatment, storage and disposal facility run by Chemical Waste Management is located adjacent to State Highway 41 at 35251 Old Skyline Road.

The facility employs approximately 65 people when fully operating. There are 9 operating units permitted to treat, store or dispose of hazardous waste at the Waste Management facility. The nine units are:

- A drum storage unit that allows storage of hazardous waste in containers;
- The Polychlorinated Biphenyl (PCB) Flushing and Storage Unit (also regulated by the U.S. Environmental Protection Agency). Workers at this unit transfer liquid PCB waste from bulk containers to a 10,000 gallon storage tank or to Department of Transportation approved metal drums for eventual off-site treatment or disposal;
- Two permitted bulk storage units. These storage units provide temporary storage of stabilized and un-stabilized waste before land disposal, treatment or shipment off-site;
- A final stabilization unit, which processes various solid, semi-solid and selected liquid wastes not suitable for direct shipment to a landfill unit or for treatment by solar evaporation or by some other method used at the facility. The processing includes mixing with cement or another stabilizing agent;
- Three solar evaporation units or surface impoundments;
- The landfill unit, B-18, that allows for final land disposal.

The facility needs a number of other permits and permissions in order to conduct their business functions. These include:

1. Conditional Use Permits (No. 05-10) from the Kings County Community Development Agency (formerly known as Kings County Planning Agency).
2. Nonhazardous, Nonputrescible, Industrial Solid Waste Registration Permit from the County of Kings Department of Public Health.
3. Title V Permit (Authority to Construct, Permit to Operate) from the San Joaquin Valley Unified Air Pollution Control District.
4. Biological Opinion from the United States Fish and Wildlife Service (USFWS).
5. Consistency Determination (concurring with USFWS) or a new Fish and Game Code Section 2081 permit from the California Department of Fish and Wildlife.
6. Waste Discharge Requirements (WDRs) from the Central Valley Regional Water Quality Control Board.
7. Toxic Substances Control Act Permit (Coordinated Approval) from the U.S. EPA.



Figure 1 – Map of the Facility



Figure 2: Photograph of a portion of the facility

3.3 Proximity of Other Cal/EPA or U.S. EPA Projects

DTSC has overseen one investigation and cleanup activity near the Kettleman Hills Facility. Table 1 shows the distance of other active sites within a five-mile radius of the facility.

Table 1 – Investigation/Cleanup sites within five miles of the facility

| Site Name and Responsible Agency | Site Type | Lead Agency | Status | Address | Miles from Facility |
|----------------------------------|----------------|-------------|--------|---------------------------------------|---------------------|
| Beacon Oil | State Response | DTSC | Closed | 1.5 miles Southwest of Kettleman City | 5 |

A review of web-based material for the site referenced above and telephone conversations with the regulatory project managers for this project indicate that there has been no public interest expressed in this project, to date.

3.4 Proximity to Sensitive Receptors

DTSC takes into account people who, by virtue of their age or lack of mobility, may be more sensitive to being exposed to toxic contaminants. These “sensitive receptors” include schools, child care centers and medical clinics. Table 2 shows the type of sensitive receptors and the distance away from the facility within a five mile radius of the Waste Management facility.

Table 2 – Sensitive Receptors

| Name | Address | Type | Miles from Facility |
|----------------------------------|----------------|----------------------------|---------------------|
| Educare Kettleman City | Kettleman City | Child care | 3.5 |
| Family Day Care | Kettleman City | Child care | 3.5 |
| Family Resource Center | Kettleman City | Pre-school and infant care | 3.5 |
| Kettleman City Head Start | Kettleman City | Pre-school child care | 3.5 |
| Adventist Health Community Care | Kettleman City | Health Services | 3.5 |
| Kettleman City Elementary School | Kettleman City | Elementary School | 3.5 |

3.5 Community of Kettleman City

Kettleman City, located in California’s San Joaquin Valley, lies 28 miles southwest of Hanford and 54 miles southwest of Fresno. Oil was discovered in 1928 in the nearby Kettleman Hills and the town was founded in 1929.

Kettleman City is an unincorporated community with a population of 1,439. According to the U.S. Census Department’s data for 2010, the racial makeup of the community was 96.1 percent Latino and 2.9 percent identified as White, and all other groups such as African Americans, Asians, Native Americans, and those identifying themselves as being of two races making up the remainder. The median age is 25.5 years old and the median income is \$25,988. About 34 percent of adults over the age of 25 hold a high school diploma, and about 4 percent hold a bachelor’s degree.

Table 3 summarizes demographic data derived from the U.S. Census Department’s Population, Housing, Social and Economic estimates for 2010, supplemented with economic data from the California Employment Development Department.

