

PART II. COMMENTS

SECTION A.....SUBMITTED COMMENTS

PARTE II. COMENTARIOS

SECCIÓN A OBSERVACIONES



LEMOORE

1

Don Warkentin, President
(559) 925-3217
donwarkentin@whccd.edu

April 12, 2012

Mr. Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of West Hills College Lemoore, and the more than 140 employees we represent, we are pleased to submit our comments in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our college to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to the economy and the welfare of the citizens of Kings County.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; (those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the many employees of the Facility or the residents of Kings County).

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, schools and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (559) 925-3217.

Respectfully submitted,

Don Warkentin
President

c: Raymond Leclerc, P.E. Asst. Deputy Director, Dept. of Toxic Substance Control
Bob Henry, Senior District Manager, Waste Management, Kettleman Hills Facility

SWINGER PRUNING SERVICES, LLC

236 Harold Griswold Way
Hanford, California 93230
Telephone: (559) 816-7711

April 15, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. My company, Swinger Pruning Services, LLC, has been closely following the permit process for many years.

My company, located in Hanford, California and representing 30 employees is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of my company and many like us throughout California.

I want to make sure that our voice is heard in support of this vital facility. Our agricultural industry cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, our industry will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,



Jeb Headrick

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

GLB CONSULTING
WE SEE YOUR VISION

April 17, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. My company, GLB Consulting, has been closely following the permit process for many years.

My company, located in Fresno, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of the farms and agricultural related businesses my company serves throughout the San Joaquin Valley.

I want to make sure that our voice is heard in support of this vital facility. Our agricultural industry cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, agriculture and other industries will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,



Guy Brautigam

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility



April 18, 2012

Mr. Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen,

On behalf of the Lemoore Chamber of Commerce, and its Board of Directors, we submit this letter in support of the B-18 permit expansion requested by Waste Management for its Kettleman Hills Facility. We are aware that numerous health and environmental studies that have been conducted by local, state and federal government agencies. Those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County. We urge your agency to start the permitting process that would allow the Kettleman Hills Facility to return to full operational capacity.

The Kettleman Hills Facility has been a member of the Lemoore Chamber of Commerce for over 20 years and is one of the largest employers on the west side of Kings County. When it operated at full capacity, the facility provided a strong economic benefit to the economy through payroll and purchases of goods and services from local businesses. It contributed approximately \$3 million to the Kings County general fund and employed around 90 local residents.

We are concerned that due to the delays of the expansion permits, the Kettleman Hills Facility has been forced to reduce a great number of its work force. The economic impact on Kings County has been significant. These job losses and decreased contributions have had a ripple affect in our local businesses and the many organizations the Kettleman Hills Facility has financially assisted in the past.

We cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand, the Kettleman Hills Facility employees and the Central Valley economy will have even more drastic economic consequences.

We hope you seriously consider the health and economic wellbeing that will be further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

If you have any questions, please feel free to contact us at (559)924-6401.

Respectfully submitted,

Maureen Azevedo
Chief Executive Officer

CC: Mr. Raymond Leclerc, Bob Henry

Kings County Farm Bureau

870 Greenfield Avenue • Hanford, California 93230

Telephone (559) 584-3557 • FAX (559) 584-1614 • www.kcfb.org



April 19, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Officers

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Dino Giacomazzi
Vice President

Joshua Bettencourt
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Ryan Dooley

Chuck Draxler

John Ellis

Pete Hanse

Gary Lindley

Michael Maciel

Bryan Mello

Brian Rodrigues

Steve Walker

Bob Wilson

Frank Zonneveld

Dear Mr. Lorentzen:

On behalf of the Kings County Farm Bureau, and the more than 800 members we represent, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our members have utilized the Kettleman Hills Facility, both directly and indirectly, for our hazardous waste disposal needs. The agricultural industry generates waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our organization to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our industry and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; (those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County).

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits to they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record.

Respectfully submitted,


Michele Costa
Executive Director

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

OLIVEIRA AG SERVICE

12446 Fargo Ave
Hanford, CA 93230

April 19, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. Our company has been closely following the permit process for many years.

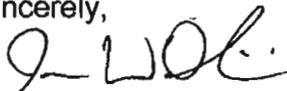
Oliveira Ag Service, located in Hanford, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of the clients we serve throughout California.

I want to make sure that our voice is heard in support of this vital facility. Our State cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, businesses in California will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,



John Oliveira, Owner

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

STONE LAND COMPANY

POST OFFICE BOX 146
STRATFORD, CALIFORNIA 93266-0146

TELEPHONE
(559) 945-2205
(559) 947-3185

FAX NUMBER
(559) 945-9442

April 21, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. Our family owned diversified farming company, has been closely following the permit process for many years.

Stone Land Company, located in Stratford, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of our farming business and many like us throughout California.

I want to make sure that our voice is heard in support of this vital facility. Our agricultural industry cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, our industry will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,



Bill Stone, President

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility



Tyler Bennett
Vice President
Bennett & Bennett Irrigation Systems, Inc.
P.O. Box 608
Armona, CA 93202
tyler@bennettirrigation.com
+1 (559) 582-9336 (office)

April 23, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Bennett & Bennett Irrigation Systems, and the more than 60 persons we employ, I am pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized, directly and indirectly, the Kettleman Hills Facility for our hazardous waste disposal needs. We build agricultural systems and as such may generate waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, school and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits to they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record.

Respectfully submitted,



Tyler Bennett

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

Myers Bros. Well Drilling, Inc.
8650 E. Lacey Blvd.
Hanford, CA 93230
559-582-9031

April 30, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Myers Bros. Well Drilling, Inc., and the more than 31 employees/members we employ, we are pleased to submit comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Many of our customers generate waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, school and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits to they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record.

Respectfully submitted,



Glenn Myers, President



5345 West Cypress • Visalia, CA 93277 • (559) 733-1472 • Fax (559) 734-2310

May 1, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. My company, The Spectrum Group, has been closely following the permit process for many years.

My company, located in Visalia, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of my company and many like us throughout California.

I want to make sure that our voice is heard in support of this vital facility. Our State cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, the agricultural industry we serve will have to look to more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,

Eric M. Black

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

Blue Label-Cypress, Inc.
5345 West Cypress
Visalia, CA 93277

May 4, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Blue Label-Cypress, Inc., I am pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company, a gasoline service station, car wash and convenience store, is located in Visalia, California and as such may generate waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, school and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits to they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record.

Respectfully submitted,


Eric M. Black, President

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility



980 Lakewood Dr.
Hanford, CA 93230
Telephone: (559) 469-7093
Facsimile: (559) 587-2562

May 5, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. My company has been closely following the permit process for many years.

My company, located in Hanford, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of my company and many like us throughout California.

I want to make sure that our voice is heard in support of this vital facility. Our State cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, businesses in California will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,

A handwritten signature in blue ink, appearing to read "Alma Galaviz", is written over a large, stylized, circular flourish.

Alma Galaviz, Director

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

BLAIR AIR SERVICE, INC.
19101 KENT AVE.
LEMOORE, CA 93245
(559) 924-1276
(559) 924-7139 FAX



May 6, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Blair Air Service, Inc., I am pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized, directly and indirectly, the Kettleman Hills Facility for our hazardous waste disposal needs. We are an aerial and ground applicator of agricultural chemicals, fertilizers and pesticides, and as such may generate waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, school and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits to they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record.

Respectfully submitted,


Roger Hewett

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility

A & M LIVESTOCK AUCTION, INC

P O BOX 96

HANFORD, CA 93232

PHONE: (559)582-0358

FAX: (559)582-8254

"HOLSTEIN HEIFER CAPITAL OF THE WORLD"

May 10, 2012

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
Office of Permitting
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I am writing to inform you of our strong support for the expansion of the B-18 hazardous waste landfill at Waste Management's Kettleman City Hills Facility. A&M Livestock Auction, Inc. has been closely following the permit process for many years.

Our company, located in Hanford, California is in strong support of the B-18 permit expansion. This expansion is important to the economic wellbeing of the agricultural community throughout California.

I want to make sure that my voice is heard in support of this vital facility. Our State cannot afford any further delay; the Kettleman Hills Facility is running out of capacity. If B-18 is not permitted to expand its capacity, agriculture and related industries and businesses will have to look at more costly, more distant facilities.

I hope you consider the health and economic wellbeing that are further jeopardized by delaying or not granting the Waste Management Kettleman Hills Facility its necessary permits.

We appreciate your thoughtful consideration of this request.