Table 3 – Kettleman City Population Details¹

| Category | Count | Percent |
|--|-----------|---------|
| Total Population | 1,439 | 100% |
| Male | 737 | 51.2 |
| Female | 702 | 48.8 |
| Median Age | 25.5 | - |
| Household Size | 4.11 | - |
| White | 478 | 33.2 |
| African-American | 4 | 0.3 |
| Asian | 1 | 0.1 |
| Native American | 8 | 0.6 |
| Some Other Race/2 or More Races | 61 | 4.2 |
| Hispanic | 1,383 | 96.1 |
| Median Household Income | \$25,988 | - |
| Median Home Value | \$105,730 | - |
| Unemployment Rate (May 2012) | 300 | 26.2 |
| Less than 9 th grade education (age 25 or higher) | 315 | 50.2 |
| High School Graduate or Higher (age 25 or higher) | 211 | 33.7 |
| Bachelor’s Degree or Higher (age 25 or higher) | 23 | 3.7 |

3.5.1 Local Government

Kettleman City, an unincorporated community since its establishment in 1920s, is part of Kings County. Richard Valle represents the community as the County Supervisor. Mr. Valle is one of five supervisors elected from different Districts of Kings County to fulfill four-year staggered terms. The County Administrative Officer functions as the manager of Kings County, managing

¹ Sources are the American Community Survey, 2006-2010 (U.S. Census Bureau), Labor Force Data for Sub-County Areas, (California EDD), 2012.

approximately 1300 full-time, part-time, and temporary workers. The final 2011/2012 budget projects revenues of \$187 million, derived primarily from sales taxes, property taxes, as well as federal and state fund transfers.

3.6 Local and /or Interested Organizations

The following paragraphs summarize a number of local organizations in Kettleman City and interested and involved organizations from elsewhere in California.

3.6.1 Kettleman City Community Services District

The Kettleman City Community Services District provides water and garbage services to the community of Kettleman City. Kings County created the District to provide these services and to appoint a Board of Directors that directs the District staff.

3.6.2 Kettleman City Community Center/ Family Resource Center

The Kettleman City Foundation and Kings County combined their resources to build the Kettleman City Community Center. Housed at the Community Center is the Family Resource Center which is a program of First 5 of Kings County. First 5 Kings County is the local agency established to distribute Proposition 10 tobacco tax funds. Kings County receives tobacco tax funding to serve the needs of Kings County's children age zero to five. First 5 Kings County funds family resource centers, early learning experiences and health and family services throughout Kings County for young children ages zero to five, and their families.

3.6.3 Kettleman City Elementary School/ Reef-Sunset Unified School District

The Reef-Sunset Unified School District is located in a small valley in western Kings County, between California's central valley and the central coast. The district serves about 2,600 students, who live in Avenal and Kettleman City. The district office and most of the district's nine schools are located in Avenal. The Reef-Sunset Unified School District is committed to "providing a rigorous, inspiring and nurturing educational program". Students from the Kettleman City Elementary School have done better on the state achievement

assessment tests than students at other District schools. However, their achievement levels are below statewide averages.

3.6.4 People for Clean Air and Water

This group is referred to in Spanish as El Pueblo Para El Aire y Agua Limpio. It is an environmental advocacy group in Kettleman City, California. The group formed to oppose the Waste Management proposal for an incinerator submitted to DTSC in 1989 and that proposal was subsequently withdrawn. The group has been in existence since then.

3.6.5 Greenaction

Greenaction, founded in 1997, works with communities primarily in the Western United States to change industry and government policies and practices that they believe do not protect local communities or people's health. They also seek to promote environmental, social, and economic justice. Based in San Francisco, the organization has six staff people and has been involved with the Kettleman Hills Facility since Greenaction's founding in 1997.

3.6.6 The Center for Race, Poverty and the Environment

Started in 1996, The Center on Race, Poverty & the Environment is a state wide environmental justice organization with offices in San Francisco and Delano, California. With a staff of sixteen, the organization provides primarily legal and sometimes organizing, and technical assistance to grassroots groups concerned with local environmental hazards. The Center for Race, Poverty and the Environment has worked on Kettleman City issues since its beginning as an organization.

4.0 LOCAL AWARENESS AND INTEREST

4.1 History of Community Involvement

DTSC has committed to keeping the Kettleman City community informed of facility activities and involved in relevant decision-making processes. From 1987 on, DTSC began public participation activities in support of the permitting and corrective action activities for this facility. The public outreach program for this site included the following sampling of activities:

1987 – First Public Participation Plan prepared and first site mailing list finalized.

1994 – First Public Participation Plan update developed.

September 2001 – DTSC placed a public notice in two local newspapers (one in English and one in Spanish) announcing a public comment period on the draft permit renewal for the facility.

September 2001 – DTSC sent out a fact sheet to the site mailing list (one in English and one in Spanish) announcing a public comment period on the draft permit renewal for the facility.

October 2001 – DTSC held a public hearing on the draft permit renewal for the facility.

June 2003 -- DTSC sent a Notice of Decision announcing the final permit renewal out to the facility mailing list. Accompanying this Notice to those who commented was a Response to Comments document.

June 2007 -- DTSC placed a public notice in two local newspapers (one in English and one in Spanish) announcing a public comment period on a draft class 3 permit modification for the facility. This modification proposed to convert a portion of the existing landfill unit B-19 to be operated as bioreactor unit. At the same time, DTSC sent fact sheets out to the facility mailing list.

September 2007 -- DTSC sent out a Notice of Decision announcing the final permit modification allowing the bioreactor operation to the facility mailing list.

January 2008 -- DTSC received, analyzed, and then denied a petition for review of the bioreactor decision filed by four environmental organizations

November 2011 – U.S. EPA and DTSC held a joint open house and meeting to discuss the status of the permits, the DTSC air monitoring program, both agencies' enforcement programs, and DTSC risk assessment work among other topics.

June 2012 – DTSC interviewed 47 people regarding DTSC's outreach program, what people think about the facility and what concerns people have about their community.

Since 2009, DTSC sponsored and/or attended a number of meetings in the community as listed below.

January 15, 2009 – Waste Management hosted a public meeting for a Class 3 permit modification. This date was erroneous on the Public Notice, so another meeting was held on February 10, 2009. One DTSC staff person attended the meeting.

February 4, 2009 – EPA hosted a public meeting in Kettleman City for Permitting and PCB study discussions. Two DTSC staffers attended the meeting.

February 10, 2009 – Waste Management hosted a public meeting for the expansion proposal (a Class 3 permit modification). One DTSC staff person was in attendance.

June 11, 2009 – DTSC staff met with People for Clean Air and Water (about twenty Kettleman City residents) as well as Bradley Angel and one other Greenaction staffer in Kettleman City. Five DTSC staff participated in this meeting to discuss community outreach.

June 11, 2009 – Three DTSC staff briefed District staff for State Senator Dean Florez in Fresno about the facility.

July 28, 2009 – One DTSC staff attended a Kings County meeting to discuss plans for a health study. Attendees included Kings County Community Development Agency, Kings County Department of Public Health, Kings County Counsel, Central Valley Health Institute, US EPA Region 9, DTSC, Waste Management, Waste Management Counsel,

Alicia Jacobo of Office of Senator Dean Florez, and California Department of Public Health.

August 12, 2009 – DTSC attended a listening Session in Kettleman City, in response to an invitation from Greenaction, People for Clean Air and Water, and Kids Protecting Our Planet. Three DTSC staff attended as well as U.S. EPA Region 9 staff and others.

October 5, 2009 -- Kings County Planning Commission held a public meeting in Hanford on their EIR and the changes to the Conditional Use Permit. They approved the expansion proposal as two DTSC staff observed the proceedings.

November 30, 2009 -- Two DTSC staff spoke about the facility at the San Joaquin Environmental Justice Task Force meeting in Fresno. 13 community people attended including three Kettleman City residents and two Greenaction staffers.

December 7, 2009 – One DTSC staff attended the Kings County Board of Supervisors meeting. The supervisors voted 5-0 to approve Waste Management's Conditional Use Permit for the expanded B-18 landfill unit and for an added B-20 landfill unit.

December 16, 2009 – One DTSC staffer was present at an U.S. EPA Region 9 hosted meeting in Kettleman City to discuss the preliminary results of their PCB Congener Study.

January 28, 2010 – One DTSC staff met with the Principal of the Kettleman City Elementary School in Kettleman City.

January 28, 2010 – Three DTSC staff met with El Pueblo Para El Aire y Agua Limpio, People for Clean Air and Water, Kids Protecting Our Planet, and Greenaction for Health and Environmental Justice in Kettleman City following up on our earlier June 11, 2009 meeting with those same groups.

March 25, 2010 – Four DTSC staff attended the Cal EPA/ CDPH public meeting in Kettleman City. This meeting discussed the scope of the environmental assessment of Kettleman City.

June 22, 2011 – One DTSC staff attended a Kettleman City forum sponsored by State Senator Rubio about the status of the Kettleman City Community Services District proposed improvements for Kettleman City drinking water.

November 17, 2011 -- Ten DTSC staff as well as U.S. EPA Region 9 staff held a joint public open house or availability session from 6:00 pm-7:00 pm. During the open house, local residents spoke with representatives from EPA, DTSC, and also the California

Department of Public Health. From 7 to 9 p.m., we had a group presentation and answered questions from the audience.

August 27, 2012 – Four DTSC staff and Two CalEPA staff met with representatives of the Center for Race, Poverty and the Environment (CRPE), Greenaction, and People for Clean Air and Water to discuss legal and other issues about the Kettleman Hills Facility at the CRPE office in Delano, California.

January 30, 2013 – Two DTSC staff attended the Waste Management facilitated public meeting on their application for renewal of the permit for the Kettleman Hills Facility. This meeting was held in Kettleman City.

4.2 Community Survey

In June 2012, DTSC prepared and distributed 664 community surveys to all Kettleman City residents and businesses to receive feedback about the level of interest in, and concerns regarding the facility. DTSC received 6 responses (a 1 percent response rate).

4.3 Community Meetings/Interviews

On June 14 and June 15 as well as June 21, 2012, four teams of two interviewers each (one English speaking and one Spanish speaking) met with representatives of the Kings County, Kettleman City Community Services District, other service agencies, business people, and area residents to gather information for this plan. DTSC staff interviewed 47 people of whom 29 were Kettleman City residents. The information gathered from the surveys and interviews forms the basis of the summary of community concerns and issues presented in the next section.

4.3.1 Interview Responses

General Summary: Representatives of Kings County government, Kettleman City residents, and local business people characterized themselves as having a high level of interest in Waste Management and its business. Only three people interviewed conveyed a strong concern that the landfill and its operations were hurting their community. Interviews show that people want to know about the landfill. Most

residents told us that receiving information through U.S. mail was a good method of communication. Nearly all interview participants offered information about a wide variety of community needs and concerns. Presented below is a brief summary of each of the key issues and concerns raised by community members during the interviews:

Drinking Water: All interviewees expressed deep concerns about the taste, quality, and quantity of drinking water provided by the Kettleman City Community Services District (the District). Residents reported cloudy, brownish water as well as rotten egg smells and poor taste.