Sincerely,

Richard E. Martella
Richard Martella, President

Cc: Raymond Leclerc
Bob Henry, Waste Management, Kettleman Hills Facility



KINGS COUNTY ECONOMIC DEVELOPMENT CORPORATION

120 North Irwin Street • Hanford, California 93230
www.kingsedc.org • info@kingsedc.org
Phone (559) 585-3576 • Fax (559) 585-7398

May 31, 2012

Debbie Raphael, Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

On behalf of the Kings County Economic Development Corporation (Kings EDC), I strongly urge you to grant the necessary permits to Waste Management for the continued operation and expansion of its B-18 landfill at the Kettleman Hills Facility.

As the organization responsible for business retention, expansion, and attraction programs in Kings County, I feel it is our responsibility to support one of Kings County's most important businesses and express our real concern about the indifferent treatment of the critical permits. Kings County suffers from chronic high unemployment, much like the other counties in the San Joaquin Valley. It is painful to see the results of the unnecessary delay in permitting such as a workforce reduction of over 58%, the dramatic loss of revenue to the county government, and the disruption of the safe hazardous waste disposal process.

For the last few years we have closely followed the permitting process for the Kettleman Hills Facility. Kings EDC staff members have attended just about every hearing and every public meeting regarding the permitting of the facility. I am familiar with the extensive health and environmental studies that were conducted on the Facility and know that the studies have determined the Kettleman Hills Facility to be safe and does not impact the neighboring community of Kettleman City. I believe the time has come to issue Waste Management the necessary permits. This Facility is critical to Kings County, the region and the entire state of California.

Numerous local and statewide businesses, communities, and government agencies rely on the Facility for the safe treatment and disposal of their hazardous waste. Thousands of communities and businesses in California are safer today because of the existence of the Kettleman Hills Hazardous Waste Facility.

Though Waste Management Kettleman Hills Facility is a large employer and a critical part of Kings County's infrastructure, it is an important contributor to Kings County's quality of life as well. The company contributes millions in taxes, payroll, and charitable contributions. In addition, Facility employees donate hundreds of volunteer hours to the Westside communities of Kings County. In difficult financial times like these, it is more important than ever to support

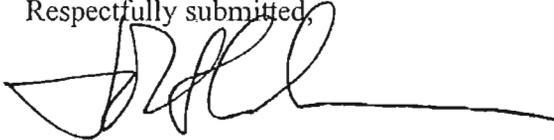
Working For Business

Kings County's solid, community-focused companies, especially those that provide an essential public service.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. The health and environmental studies should give you the confidence you and other agencies need to expeditiously grant the Kettleman Hills Facility the necessary permits to continue to operate and expand.

If you have any questions, please do not hesitate to contact me at (559) 585-3536.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Lehn', with a long horizontal line extending to the right.

John Lehn
President/CEO

Cc: Wayne Lorentzen, P.E. ✓
Raymond Leclerc, P.E.
Bob Henry, Waste Management, Kettleman Hills Facility

11-18-12

16

Director Debbie Raphael
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

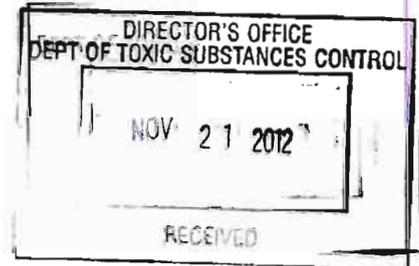


Deny Chem Waste permit to expand Kettleman City toxic dump!

Thank you for taking enforcement action against Chem Waste for failing to disclose spills. I am appalled by these and the many other violations by Chem Waste at the Kettleman Hills toxic waste dump. Please deny permits to Chem Waste to expand the dump.

Sincerely,

A handwritten signature in blue ink that reads "Julia Cato". The signature is written in a cursive style.



DIRECTOR'S OFFICE
DEPT OF TOXIC SUBSTANCES CONTROL

NOV 21 2012

RECEIVED

17

Director Debbie Raphael
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

Deny Chem Waste permit to expand Kettleman City toxic dump!

Thank you for taking enforcement action against Chem Waste for failing to disclose spills. I am appalled by these and the many other violations by Chem Waste at the Kettleman Hills toxic waste dump. Please deny permits to Chem Waste to expand the dump.

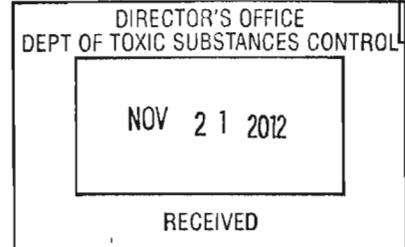
Sincerely,

Teresa J. Paris

18 Nov. 2012

 Ms. Teresa Paris
2700 Prince St., Apt. 2
Berkeley, CA 94705

Director Debbie Raphael
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806



Deny Chem Waste permit to expand Kettleman City toxic dump!

Thank you for taking enforcement action against Chem Waste for failing to disclose spills. I am appalled by these and the many other violations by Chem Waste at the Kettleman Hills toxic waste dump. Please deny permits to Chem Waste to expand the dump.

Sincerely,

MARK WIEDER

Director Debbie Raphael
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

Nov 18, 2012 19
DIRECTOR'S OFFICE
DEPT OF TOXIC SUBSTANCES CONTROL
NOV 21 2012
RECEIVED

Deny Chem Waste permit to expand Kettleman City toxic dump!

Thank you for taking enforcement action against Chem Waste for failing to disclose spills. I am appalled by these and the many other violations by Chem Waste at the Kettleman Hills toxic waste dump. Please deny permits to Chem Waste to expand the dump.

Sincerely,



Ms Shauna Haines
1732 McGee Ave
Berkeley, CA 94703-1266

From: Arthur Unger <artunger@att.net>
Date: July 3, 2013, 9:09:25 PM PDT
To: "RLeclerc@dtsc.ca.gov" <RLeclerc@dtsc.ca.gov>
Subject: **expand and redesign the Kettleman Hills Facility**
Reply-To: Arthur Unger <artunger@att.net>

Raymond Leclerc
8800 Cal Center Drive
Sacramento, CA 95826
July 3, 2013

Via RLeclerc@dtsc.ca.gov

Here are my comments on the permit requested by Chemical Waste Management Inc. to expand and redesign the Kettleman Hills Facility.

It is not proven that the alarming incidence of birth defects in Kettleman City was caused by disposing of so much waste there.

Americans today contain trace amounts of hundreds of substances that humans did not evolve with. It will take generations to know if some combination of some of these substances is harmful. In my opinion (IMO), no one group of people should be made to contain more of these substances, or more of any one substance, than other people contain.

IMO disposing of a substance should be done by breaking the substance down into chemicals known to be benign to humans no matter what other chemicals the humans contain. How to do this is often unknown; when it is, it may be so expensive that it is not done.

People in and near Kettleman City have been subject to more waste than other people. IMO these people should not be exposed to the waste that expanding the Kettleman Hills Facility would bring. IMO those substances that can not be reduced to non toxic components should be dumped somewhere else.

Thank you for the opportunity to comment,
Arthur Unger
2815 La Cresta Drive
Bakersfield, CA 93305-1719
(661) 323 5569
artunger@att.net preferred



City of Avenal

919 Skyline Blvd.
Avenal, CA 93204
Phone (559) 386-5766
Fax (559) 386-0629



July 29, 2013

Debbie Raphael
Director
Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael:

On behalf of the City of Avenal, the incorporated City located closest to the Waste Management-Kettleman Hills Facility, we strongly urge you to grant the necessary permits to Waste Management for the continued operation and expansion of its B-18 landfill at the Kettleman Hills Facility. Last year, in a similar correspondence to Jared Blumenfeld at US EPA, Region IX, we communicated our strong support for the granting of the necessary permits for the WM-Kettleman Hills Facility due to many of the same reasons we list below:

For the last few years we have closely followed the permitting process for the Kettleman Hills Facility. We have been briefed on the results of the extensive health and environmental studies that have been conducted on the Facility and know that the studies have found the Kettleman Hills Facility to be safe and do not impact the neighboring community of Kettleman City or the City of Avenal.

Numerous cities like ours, businesses, communities and government agencies locally and across the state rely on the Facility for the safe treatment and disposal of their hazardous waste. Thousands of communities and businesses in California are safer because of the hazardous waste being sent to the Kettleman Hills Hazardous Waste Facility for treatment and disposal.

We have worked closely with Waste Management for many, many years. We have found them to be a good corporate citizen and community partner. Waste Management employs many of our citizens and until the severe reductions in work force that they have made over the last few years due to their slow down, they employed many more residents from Avenal and the surrounding communities.

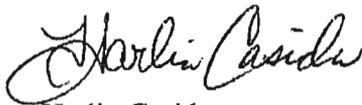
In addition, Waste Management is a critical part of the infrastructure of Kings County. Not only does the company employ dozens of people at its Kettleman Hills Landfill, the company contributes millions in taxes, payroll, charitable contributions and positive economic impact. In

focused companies that are here in Kings County, especially those that provide a necessary and essential public service.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. The health and environmental studies should give you the confidence that you and other agencies need to now grant the Kettleman Hills Facility the permits it needs to continue to operate and expand. We believe the time has come to issue Waste Management the necessary permits. This Facility is critical to Kings County, the region and the entire state of California.

If you have any questions, please feel free to contact me at (559) 386-5766.

Respectfully submitted,



Harlin Casida
Mayor

Cc: Members of the Avenal City Council
Melissa Whitten, Avenal City Manager
Supervisor Richard Valle, Kings County
Bob Henry, Waste Management, Kettleman Hills Facility

Lorentzen, Wayne@DTSC

From: James Dowdall <jkdowd63@yahoo.com>
Sent: Tuesday, July 30, 2013 12:38 PM
To: Lorentzen, Wayne@DTSC
Cc: Rodgers, Clay@Waterboards
Subject: Fw: Message Sent On 23 July 2013

Hi Wayne:

Please replace the email I sent out to Rizgar this morning (Tuesday, 30 July 2013 at 7:39 AM) and put this updated and corrected copy in the Kettleman Hills Facility record. Thanks. Also notice that I have sent this to Clay Rodgers at the Central Valley Water Board Fresno office.

James K. Dowdall
Registered Geologist No. 4830
jkdowd63@yahoo.com

----- Forwarded Message -----

From: "Ghazi, Rizgar@DTSC" <Rizgar.Ghazi@dtsc.ca.gov>
To: James Dowdall <jkdowd63@yahoo.com>
Cc: "Lorentzen, Wayne@DTSC" <Wayne.Lorentzen@dtsc.ca.gov>
Sent: Tuesday, July 30, 2013 8:36 AM
Subject: RE: Message Sent On 23 July 2013

Hi Jim, thank you for your comments. I will forward your comments to the project manager to be included in the record.

Regards

Rizgar

From: James Dowdall [mailto:jkdowd63@yahoo.com]
Sent: Tuesday, July 30, 2013 7:39 AM
To: Ghazi, Rizgar@DTSC
Subject: Re: Message Sent On 23 July 2013

Hi Rizgar:

I take your response as indicating that I will be allowed to speak at the 31 July 2013 Workshop to be held in Kettleman City (the discussion) and present information regarding the expansion of Landfill B-18 at the Kettleman Hills Facility. The only ones that know that I will be in attendance are you and DTSC staff, Clay Rodgers at the Central Valley Water Board office in Fresno and other personnel at the Water Board that he may have revealed this to. No personnel at the Kettleman Hills Facility or their consultants know that I am coming. I hope that staff of the US EPA will be there as well as representatives of Kings County and the Air Pollution Control District. I expect Bradley Angel (Greenaction) and his troop of Kettleman City residents to be there as well.

My intent is to get the permitting process and other aspects of the Landfill B-18 Expansion approved by the government agencies as fast as possible. There is nothing new under the sun! Every single study ever performed for the facility, including the Risk Assessments, the US EPA draft Environmental Justice Document written in 2007, and the Environmental Justice Review recently completed by the DTSC have clearly shown that the operations at the Kettleman Hills Facility has not negatively impacted any residents in Kettleman City. This is not a speculation but a fact based upon scientific data. I don't know how any professional or scientist with valid credentials could come up with any different determination.

No appeal or court action would hold up due to the preponderance of data that clearly shows that the facility is properly sited, properly operated by responsible and highly qualified individuals, who try with all their efforts to operate the Kettleman Hills Facility in compliance with the regulations. Nothing at this stage should hold up the permitting process! Let the voice of reason be heard! This permitting process should have never taken this long!

I wasn't paid by anyone to write this email nor was I coerced by anyone to write it. I am a member of the public expressing my right to free speech in

accordance with the Constitution of the United States of America. When that voice is taken away, then we will all be doomed. But, when that right is abused by irresponsible, unscrupulous free speech, that uses detraction and calumny to achieve a victory at any cost, the result will be self destruction!

There are only two possibilities regarding the permitting at this facility:

- 1) The facility is safe and can be operated as permitted.
- 2) The facility is unsafe, should never have been permitted, and should be closed.

Government agencies have approved the operation of this facility for many years. If it was unsafe to operate, then it would have been closed years ago. The first possibly is a reality of what we have. And all data and studies have shown that the government agencies have properly performed their duties to protect human health and the environment by permitting the operation of the Chemical Waste Management, Inc. Kettleman Hills Facility.

I request that this be made part of the public record regarding the Kettleman Hills Facility and that a courtesy copy be sent to the Central Valley Water Board office in Fresno and any other government agency you deem you should share it with.

James K. Dowdall
Registered Geologist No. 4830
jkdowd63@yahoo.com
(559) 322-8721

From: "Ghazi, Rizgar@DTSC" <Rizgar.Ghazi@dtsc.ca.gov>
To: James Dowdall <jkdowd63@yahoo.com>
Sent: Monday, July 29, 2013 8:22 AM
Subject: RE: Message Sent On 23 July 2013

Hi Jim, I will not be available at 4:30 as I am and the DTSC team will be preparing for the workshop. I would appreciate it if we can schedule our discussion during the workshop. The workshop hours are between 5:30 and 8:30. Rizgar

Rizgar

From: James Dowdall [<mailto:jkdowd63@yahoo.com>]
Sent: Monday, July 29, 2013 6:54 AM
To: Ghazi, Rizgar@DTSC
Subject: Re: Message Sent On 23 July 2013

Hi Rizgar:

Thanks for responding back to me and the link you provided to the Chemical Waste Management Inc. Kettleman Hills Facility project documents. I plan on getting to the meeting by about 4:30 so that we can discuss some things prior to the meeting. Clay Rodgers, Assistant Executive Officer for the Central Valley Water Board Fresno office, will also be in attendance. As you will find out or may probably already know, both Clay and I have very extensive knowledge of the permitting and operation of this facility going back to the early and mid 1980's on to the present. Looking forward to meeting you and other DTSC staff.

Jim

From: "Ghazi, Rizgar@DTSC" <Rizgar.Ghazi@dtsc.ca.gov>
To: James Dowdall <jkdowd63@yahoo.com>
Cc: "Ghazi, Rizgar@DTSC" <Rizgar.Ghazi@dtsc.ca.gov>
Sent: Friday, July 26, 2013 7:45 AM
Subject: RE: Message Sent On 23 July 2013

Hi James, As the director mentioned in her email, the draft decision for the landfill expansion is out for public comment. I am providing a link below to the project documents for your review and comment. I understand that you will be attending the open house on July 31st. I look forward to meeting you then and responds to any question you may have. If you need to contact me before then, my telephone number is listed below.

Link to DTSC project documents:

<http://www.dtsc.ca.gov/HazardousWaste/Projects/CWMISiteDescription.cfm>

Regards,

Rizgar A. Ghazi, P.E.
Office of Permitting
Department of Toxic Substances Control
8800 Cal Center Drive, Sacramento, CA 95826
T: 916-255-3572

From: James Dowdall [<mailto:jkdowd63@yahoo.com>]
Sent: Wednesday, July 24, 2013 8:22 PM
To: Raphael, Debbie@DTSC
Cc: Johnson, Brian@DTSC; Ghazi, Rizgar@DTSC
Subject: Re: Message Sent On 23 July 2013

Thank you Debbie for responding to the email I sent. I'm looking forward to hearing from Rizgar regarding the draft Hazardous Waste Facility Permit (HWFP) for the Chemical Waste Management, Inc. Kettleman Hills Facility and the upcoming meeting at Kettleman City.

The Central Valley Water Board will have to take the Tentative Waste Discharge Requirements (WDRs) to a Water Board public meeting for adoption. Once the Tentative WDRs are adopted, they are incorporated by reference into the HWFP. So it appears timing will be critical to ensure that the Tentative WDRs are adopted before the draft HWFP becomes the active HWFP. I will discuss this with Rizgar.