Of the residents interviewed, many interviewees saw copies of the announcement from the District posted on doors of all local residences. This notice asked residents to conserve water because one of the two wells used by the District was not producing water as the well was undergoing needed maintenance.

As explained by various local officials, the District's limited water supply dictates enforcement of a strict moratorium on any new water service within the District. The District does not allow any new water hook ups. Poor water supply has limited community growth, limits services, and limits new employment opportunities. Several large development proposals are in limbo because of this ongoing moratorium. These limits have a strong chilling effect on the economic and social life of the community.

Birth Defects and cancer rates: One eighth of the interviewees expressed concerns about the number of birth defects and the amount of cancer in the community. Three people expressed lingering doubts and a lack of understanding of how the California Department of Public Health conducted their analysis of the birth defects found in the community. Four residents felt that there was no connection between the landfill and the community's health problems.

Access to Health Care: Approximately one fourth of the interviewees supported increased local access to health care. Several residents reported traveling 75 or more

miles for routine medical appointments and purchases of prescription medications. A local clinic provides basic medical care but more specialized medical attention requires traveling to other communities.

Access to services: Almost all interviewees expressed a general concern about the lack of services in the community. A number of interviews contained anecdotes about trips to Hanford (round trip is 77 miles) to purchase groceries or to fill drug prescriptions. Multiple interviewees mentioned that this problem affected them on a daily basis. With the exception of governmental officials, no one connected the lack of services and health care in Kettleman City with the ban on new buildings (water quantity is the limiting factor) in Kettleman City.

Pesticide drift and over spraying: Five residents conveyed their concerns about pesticide over drift and over spraying especially on the North and Northwest sides of the community. These interviewees felt that this problem to date has not been addressed.

Street condition and lighting: A few residents identified the condition of the streets as an important concern. Broken pavement, lack of pavement, potholes, and the lack of sidewalks were also mentioned by these residents.

Quality of High School education/ youth crime: Interviewers noted that some residents reported that they had concerns about the lack of activities for young people after school. Several also mentioned that Avenal High School did not provide the kind of educational experience that they felt was best for their children. Gangs and crime by young people was a concern of these residents as well. In addition, residents expressed their interest in identifying after school activities to engage the youth.

Petroleum and the practice of fracking: A few people raised concerns about the effect of petroleum exploration on the community. In the hills around Kettleman City, new exploratory wells have been drilled and they may use fracking in the extraction process. Fracking is a technique that uses water and/or other fluids to build up underground

pressure in order to fracture and open up rock formations to make it easier to obtain the pockets of petroleum buried in the rock.

Facility Impacts: Three people expressed ongoing and strong concern that the landfill run by Waste Management was destroying residents' health and was an ongoing threat to the viability of the community. Two residents commented that the facility needed to be closed.

5.0 PUBLIC PARTICIPATION ACTIVITIES

Having received the input described, DTSC commits to several specific public participation activities. The following activities are recommended to provide members of the public with facility information and appropriate opportunities for public comment.

5.1 Objectives of the Plan

The objectives of the Public Participation Plan are to:

- Ensure that the local community is provided with timely and accurate information written in English and Spanish, regarding the facility, its permit and activities associated with the permit's enforcement process;
- Provide the local community with an opportunity to ask questions regarding any permit related activities;
- Encourage representatives from the local community to share their concerns, and identify interests and issues associated with the facility or the community more generally;
- Formally document community issues and concerns and identify specific public participation activities, to ensure that the community is involved in the DTSC decision-making process; and
- Identify the most effective methods to address community interests and concerns throughout the operation of the facility.

5.2 Recommended Public Participation Activities

The activities described below have been designed to fulfill DTSC's public participation outreach requirements and to meet the objectives stated above.

5.2.1 Translation of Executive Summaries of all major project documents/Translation into Spanish throughout the process

DTSC, in previous meetings with People for Clean Air and Water as well as Greenaction, has agreed to translate into Spanish Executive Summaries of major public project documents for the Kettleman Hills Facility. DTSC has translated summaries starting with the first major public document in 2011.

In addition, DTSC, since the 1990s, has had a practice of translating community notices and public notices from English into Spanish on a routine basis for this community. DTSC will also provide interpretation and translation services for meetings, public hearings, and workshops.

5.2.2 Establish DTSC Information Contacts

DTSC has identified information contacts for the public to direct questions and concerns about the project. DTSC will include contact information in documents distributed to the public.

Wayne Lorentzen
DTSC Project Manager
8800 Cal Center Drive
Sacramento, CA 95826
Wayne.Lorentzen@dtsc.ca.gov
(916) 255-3883

Nathan Schumacher
DTSC Public Participation Specialist
8800 Cal Center Drive
Sacramento, CA 95826
Nathan.Schumacher@dtsc.ca.gov
(916) 255-3650

Media Inquiries:

Russ Edmondson
DTSC Public Information Officer
PO Box 806
Sacramento, CA 95812
Russ.Edmondson@dtsc.ca.gov
(916) 323-3372

5.2.3 Update Mailing List and E-mail List

DTSC has developed a targeted mailing list for this project that includes: all post office box holders in Kettleman City; key city, county, state, and federal representatives; and representatives of both local and regional environmental and social organizations. DTSC updates the mailing list when needed to ensure accuracy of the information, and to add names and addresses of individuals requesting to be on the list. Appendix C contains a copy of the key contact mailing list. DTSC will establish an e-mail list for this facility.

5.2.4 Maintain Information Repositories

DTSC has and will continue to place project documents in three local public library branches so that interested community members can review them.

Kings County Library, Kettleman City Branch
106 Becky Pease St.
Kettleman City, CA 93239
Eugenie Todd, Librarian
(559) 386-9804
Hours of Operation:

Sunday: Closed
Monday: Closed
Tuesday: 1 to 6 p.m.
Wednesday: 1 to 6 p.m.
Thursday: 1 to 6 p.m.
Friday: Closed
Saturday: Closed

Kings County Library, Avenal Branch
Branch

Kings County Library, Hanford

501 Kings Street
Avenal CA 93204
(559) 386-5741

401 North Douty Street
Hanford CA 93204
(559) 582-0261

Weekends: Closed
Monday: 11 to 8 p.m.
Tuesday: 11 to 7 p.m.
Wednesday: 11 to 7 p.m.
Thursday: 12 to 5 p.m.
Friday: 12 to 5 p.m.

Sunday: Closed
Monday: 10 to 8 p.m.
Tuesday: 10 to 8 p.m.
Wednesday: 10 to 8 p.m.
Thursday: 10 to 6 p.m.
Friday: 12 to 5 p.m.
Saturday: 12 to 5 p.m.

The repositories include copies of key permit and enforcement documents, the Public Participation Plan update, community notices and public notices, and other documents as they are developed and distributed to the public.

Administrative Record: In addition to the library repositories, the complete file or administrative record is available for review at DTSC's office in Sacramento.

Department of Toxic Substances Control - File Room
8800 Cal Center Drive
Sacramento, CA 95826
Amy.Ly@dtsc.ca.gov
Please call (916) 255-4159 for an appointment
Hours: 8:00 a.m. - 5:00 p.m. - Monday through Friday

EnviroStor Database: Copies of key permit and enforcement reports, community notices and other site-related information are available online:

<http://.envirostor.dtsc.ca.gov/public/>.

5.2.5 Prepare and Distribute Community Notices

DTSC will prepare community notices at key permitting milestones to provide interested community members and the broader regional community with information about the facility. DTSC will use simple, non-technical language and incorporate graphics to enhance understanding.

At a minimum, DTSC will prepare a community notice about the Draft Class 3 Permit Modification. This notice will provide a general overview of the history of the facility, describe the permit modification, provide information on the enforcement history of the facility, summarize the risk assessment, and describe the environmental review of the proposal. It will announce the start and end dates of the public comment period, and the date and time for a public hearing. DTSC will distribute this document to all individuals on the mailing and e-mail lists.

DTSC will send a fact sheet about Kettleman Hills Facility projects to any interested person after receiving their request. This fact sheet contains more detailed information about the proposed permit action.

5.2.6 Establish Public Comment Period on the Draft Permit decision

DTSC will establish a public comment period of at least 60 days (15 days more than required) to accept comments on the draft decision. DTSC will notify the public in advance of the start dates via a mailed community notice and a public notice placed in the appropriate community publications. This public comment period will allow community members and other interested parties an opportunity to make known their concerns about the draft decision. DTSC will accept written comments during the public comment period and take oral comments delivered at the Public Hearing.

5.2.7 Place Public Notices for the Draft Permit Decision

DTSC will run a public notice in the Hanford Sentinel at the start of the public comment period on the draft decision. The public notice will be a display advertisement placed in the front portion of the newspaper. The public notice will include the following information:

- A brief overview of the permit decision proposed in the draft permit modification;

- The locations of the information repositories and the web site where this document is available for review;
- The start and end dates of the public comment period;
- A mail and e-mail address to which members of the public can send written comments; and
- An announcement of the time, date and location for the Public Hearing.

Also, DTSC will place the same public notice written in Spanish in La Vida del Valle, a Spanish-language newspaper that serves the area. In addition, DTSC will place both English and Spanish radio advertisement announcing the public comment period on major decision documents as required by California state regulations. Based on input from Kettleman City young people, DTSC additionally plans to use Twitter to communicate the beginning date of the public comment period and other short items of community interest.

5.2.8 Conduct Public Hearings/Briefings on the Draft Permit Modification and all Permit decisions

DTSC will hold a Public Hearing on the draft Permit Modification and CEQA document at the approximate mid-point of the public comment period to explain the process and proposed Class 3 permit modification to interested community members, to answer questions, and to receive public comments on the Draft permit decision. DTSC will consider holding other community meetings and/or briefings as warranted by project needs, and public interest, and upon request.

5.2.9 Respond to Public Comments on the Permit decision

DTSC may receive public comments through direct mail, telephone calls, e-mails, and at community briefings and public meetings; however, comments to be submitted into the record must be given in writing or at the Public Hearing. All communication tools

distributed by DTSC will include the phone numbers and e-mails of DTSC contacts to call with questions about the facility. DTSC contacts will respond promptly to questions either by telephone or by written communication.

DTSC will prepare a document responding to comments received, called a Response to Comments document, to address comments received during the public comment period on the Draft permit decision. All individuals who offered comments will receive a copy of the Response to Comments document. This document will also be available upon request and for review at the Information Repositories established for the facility.