James K. Dowdall
Registered Geologist No. 4830
jkdowd63@yahoo.com
(559) 322-8721

From: "Raphael, Debbie@DTSC" <Debbie.Raphael@dtsc.ca.gov>
To: James Dowdall <jkdowd63@yahoo.com>
Cc: "Johnson, Brian@DTSC" <Brian.Johnson@dtsc.ca.gov>; "Ghazi, Rizgar@DTSC" <Rizgar.Ghazi@dtsc.ca.gov>
Sent: Wednesday, July 24, 2013 6:58 PM
Subject: RE: Message Sent On 23 July 2013

Dear Mr. Dowdall,

Thank you for reaching out to me to share your credentials and express your concerns. As you may know, there is a draft decision to grant the permit expansion at the facility. We took into account the best available science as well as the potential impacts of the past violations to come up with that draft decision. I am cc'ing my Chief of Permitting, Rizgar Ghazi, so that you can communicate directly with him regarding any specific concerns over process or information you might have.

Sincerely,
Debbie Raphael
Director, DTSC

From: James Dowdall [<mailto:jkdowd63@yahoo.com>]
Sent: Wednesday, July 24, 2013 9:09 AM

To: Raphael, Debbie@DTSC
Subject: Message Sent On 23 July 2013

Hello Debbie:

I sent you a message yesterday (Tuesday, 23 July 2013) but, received no response or acknowledgment at all. I am a registered geologist with the State of California (No. 4830) who worked for 25 years with the California Regional Water Quality Control Board, Central Valley Region Fresno office (Central Valley Water Board) and recently retired in December 2011. I am greatly interested in the permitting process for the Chemical Waste Management, Inc. Kettleman Hills Facility regarding the expansion of Landfill B-18 at the facility.

In my years of work with the Central Valley Water Board, I worked on the Kettleman Hills Facility for 25 years. The only employee in the state that has near the similar experience with the Kettleman Hills Facility that I have is Bill Veile, who works for the agency you lead. Ask him if he knows me. Paul Carpenter at your agency knows me as well.

I am well known among the Central Valley Water Board staff, some of the staff at the DTSC, and by Bob Henry and Paul Turek at the Chemical Waste Management, Inc. Kettleman Hills Facility. Pamela Creedon, Executive Officer of the Central Valley Water Board, knows me well.

My concern is that the permitting process is completely based upon politics and not scientific facts and technology. The violation stuff your agency comes up with is trivial. None of any of the recent violations cited by either the US EPA or the DTSC has caused any harm to human health or the environment! These include the so-called limited PCB spills, leachate collection and analyses, a few broken mercury lamp tubes, etc.

The birth defects reported in Kettleman City have been demonstrated not being related to operations at the Kettleman Hills Facility. Since all monitoring data and Risk Assessments have clearly shown that operations

at the KHF is not negatively impacting residents in Kettleman City, the case should immediately be closed.

I want you to immediately contact your **legal staff** to make a determination that the CEQA and permitting process is not to be used to further delay the permitting process at the Kettleman Hills Facility since air and water quality monitoring of the operation of the facility clearly shows that the facility is not negatively impacting the environment. No further delays or law suits could possibly be valid based upon all the scientific data collected from the monitoring that has been performed at the facility, which is extensive.

Please respond to me as I am keeping this email as a matter of the public record. I realize there is a public meeting in Kettleman City on 31 July 2013. I intend to be there at my own expense. I am operating as a free member of the public and want to set the record straight as a matter of principle. My voice carries more weight than speculating special interest groups since my voice carries the facts, the science, and the technology. Regulations in Title 22 should not be literally used by the DTSC to make the agency look good to the public as if they are really doing their jobs of keeping the environment safe. I wonder how safe the KHF would be if the DTSC operated it. Could you do any of a better job operating the KHF than Waste Management does? Could you operate it without any violations?

Also, how many staff at DTSC could produce the monitoring reports and technical reports required by the regulations? I used to do this in-house for the Central Valley Water Board on a regular basis. Just ask Shelton Gray (Senior Engineering Geologist) or Clay Rodgers (Assistant Executive Officer) at the Fresno Central Valley Water Board office.

Please respond back to me promptly and ensure that this email is placed in the DTSC files with a courtesy copy to the Central Valley Water

Board. The email I sent to you yesterday should also be in these subject files.

James K. Dowdall
Registered Geologist No. 4830
jkdowd63@yahoo.com
(559) 322-8721

23

Lorentzen, Wayne@DTSC

From: Mataka, Arsenio@EPA
Sent: Friday, October 25, 2013 3:04 PM
To: Lorentzen, Wayne@DTSC
Subject: FW: Kettleman City Hearing

-----Original Message-----

From: alatmig@netzero.net [mailto:alatmig@netzero.net]
Sent: Tuesday, July 30, 2013 9:05 AM
To: Mataka, Arsenio@EPA
Subject: Kettleman City Hearing

Dear Arsenio:

On Wednesday, July 31, 2013, DTSC will be holding an "open house" in Kettleman City promoting the draft permit for the expansion of the Waste Management hazardous waste dump. As you know, we the members of People for Clean Air & Water of Kettleman City feel that DTSC should not even be considering this permit. The reason for this includes the racist process employed by Kings County for the EIR that included heavy police presence including K-9 units and the fact that Spanish speakers were only allowed to speak for half the time that English speakers spoke - yet DTSC is relying on that county EIR and permit process.

Additionally, we feel strongly that DTSC has not followed through on the cumulative health impacts study that Debbie Rafael promised upon her confirmation. Although DTSC released a 27 page "environmental justice" review, it was not a cumulative health impacts study and clearly is not an environmental justice study.

Given the many broken promises to the people of Kettleman City, we are urging you to express your solidarity with us by not attending the meeting in Kettleman City on July 31. We feel that your presence there would give people the impression that everything that has gone on surrounding the expansion permit is okay and we feel that is just not so.

Maricela Mares-Alatorre
People for Clean Air & Water f Kettleman City

Lorentzen, Wayne@DTSC

From: Jeff Monaco <jmonaco@kwrarecycles.net>
Sent: Monday, August 05, 2013 12:35 PM
To: Lorentzen, Wayne@DTSC
Cc: bhenry3@wm.com
Subject: Waste Management's Kettleman Hills Facility

Dear Mr. Lorentzen:

On behalf of the Kings Waste and Recycling Authority (KWRA), we wish to express our support for DTSC's draft expansion permit for Waste Management's Kettleman Hills facility (KHF).

KWRA utilizes the KHF for its semi-annual Household Hazardous Waste (HHW) collection events thereby ensuring a safe and cost effective method of disposal of these materials for Kings County residents. The expansion of the KHF is of paramount importance for the future of this HHW program.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Jeff Monaco, Executive Director
Kings Waste and Recycling Authority
7803 Hanford-Armona Road
Hanford, CA 93230
(559) 583-8829, Ext. 203
(559) 582-2757 FAX
jmonaco@kwrarecycles.net

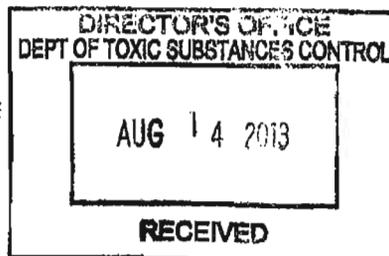
Mayor
William Siegel
Mayor Pro Tem
Lois Wynne
Council Members
John Gordon
Eddie Neal
Willard Rodarmel



**Office of the
Mayor**

119 Fox Street
Lemoore • CA 93245
Phone • (559) 924-6700
FAX • (559) 924-9003

August 6, 2013



Deborah O. Raphael
Director
Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

On August 6, 2013 our City Council voted to urge DTSC to grant the necessary permits to Waste Management for the continued operation and expansion of its B-18 landfill at the Kettleman Hills Facility.

The City of Lemoore last year sent a letter to US EPA strongly supporting the continued operation and expansion of the Kettleman Hills Facility. We have been closely following the permitting process for the Kettleman Hills Facility for many years. In addition, we have been briefed on the numerous health and environmental studies conducted and the results shared by the agencies.

Waste Management provides a critical and essential public service to our City, Kings County and the entire Central Valley. The City of Lemoore relies on the Kettleman Hills Facility for the safe treatment and disposal of our hazardous waste; this expansion is important to our City. In addition to the dozens of people that Waste Management employs at the Kettleman Hills Facility, the Facility contributes millions in taxes, payroll, and charitable contributions annually and generates a positive economic impact to the Central Valley. However, we would not be making this request if we did not believe that the Facility was safe, well regulated and did not provide an essential public service to our City and Kings County.

We have worked with Waste Management for many years. We have found WM to be a good corporate citizen and community partner. Waste Management has many employees from Lemoore and until the last few years many more residents were employed at the Kettleman Hills Facility.