5.2.10 Provide Project Updates

DTSC will distribute project updates (either in notice format or as flyers) to provide the community with information regarding the status of the project. DTSC will use simple, non-technical language and graphics to enhance understanding. DTSC will distribute these updates via U.S. Mail and e-mail. DTSC also may post them in public places that allow their posting.

5.2.11 Conduct Community Project Briefings

DTSC may hold informal community briefings with interested community members and local businesses, as needed, throughout the life of the facility. The purpose of these meetings will be to communicate enough information so that the community will have a good understanding of the permit, that the needs of the community are being identified, and to provide updates to community members. Another benefit will be to continue to build relationships and mutual understanding and a shared vision between DTSC and the Kettleman City community. These briefings will be conducted at DTSC's discretion.

5.2.12 Additional Activities

DTSC may conduct outreach activities in addition to those described above. DTSC will provide updates to the local community; send out additional community notices, letters, flyers or postcards; or conduct door-to-door outreach to ensure that the community is

kept informed on the status of the facility. DTSC will also consider conducting outreach activities as suggested by community members.

APPENDIX A

DTSC COMMUNITY SURVEY



Matthew Rodriguez
Secretary for
Environmental Protection

Department of Toxic Substances Control

Deborah Raphael, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Edmund Brown
Governor

June 7, 2012

Dear Community Member:

The Department of Toxic Substances Control (DTSC) is a state regulatory agency that has the responsibility of protecting people from hazardous waste. Part of that work depends on involving communities in decisions that affect them. To improve and enhance our community outreach process, we would like to hear your views.

Over the years, we have heard from many of you regarding issues and concerns related to Kettleman City and other Kings County communities, and we thank you for your honest feedback. In our effort to expand our community outreach commitment, we want to hear your opinions and ideas on how we can enhance our communication with you.

We believe that we serve an important role by gathering information about your concerns and ensuring that you have the opportunity to be a part of our decision making process. To do this we will be conducting a community survey as well as conducting face to face discussions with members of your community to seek their feedback and opinions on enhancing our community outreach efforts. We will summarize your concerns into an Enhanced Community Outreach report that will be provided to the community in late July. The result of your feedback will assist us in defining our path forward as we work collaboratively to enhance our community outreach efforts.

Thank you in advance for filling out and returning the community survey to us by Monday **July 2, 2012**. If you have any questions regarding this attached community survey, please contact me toll free at (866) 495-5651, at (916) 255-3650 or by e-mail to Nschumac@dtsc.ca.gov.

Sincerely,

Nathan Schumacher
DTSC Public Participation Specialist
Department of Toxic Substances Control



DTSC Kettleman City Community Survey Questions
June, 2012

1. Where do you live?

- (1) Kettleman City
- (2) Hanford
- (3) Avenal
- (4) Lemoore
- (5) Corcoran
- (6) Fresno
- (7) Other _____

2. What would a meaningful public participation process look like to you?

On a scale of 1 to 5, please rate which communication tools work best to give you information about your community questions and concerns with 5 as the best tool and 1 as the least preferred tool.

- | | | | | | |
|--------------------------------------|---|---|---|---|---|
| - Mailed Fact Sheets | 1 | 2 | 3 | 4 | 5 |
| - Small group meetings | 1 | 2 | 3 | 4 | 5 |
| - E-mails | 1 | 2 | 3 | 4 | 5 |
| - Web site | 1 | 2 | 3 | 4 | 5 |
| - Community meetings | 1 | 2 | 3 | 4 | 5 |
| - Internet Videos | 1 | 2 | 3 | 4 | 5 |
| - Information through your schools | 1 | 2 | 3 | 4 | 5 |
| - Information through your church | 1 | 2 | 3 | 4 | 5 |
| - Information posted in public areas | 1 | 2 | 3 | 4 | 5 |
| - Workshops (Open Houses) | 1 | 2 | 3 | 4 | 5 |
| - Other _____ | | | | | |

In addition to the tools listed above are there other ways for us to keep you better informed?

3. Have you gone to the Department of Toxic Substances Control's (DTSC's) web site for any information at www.dtsc.ca.gov?

a. How often do you use the DTSC web site?

b. Please describe your experience.

4. Would you like an interview to give us more detailed responses to these questions?

- Yes

- No

- If yes, please give us your telephone number or e-mail address:



Matthew Rodriguez
Secretary for
Environmental Protection

Department of Toxic Substances Control

Maureen F. Gorsen, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Edmund Brown
Governor

07 de junio del 2012

Estimado miembro de la comunidad:

El Departamento del Control de Sustancias Tóxicas (DTSC, por sus siglas en Inglés) es una agencia reguladora estatal, con la misión de proteger la salud humana de los residuos peligrosos. Parte de nuestro trabajo depende de involucrar las comunidades en las decisiones que afectan a la comunidad. Para mejorar y aumentar nuestro proceso de alcance a la comunidad, quisiéramos saber su punto de vista.

Atreves del tiempo, hemos escuchado de varios de ustedes, tocante los temas y preocupaciones relacionadas a Kettleman City y otras ciudades del Condado de Kings y sus comunidades, y le damos las gracias por sus opiniones tan sinceras. En un esfuerzo de aumentar nuestro compromiso de alcance a la comunidad, queremos saber sus opiniones e ideas sobre cómo podemos aumentar nuestra comunicación con usted.