We urge DTSC to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can continue to provide the hazardous waste treatment and



KINGS COUNTY ECONOMIC DEVELOPMENT CORPORATION

120 North Irwin Street • Hanford, California 93230
www.kingsedc.org • info@kingsedc.org
Phone (559) 585-3576 • Fax (559) 585-7398

August 6, 2013

Wayne Lorentzen, P.E.
Hazardous Substances Engineer
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Sent via email to: Wayne.Lorentzen@dtsc.ca.gov

Dear Mr. Lorentzen:

On behalf of the Kings County Economic Development Corporation (Kings EDC), I strongly urge you to grant the necessary permits to Waste Management for the continued operation and expansion at the Kettleman Hills Facility.

As the organization responsible for business retention, expansion, and attraction programs in Kings County, I feel it is our responsibility to support one of Kings County's most important businesses and express our real concern about the indifferent treatment of the critical permits. Kings County suffers from chronic high unemployment, much like the other counties in the San Joaquin Valley. It is painful to see the results of the unnecessary delay in permitting such as a workforce reduction of over 71%, the dramatic loss of revenue to the county government, and the disruption of the safe hazardous waste disposal process.

For the last few years we have closely followed the permitting process for the Kettleman Hills Facility. Kings EDC staff members have attended just about every hearing and every public meeting regarding the permitting of the facility. I am familiar with the extensive health and environmental studies that were conducted on the Facility, and know that the studies have determined the Kettleman Hills Facility to be safe and not impacting the neighboring community of Kettleman City. I believe the time has come to issue Waste Management the necessary permits. This Facility is critical to Kings County, the region and the entire state of California.

Numerous local and statewide businesses, communities, and government agencies rely on the Facility for the safe treatment and disposal of their hazardous waste. Thousands of communities and businesses in California are safer today because of the existence of the Kettleman Hills Hazardous Waste Facility.

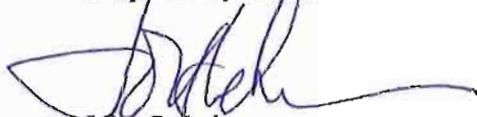
Though Waste Management Kettleman Hills Facility is a large employer and a critical part of Kings County's infrastructure, it is an important contributor to Kings County's quality of life as well. The company contributes millions of dollars in taxes, payroll, and charitable contributions. In addition, Waste Management's employees donate hundreds of volunteer hours to the Westside

communities of Kings County. In difficult financial times like these, it is more important than ever to support Kings County's solid, community-focused companies, especially those that provide an essential public service.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. The health and environmental studies should give you the confidence you and other agencies need to expeditiously grant the Kettleman Hills Facility the necessary permits to continue to operate and expand.

If you have any questions, please do not hesitate to contact me at (559) 585-3536.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "J. Lehn", with a long horizontal flourish extending to the right.

John S. Lehn
President/CEO

August 10, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

Sincerely,

NAME Mr. Michael B. Kelsey
TITLE General Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

Lorentzen, Wayne@DTSC

From: Carlson, Daniel@Waterboards
Sent: Tuesday, August 13, 2013 1:19 PM
To: Lorentzen, Wayne@DTSC
Cc: Patteson, Doug@Waterboards
Subject: CWM - KHF Draft DTSC Permit

Good Afternoon Wayne –

I was reviewing a draft copy of the DTSC permit and came across a possible typo. Please look at Part III, Section 4 (Environmental Monitoring), subsection (B), which states, in pertinent part, “The Permittee shall comply with the groundwater monitoring requirements of Cal. Code of Regs., title 22, section 66294.90 et sec., and ...”. I believe the reference to title 22, section 66294.90 is incorrect. I believe the correct section is 66264.90. Hope this helps.

Regards,

Dan

Daniel L. Carlson, PG, CEG, CHG
Senior Engineering Geologist
Landfills / Composting Facilities Unit

Central Valley Regional Water Quality Control Board
1685 "E" Street
Fresno, California 93706
(559) 444-2484

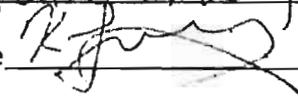
29-137

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

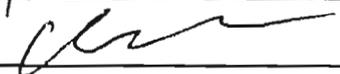
Name Katie Farley

Signature 

Mailing address: 401 Spring Street, Santa Cruz 95060

Email address kfarley@vlsc.edu

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Austin Wong

Signature *Austin Wong*

Mailing address: 3117 N. Newport, Ukiah, CA

Email address ahays93@gmail.com

Date 6/14/13

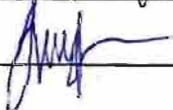
Witness *[Signature]* *[Signature]*

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Lynne Lehner

Signature 

Mailing address: 10 McLaughlin Dr, Santa Cruz 95064

Email address llehner@ucsc.edu

Date 8/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Colin Ries

Signature 

Mailing address: _____

Email address CRies@ucsc.edu

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

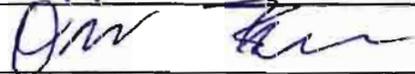
Name Cameron Cox

Signature 

Mailing address: 101 McLaughlin Dr # 0195

Email address caacox@ucsc.edu

Date 6/4

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Rachel Henry

Signature Rachel Henry

Mailing address: 15629 Mt. Olive Rd, Grass Valley, CA 95945

Email address rhenry@ucsc.edu

Date 6/5/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name James Moore

Signature James Moore

Mailing address: ~~James Moore~~ 101 McLaughlin Dr

Email address jmoore4@ucsc.edu

Date 6/10

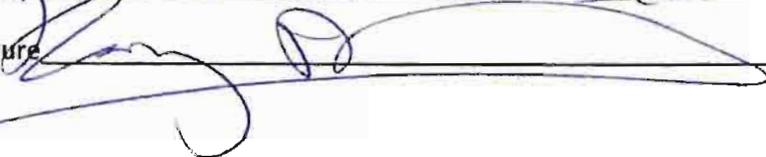
Witness Omar

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kassandra Butkiewicz

Signature 

Mailing address: _____

Email address kbutkiew@urss.edu

Date 03/03/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Ariana Novo

Signature 

Mailing address: 110 Berkeley Way SE, CA 95060

Email address a.novo93@gmail.com

Date 6/4/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Annie Bissell

Signature Annie Bissell

Mailing address: ~~101~~ 101 McLaughlin Dr. #194 Santa Cruz
CA 95064

Email address ambissel@vcsc.edu

Date June - 4 - 13

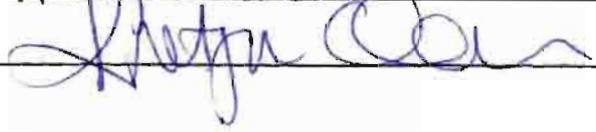
Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kristyn Glenn

Signature 

Mailing address: _____

Email address _____

Date 6/4/13

Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Carina Hernandez

Signature carina@csdley

Mailing address: _____

Email address caamhern@ucsc.edu

Date 6/4/13

Witness Don R...

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Monica Stotte

Signature 

Mailing address: _____

Email address stotte.monica@gmail.com

Date 6/4/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Candice Brown

Signature 

Mailing address: _____

Email address Camabrow@ucsc.edu

Date 10-4-13

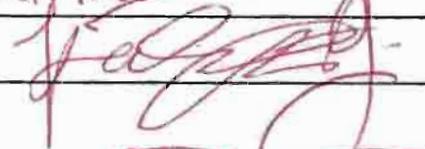
Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Katrina Pantia

Signature 

Mailing address: ~~1225 Wilson~~

Email address _____

Date _____

Witness Jade Kim

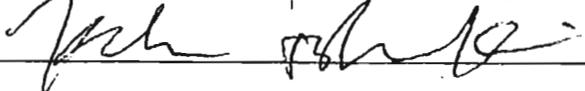
1

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kainoa Tayabas-Kim

Signature 

Mailing address: 2514 Castle St. Oakland, CA 94602

Email address ktayabas@vcsc.edu

Date 5/4/13

Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Diana De Jesus

Signature 

Mailing address: 141 CHESTNUT ST #217 SANTA CRUZ, CA 95060

Email address DDEJESUS@UCSC.EDU

Date 06/04/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Liliana Garcia

Signature Liliana Garcia

Mailing address: 905 Nickel Street, Los Banos, CA 93635

Email address lgarcia9@ucsc.edu

Date 06/04/13

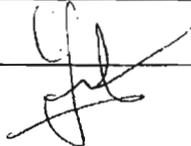
Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Garardo

Signature 

Mailing address: 503 Ocean View Av. Santa Cruz CA 95062

Email address g-1089@19ve.com

Date 6/4/13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name

Jennis Escobedo

Signature

Jennis Escobedo

Mailing address:

Email address

vescriba@ucsc.edu

Date

6/4/13

Witness

Stephen Matthews

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

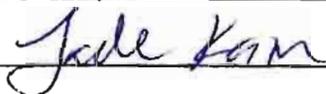
Name LAUREN HERSCHORN

Signature 

Mailing address: _____

Email address _____

Date 6/4/13

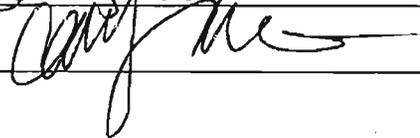
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Carly Tello

Signature 

Mailing address: 405 Palmcrest Dr. Apt. 41 Daly City, CA 94015

Email address Catello@UCSC.edu

Date June 4, 2013

Witness Jade Kan

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name

Spencer Willis

Signature

Mailing address: 404 Escalona Drive, Santa Cruz Ca. 95060

Email address Stwillis@ucsc.edu

Date

6/4/13

Witness

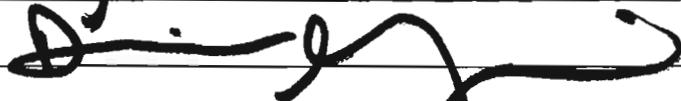
Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Dairy Garcia

Signature 

Mailing address: 527 Lincoln St. Santa Cruz CA 95060

Email address daalgarc@ucsc.edu

Date 6/3/13

Witness Jade Kan

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Lauren Hale

Signature 

Mailing address: 4610 Driftwood Cir Carlsbad, CA 92008

Email address Lahale@ucsc.edu

Date 6/3/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Jessica Bhuria

Signature Jessica Bhuria

Mailing address: ~~XXXXXX~~

Email address jbhuria@ucsc.edu

Date 5/6/13

Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name

Abigail Putnam

Signature

Abigail Putnam

Mailing address:

407 Escalona Drive, Santa Cruz, CA 95060

Email address

amputnam@ucsc.edu

Date

3 June 2013

Witness

Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Nicole Georgilas

Signature Nicole Georgilas

Mailing address: _____

Email address MIKKI07860@yahoo.com

Date 10/4/13

Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Leah Nichols

Signature [Handwritten Signature]

Mailing address: _____

Email address _____

Date _____

Witness Jade Kwan

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Brian Jackson

Signature 

Mailing address: 101 McLaughlin Dr. Santa Cruz, CA 95064

Email address Brianjackson109@aol.com

Date 6/04/2013

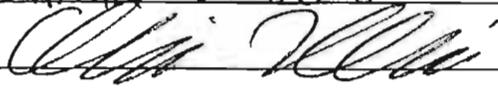
Witness Jude Krom

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Chima Ubochi

Signature 

Mailing address: _____

Email address chichi_chim@yahoo.com, cubochi@ucsc.edu

Date 6/4/13

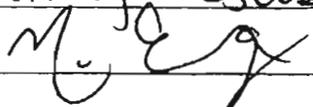
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To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Nataly Escobedo Garcia

Signature 

Mailing address: 1010 Pacific Ave. #219 Santa Cruz, CA 95060

Email address natalyescobedo@yahoo.com

Date 06/04/13

Witness Jede Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Caroline Hoggatt

Signature Caroline Hoggatt

Mailing address: 136 Park Place, Santa Cruz, CA 95060

Email address _____

Date 6/4/13

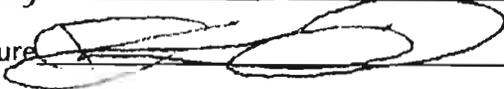
Witness Jill Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Dominik Penido Sonnenschein

Signature 

Mailing address: 301 Heller Dr., Porter College, Santa Cruz, CA

Email address dosonn.dps@gmail.com

Date 03/06/13

Witness Jake [Signature]

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Aviva Wolman

Signature Aviva Wolman

Mailing address: _____

Email address _____

Date _____

Witness Jude Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kaleb A. Goff

Signature K.A. Goff

Mailing address: #14 Leonardo lane, Santa Cruz, CA 95064

Email address kgoff@ucsc.edu

Date 6/3/13

Witness Jade Lam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name John Mazza

Signature ~~jazzza@ucsc.edu~~ John Mazza

Mailing address: 14 Leonardo Ln, Santa Cruz, CA 95064

Email address jmazza@ucsc.edu

Date 6/3/13

Witness Jade Kim

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Eduardo Alvarado

Signature 

Mailing address: ~~651~~ 6550 S. Victoria Ave. Los Angeles CA 90043

Email address eaalvara@ucsc.edu

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Dr. Ann Lopez

Signature Ann Lopez

Mailing address: 5344 Taylor Wy. - Felton, CA 95018

Email address AnnLopez7@gmail

Date 6/4/13

Witness Jade Kamm

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Maja Magnusson

Signature Maja Magnusson

Mailing address: 1728 Chase st. Oakland, CA 94607

Email address maja.n.magnusson@gmail.com

Date 5/4/13

Witness _____

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Taylor Lara

Signature Taylor Lara

Mailing address: 1000 Fair Avenue Santa Cruz, CA 95060

Email address tmlara@ucsc.edu

Date 6/4/13

Witness _____

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Omar Bravo

Signature Omar Bravo

Mailing address: 1334 W. Island St.

Email address obravo1@ucsc.edu

Date 6/4/15

Witness Jade Finn

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Katherine Boltz

Signature Katherine Boltz

Mailing address: 307 Laguna St

Email address kbboltz @ ucsc.edu

Date 1 June 2013

Witness Jade Kaur

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Nik Kronick

Signature 

Mailing address: 301 Heller Dr. box #1651

Email address nkronick@vsc.edu

Date June 11, 2013

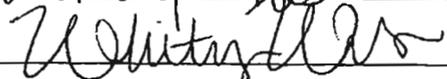
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Whitney Wiles

Signature 

Mailing address: 28222 Cloverbrook, Mission Viejo, CA 92692

Email address wwiles@ucsc.edu

Date June 4, 2013

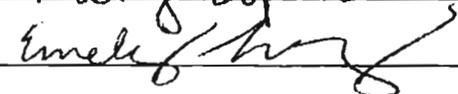
Witness 

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Emery Lopez

Signature 

Mailing address: 702 Cornwall St., Los Angeles, CA, 90038

Email address ejlopez@ucsc.edu

Date 5/7/2013

Witness Jade Ram

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Isabel Glenn

Signature 

Mailing address: 516 Wilko Circle Santa Cruz CA 95062

Email address iglenn@ucsc.edu

Date 6/2/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name christine olanio

Signature 

Mailing address: _____

Email address _____

Date _____

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

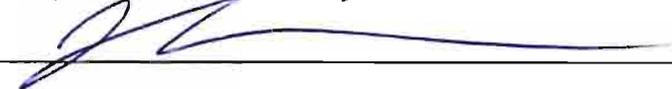
Name Desmond Velazquez

Signature 

Mailing address: 202 4079 Huerfano Ave. Apt #206
San Diego, CA 92117

Email address dvelaz@uesc.edu

Date June 4th 2013

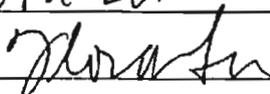
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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Flora Lu

Signature 

Mailing address: 985 Hillcrest Dr. Felton, CA 95018

Email address floralu@ucsc.edu

Date 6/5/2013

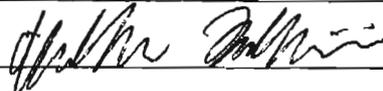
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Andrew Kolovos

Signature 

Mailing address: 

Email address akolovos@ucsc.edu

Date 6/6/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name ANDREW SZASZ

Signature 

Mailing address: 113 LIMESTONE LANE

Email address SZASZ@VLSC.EDU

Date 6/6/13

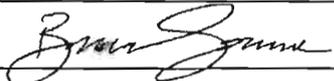
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Brianna Sommer

Signature 

Mailing address: na

Email address bsommer@ucsc.edu

Date 6/6/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Anthony DeNike

Signature *Anthony DeNike*

Mailing address: _____

Email address _____

Date _____

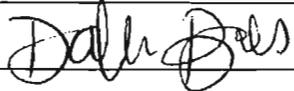
Witness *[Signature]*

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

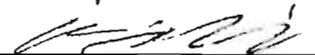
Name Danielle Boles

Signature 

Mailing address: 114 Sycamore St. Santa Cruz CA 95060

Email address dzboles@yahoo.com

Date 6/6/13

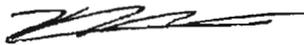
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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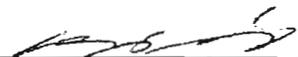
Name Kyle Chen

Signature 

Mailing address: 658 Grandview St Santa Cruz, CA 95060

Email address realmusic7065@skcglobal.net

Date 6/6/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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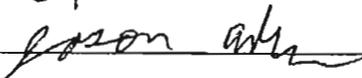
Name Elizabeth Nakahama

Signature 

Mailing address: ~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~ ~~XXXX~~ N/A

Email address enakahama@ucsc.edu

Date 6/6/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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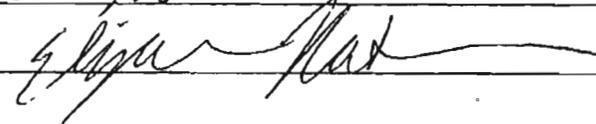
Name Jason Andrews

Signature 

Mailing address: 11 Apollo Road, Tiburon, CA, 94920

Email address _____

Date 6 June 2013

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Lilibeth Muñoz

Signature Lilibeth Muñoz

Mailing address: ~~1028~~ 2669 Griffin Ave, Los Angeles, CA ~~90006~~ 90031

Email address Munozlilibeth693@gmail.com

Date 6/6/13

Witness Kyle Chen

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

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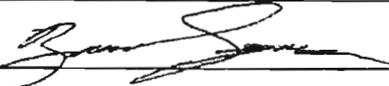
Name Sarah Shokair

Signature 

Mailing address: 10271 Casanes Avenue, Downey, CA 90241

Email address smsokair@gmail.com

Date June 6, 2013

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kathleen Petersen

Signature 

Mailing address: 1107 Mission St Santa Cruz CA 95060

Email address kamapete@ucsc.edu

Date 6/6/13

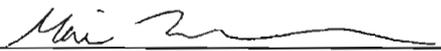
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Mai Tran

Signature 

Mailing address: 14927 Marlin Pl, Van Nuys, CA 91405

Email address mctran@ucsc.edu

Date 6/6/13

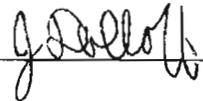
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

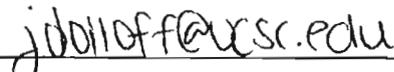
Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Julia Dolloff

Signature 

Mailing address: 13132 Poway Hill Dr Poway, CA 92064

Email address 

Date 6/10/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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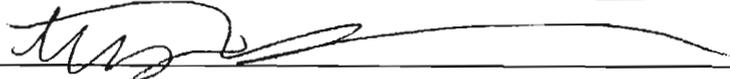
Name CORISSA NG

Signature 

Mailing address: 4159 PERUOIA ST., DUBLIN CA 94568

Email address CORISSA.V.NG@GMAIL.COM

Date JUNE 6 2013

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Andrew Kunz

Signature Andrew Kunz

Mailing address: 102 Western Ct Santa Cruz, CA

Email address _____

Date 6/6/13

Witness Robin Rogers

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Clara Faldones

Signature 

Mailing address: _____

Email address _____

Date _____

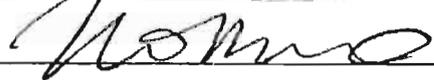
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Nicholas Bendinelli

Signature 

Mailing address: 188 Westdale Dr., Santa Cruz, CA, 95060

Email address nchendina@vcsc.edu

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Stephanie Nathaniel

Signature Stephanie Nathaniel

Mailing address: 18732 Lemay St., Reseda, Ca 91335

Email address Socan@yahoo.com

Date 6/4/13

Witness Jenny Esobano

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name ALEXIS GOMEZ

Signature Alexis Gomez

Mailing address: 331 Chestnut St. Unit #B, Santa Cruz CA 95060

Email address algagome@cusc.edu

Date 5/1/2013

Witness Stephen Pittman

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Mary Hobbs

Signature Mary Hobbs

Mailing address: _____

Email address mhobbs13@gmail.com

Date 6-4-13

Witness Jade Kam

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Taylor Fulton
Signature Taylor G. Fulton

Mailing address: _____

Email address tg.fulton@ucsc.edu

Date 6/4/13

Witness Katie Megudic

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name James Harpole

Signature James Harpole

Mailing address: Sharp 5602 Riviera Way Torrance, CA

Email address jharpole@ucsc.edu

Date 6/4/13

Witness Faith Curtis

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Katie MRgudic

Signature *Katie MRgudic*

Mailing address: §

Email address kMRgudic@ucsc.edu

Date 6/4/13

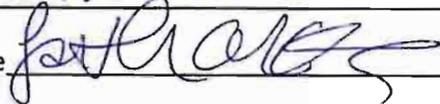
Witness Taylor G. Fulton

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Faith Curtis

Signature 

Mailing address: 1188 Kingston Ln Ventura, CA 93001

Email address faithcarol127@gmail.com

Date June 4th 2013

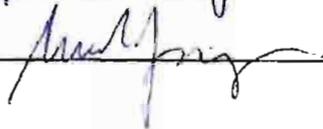
Witness James Harpole

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Austin Jiang

Signature 

Mailing address: 129-2 Felix St. 95060 Santa Cruz CA

Email address ajiang2@ucsc.edu

Date 6.4.13

Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Adrienne Waite

Signature Adrienne Waite

Mailing address: 222 Nevada St. Santa Cruz, CA 95060

Email address ajwaite@ucsc.edu

Date 6/4/13

Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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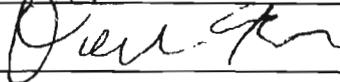
Name Darby Kalloran

Signature: 

Mailing address: _____

Email address dkalloran93@gmail.com

Date 6-3-13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Kyle Rice

Signature Kyle Rice

Mailing address: 109 McLaughlin Dr., Santa Cruz, CA 95061

Email address Kjrice24@gmail.com

Date 6/4/13

Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Collin Chung

Signature Collin Chung

Mailing address: Kerry Katsokid 45 @ aol.com



Email address _____

Date 6/14/93

Witness Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Richard Harder

Signature RW Harder

Mailing address: _____

Email address _____

Date 6/14/13

Witness omas bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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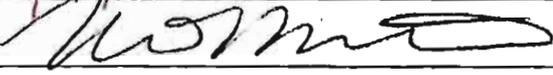
Name Candice Rebollo

Signature 

Mailing address: 136 Handley St., Santa Cruz, Ca 95060

Email address c.rebollo@ucsc.edu

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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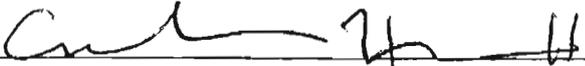
Name Christina Atkinson

Signature 

Mailing address: 1981 Catalina Dr. Santa Cruz, CA

Email address Cmatkins@UCSC.edu

Date 6/4/2013

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name LIDIA TROPEANO

Signature *Lidia Tropeano*

Mailing address: 600 Kresge Court box #579 Santa Cruz Ca 95060

Email address lidtrop@sbcglobal.net

Date 06/04/13

Witness *[Signature]*

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Brandon Blackburn

Signature *Brandon Blackburn*

Mailing address: 21773 Paseo De Los Portales, Sonoma, CA 95370

Email address blackburn.brandon@gmail.com

Date 6/4/13

Witness *[Signature]*

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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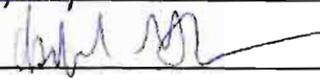
Name Toni Cordova

Signature 

Mailing address: 1000 Kresge Court #103 Santa Cruz Ca 95064

Email address tcordova@vcsc.edu

Date 06/03/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Alexis Araw

Signature Alexis Araw

Mailing address: _____

Email address alexisaraw@gmail.com

Date 6/3/13

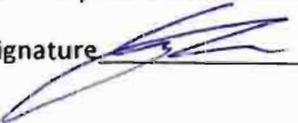
Witness Tony Braverman

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name TONY BRAVERMAN

Signature 

Mailing address: _____

Email address _____

Date 6/3/13

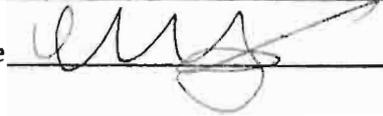
Witness ALEXIS ARAU

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name William Feldman

Signature 

Mailing address: 205 Peard St,

Email address wfeldman@ctsc.edu

Date July 3rd 2013

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Anneliese Harlander

Signature Anneliese Harlander

Mailing address: 314 Chestnut St.