Nosotros creemos que servimos un papel importante in la colección de información sobre sus preocupaciones y asegurar que usted tenga la oportunidad de ser parte de nuestro proceso de tomar decisiones. A ese fin, nosotros vamos a conducir una encuesta y al igual que conducir discusiones en persona con miembros de su comunidad para pedir sus respuestas y opiniones sobre nuestros esfuerzos de aumentar nuestro alcance a la comunidad. Nosotros escribiremos un resumen de sus preocupaciones en un reporte para ser llamado el reporte de Alcance a la Comunidad Aumentado, cual será proveído a la comunidad hacia los últimos de julio del 2012. Los resultados de sus respuestas nos ayudaran a definir nuestro camino hacia delante al trabajar en colaboración para aumentar nuestros esfuerzos de alcance hacia la comunidad.

Gracias de antemano por llenar y devolver la encuesta a la comunidad antes del 2 de julio del 2012. Si usted tiene alguna pregunta sobre esta encuesta de la comunidad adjunta, por favor póngase en contacto conmigo al número gratuito (866) 495-5651, al (916) 255-3650 o por e-mail a Nschumac@dtsc.ca.gov.

Atentamente,

Nathan Schumacher
Especialista en Participación Pública del DTSC
Departamento de Control de Sustancias Tóxicas



Departamento de Control de Sustancias Tóxicas (DTSC, por sus siglas en inglés)
DTSC Kettleman City Preguntas de la Encuesta de la Comunidad

1. ¿En qué ciudad vive?

1. Kettleman City
2. Hanford
3. Avenal
4. Lemoore
5. Corcoran
6. Fresno
7. Otra ciudad

2. ¿Cómo se imagina usted pudiera ser un significativo proceso de participación pública?

En una escala de 1 a 5, evalúe los métodos de comunicación que serían más efectivos en darle información sobre sus preguntas y preocupaciones, siendo 5 el más efectivo y 1 el menos efectivo:

| | | | | | |
|--|---|---|---|---|---|
| - Boletines por correo | 1 | 2 | 3 | 4 | 5 |
| - Juntas en grupos pequeños | 1 | 2 | 3 | 4 | 5 |
| - Mensajes por correo electrónico | 1 | 2 | 3 | 4 | 5 |
| - Un sitio Web de Información | 1 | 2 | 3 | 4 | 5 |
| - Juntas de la comunidad | 1 | 2 | 3 | 4 | 5 |
| - Videos disponibles en el internet | 1 | 2 | 3 | 4 | 5 |
| - Información a través de sus escuelas | 1 | 2 | 3 | 4 | 5 |
| - Información a través de su iglesia | 1 | 2 | 3 | 4 | 5 |

- Información puesta en áreas públicas 1 2 3 4 5
- Otra forma de comunicarse _____ 1 2 3 4 5

¿Aparte de las herramientas de comunicación ya listadas, existen otras maneras de que nosotros puédanos mantenerlo mejor informado?

3. ¿Ha visitado usted el sitio web del Departamento del Control de Substancias Tóxicas (DTSC) www.dtsc.ca.gov, para buscar cualquier tipo de información?

A. ¿Con que frecuencia usa usted el sitio web del DTSC?

B. Favor de decirnos su opinión de su experiencia al usarlo.

4. ¿Quisiera darnos usted una entrevista para darnos respuestas más detalladas a estas preguntas?

- Si
- No

Si su respuesta es que sí, favor de darnos su número de teléfono o su domicilio de correo electrónico (e-mail):

APPENDIX B
INTERVIEW PARTICIPANTS

APPENDIX B – INTERVIEW PARTICIPANTS

Kings County and Reef-Sunset Unified School District Officials

Richard Valle, Supervisor, District 2
Tony Barba, Supervisor, District 4
Richard Fagundes, Supervisor, District 5
Greg Gatzka, Director, Kings County Community Development Agency
Chuck Kinney, Deputy Director, Planning, Kings County Community Development Agency
Keith Winkler, Director of Public Health Services, Kings County Department of Public Health
Rosa Maldonado, Office Manager, Kettleman City Community Services District
(Mr) Carmel Draper, Principal, Kettleman City Elementary School

State Representatives

Alicia Jacobo, District staff to State Senator Mark Rubio, State Senate 16th District
Justin Mendes, Senior Field Representative, State Assembly member, David Valadao

Business people

John Lehn, CEO, Kings County Economic Development Corporation
James E. "Jay" Salyer, Economic Development Manager, Kings County Economic Development Corporation

Residents

29 Residents

Groups

Bradley Angel, Director, Greenaction, San Francisco
Ingrid Brostrom, Senior Staff Attorney, Center for Race, Poverty and the Environment, San Francisco

Maricela Alatorre, People for Clean Air and Water, Kettleman City

Raymond Macareno, Service Center Manager, Proteus, Hanford

Jeff Garner, Executive Director, Kings County Community Action Organization, Hanford

APPENDIX C
KEY CONTACT LIST

APPENDIX D -- KEY CONTACT LIST

| Official | Title/Position | Organization | Address | City | State | Zip | Telephone | E-Mail |
|---------------------------------|--|--|---|-------------|-------|-------|-------------------------|--|
| Federal/State Government | | | | | | | | |
| vacant | Senator, 16 th California Senate District | California State Senate –16 th District | 2550 Mariposa Mall Suite 2016 | Fresno | CA | 93721 | (559) 264-3070 | |
| David G. Valadao | U.S. Representative | 21st California Congressional District | 101 N. Irwin St., Suite 110 B | Hanford | CA | 93230 | (559) 582-5526 | |
| Rudy Salas | Assemblyman | 32nd State Assembly District | 1430 Truxtun Ave., Suite 803 | Bakersfield | CA | 93301 | (661) 335-0302 | |
| Alicia Jacobo | District staff | 16 th District State Senate | 2550 Mariposa Mall Suite 2016 | Fresno | CA | 93721 | (559) 264-3070 | Alicia.Jacobos@sen.ca.gov |
| Justin Mendes | Senior Field Representative | 21 st California Congressional District | 101 N. Irwin St., Suite 110 B | Hanford | CA | 93230 | (559) 582-5526 | Justin.Mendes@mail.house.gov |
| Josh Golden | District Staff | 32 nd State Assembly District | 1430 Truxtun Ave. STE 803 | Bakersfield | CA | 93301 | (661) 335-0302 | Josh.Golden@asm.ca.gov |
| Gilbert Feliz | District Staff | 32 nd State Assembly District | 1430 Truxtun Ave. STE 803 | Bakersfield | CA | 93301 | (661) 335-0302 | Gilbert.Feliz@asm.ca.gov |
| County of Kings | | | | | | | | |
| Richard Valle | Supervisor, District 2 | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (559) 582-2365 | Richard.Valle@co.kings.ca.us |
| Joe Neves | Supervisor, District 1 | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (559) 582-2368 | Joe.Neves@co.kings.ca.us |
| Doug Verboon | Supervisor, District 3 | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (559) 582-2366 | Doug.Verboon@co.kings.ca.us |
| Tony Barba | Supervisor, District 4 | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (530) 582-2367 | Tony.Barba@co.kings.ca.us |
| Richard Fagundes | Supervisor, District 5 | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (530) 582-2364 | Richard.Fagundes@co.kings.ca.us |
| Larry Spikes | Chief Administrator | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (530) 582-2378 | Larry.Spikes@co.kings.ca.us |
| Greg Gatzka | Community Dev. Agency Director | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (559) 582-3211 ext 2682 | Greg.Gatzka@co.kings.ca.us |

Kettleman Hills Facility Public Participation Plan Update
May 2013

| Official | Title/Position | Organization | Address | City | State | Zip | Telephone | E-Mail |
|---|------------------------------------|---|--|----------------|-------|-------|-------------------------|---------------------------------|
| Chuck Kinney | Deputy Director - Planning | County of Kings | 1400 W Lacey Blvd., Admin. Building # 1 | Hanford | CA | 93230 | (559) 582-3211 ext 2674 | Chuck.Kinney@co.kings.ca.us |
| Jim Swaney | Permit Services Manager | San Joaquin Valley Air Pollution Control District | 1990 E. Gettysburg Ave. | Fresno | CA | 93726 | (559) 230-6000 | Jim.swaney@valleyair.org |
| Keith Winkler | Director of Public Health Services | Kings County Dept. of Public Health | 330 Campus Drive | Hanford | CA | 93230 | (559) 584-1401 | Keith.Winkler@countyofkings.com |
| Michael MacLean | Health Officer | Kings County Dept. of Public Health | 330 Campus Drive | Hanford | CA | 93230 | (559) 584-1401 | Michael.MacLean@co.kings.ca.us |
| Kettleman City Community Services District | | | | | | | | |
| Rosa Maldonado | Office Manager | Kettleman City Community Services District | 110 General Petroleum Street, PO Box 179 | Kettleman City | CA | 93239 | (559) 386-5866 | kccsd@att.net |
| Community-Based, Civic & Environmental Organizations | | | | | | | | |
| Bradley Angel | Executive Director | Greenaction | 703 Market Street, STE 501 | San Francisco | CA | 94103 | (415) 284-5600 ext 101 | bradley@greenaction.org |
| Caroline Farrell | Executive Director | Center for Race, Poverty, and Environment | 1302 Jefferson Street | Delano | CA | 93215 | (661) 720-9140 | cfarrell@crpe-ej.org |
| Maricela Alatorre | Spokesperson | People for Clean Air and Water | P.O. Box 262 | Kettleman City | CA | 93239 | (559) 816-9298 | alatmig@netzero.com |
| Juan Ruiz | Principal | Kettleman City Elementary School | 701 General Petroleum Street | Kettleman City | CA | 93239 | (559) 386-5702 | cdraper@kings.k12.ca.us |
| Ingrid Brostrom | Senior Attorney | Center for Race, Poverty, and Environment | 47 Kearny Street, STE 804 | San Francisco | CA | 94108 | (415) 346-4179 | ibrostrom@crpe-ej.org |
| News Media | | | | | | | | |
| Eiji Yamashita | News Reporter | Hanford Sentinel | P.O. Box 9 | Hanford | CA | 93232 | (559) 583-2429 | EYamashita@hanfordsentinel.com |
| Lewis Griswold | News Reporter | Fresno Bee | 1626 E Street | Fresno | CA | 93786 | (559) 622-2400 | lgriswold@fresnobee.com |
| Other Interested Parties | | | | | | | | |
| | | | | | | | | |