Email address amharlander@gmail.com

Date 6/4/13

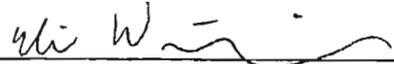
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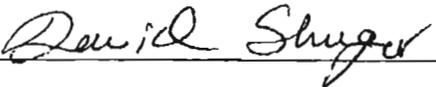
Name Eli Willis

Signature 

Mailing address: 633 Miramar Dr. Santa Cruz, CA ~~95060~~ 95060

Email address _____

Date 6/3/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name David Shugar

Signature David Shugar

Mailing address: 150 Tehama Ct.

Email address dshugar@ucsc.edu

Date 6/3/13

Witness [Signature]

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Victoria Hess

Signature Victoria Hess

Mailing address: 2846 Rosedale Ave Soque CA 95073

Email address vhess@ucsc.edu

Date 6/3/13

Witness Sally Walker

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Zoe Chester

Signature Zoe Chester

Mailing address: 100 Gina Ct Santa Cruz, CA 95060

Email address zchester@ucsc.edu

Date 5/3/13

Witness Joseph Haggard

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Sally Walker

Signature Sally Walker

Mailing address: 119 Felix St. Apt. 10 Santa Cruz, CA 95060

Email address samwalker@ucsc.edu

Date 6/3/13

Witness Anum Qader

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Joseph Haggard

Signature Joseph Haggard

Mailing address: ~~4~~ 5 Leonardo Lane

Email address jhaggard@ucsc.edu

Date 5-3-13

Witness Zoe Chute

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name ANUM QADIR

Signature Anum Qadir

Mailing address: 301 Heller Dr #14, Porter UCSC, Santa Cruz, CA
95064

Email address aqadir@ucsc.edu

Date 6/3/13

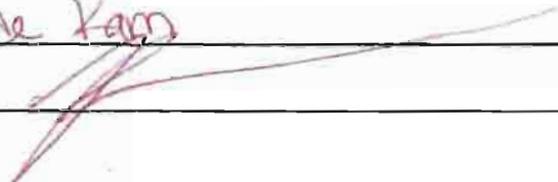
Witness L. Paulson

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Jade Kam

Signature 

Mailing address: 103 Felix St. Apt 3 95060 Santa Cruz Ca

Email address jkam@west.edu

Date May - 28 - 13

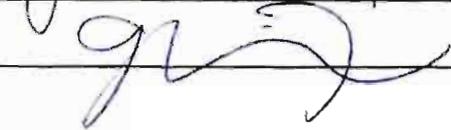
Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Gloria TRAN

Signature 

Mailing address: _____

Email address gtran1@usc.edu

Date 05/29/13

Witness OMAR

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Emily Tordsen

Signature 

Mailing address: ~~etordsen@~~

Email address ~~etordsen@~~ etordsen@ucsc.edu

Date 5/29/13

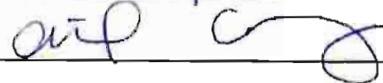
Witness Gloria Tran

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name April Corpuz

Signature 

Mailing address: 101 McLaughlin Dr. #097 Santa Cruz, Ca 95064

Email address arcorpuz@ucsc.edu

Date 5/29/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Gladys Muñoz

Signature Gladys Muñoz

Mailing address: _____

Email address gmunoz4@ucsc.edu

Date June 4, 2013

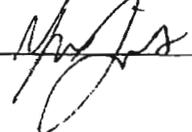
Witness Jasmin Gutierrez

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Maria James

Signature 

Mailing address: _____

Email address Mjames@ccsc.edu

Date 5/28/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Percylla Eugenia Robles

Signature 

Mailing address: pergrobles@ucsc.edu

Email address _____

Date 5/4/13

Witness Glady's Muñoz

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

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Name Clarence Lee

Signature 

Mailing address: _____

Email address korichian@yahoo.com

Date 4/24/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

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Name Rosemary Schandelmier

Signature Rosemary Schandelmier

Mailing address: 820 Pueblo Way, Vallejo CA 94591

Email address rosemaryrocks26@gmail.com

Date 6/4/13

Witness 

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Jisu Youn

Signature Jisu Youn

Mailing address: 101 McLaughlin Dr. Stevenson College #1062

Email address jyoun1@ucsc.edu

Date June 4, 2013

Witness Or Ke

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Cynthia Friedman

Signature Cynthia Friedman

Mailing address: 101 McLaughlin Dr #316, Santa Cruz, CA 95064

Email address cynthefrying@gmail.com

Date 10/4/13

Witness [Signature]

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

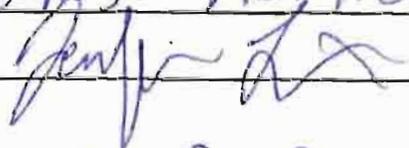
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I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name

Jennifer Lemieux

Signature



Mailing address:

1818 Sea Pines Rd El Cajon CA

Email address

lemieux10@gmail.com

Date

6/4/13

Witness

Omar Bravo

To: Department of Toxic Substances Control, San Joaquin Valley Air Pollution Control District and the United States Environmental Protection Agency

Please notify me in writing about any and all opportunities for public comment regarding the Chemical Waste Management Kettleman Hills facility.

I oppose new permits being given to this hazardous waste and PCB landfill due to the company's chronic violations and the environmental racism in the permit process.

Name Sam Fields

Signature Sam E. Fields

Mailing address: 106 Bittercreek Dr. Folsom, CA 95630

Email address sefields@ucsc.edu

Date 6/3/2013

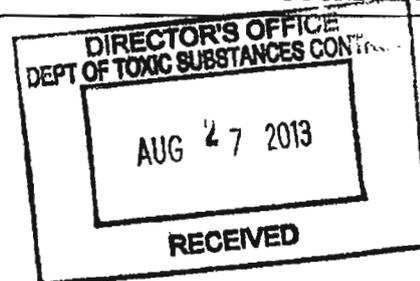
Witness 

City of

CORCORAN

A MUNICIPAL CORPORATION

FOUNDED 1914



August 20, 2013

Deborah O. Raphael
 Director
 Department of Toxics Substances Control
 1001 I Street
 Sacramento, CA 95814-2828

Dear Ms. Raphael:

On August 19, 2013 our City Council voted to strongly urge you to grant the necessary permits to Waste Management for the continued operation and expansion of its B-18 landfill at the Kettleman Hills Facility.

The City of Corcoran has closely followed the permitting process for the Kettleman Hills Facility for the last several years. Our Council has been briefed on the results of the extensive health and environmental studies that have been conducted on the Facility, and we know that the studies have found the Kettleman Hills Facility to be safe and to not impact Kettleman City or the neighboring communities.

Corcoran and other cities like ours in the Central Valley, along with businesses, communities and government agencies locally and across the state rely on this facility for the safe treatment and disposal of our hazardous waste. Waste Management's Kettleman Hills Facility is an essential part of both the Wastewater Treatment and Water Treatment services for the City of Corcoran. Currently all of our waste sludge from both of these facilities is transported and disposed of at the Waste Management's Kettleman Hills Facility. Thousands of communities and businesses in California likewise rely on the Kettleman Hills Hazardous Waste Facility for treatment and disposal.

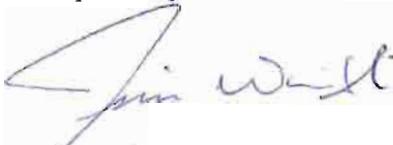
We have worked with Waste Management (WM) for numerous years. We have found WM to be a good corporate citizen and community partner. Waste Management employs from Corcoran and all the surrounding cities. And, we know that they employed many more people from Kings County until the staff reductions that they have been forced to make over the last few years due to their slow down.

Waste Management is a critical part of the infrastructure of Kings County; they provide an essential and necessary public service. Should the facility to not be granted the necessary permits, the City of Corcoran and other communities in the area may be required to transport

materials out of state. This would result in an increased cost to the cities and their respective taxpayers.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. The health and environmental studies should give you the confidence that you and other agencies need to now grant the Kettleman Hills Facility the permits it needs to continue to operate and expand. We believe the time has come to issue Waste Management the necessary permits. The Waste Management Kettleman Hills Facility is critical to Kings County, the region and the entire state of California. If you have any questions, please feel free to contact me at (559) 992-2151 extension 235.

Respectfully submitted,

A handwritten signature in blue ink that reads "Jim Wadsworth". The signature is written in a cursive style and is positioned above the printed name.

Jim Wadsworth
Mayor

Cc: Supervisor Richard Valle, Kings County Board of Supervisors
Robert G. Henry, Waste Management, Kettleman Hills Facility



Submitted by email: Wayne.Lorentzen@dtsc.ca.gov

August 21, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Re: Proposed Permit Modification - Kettleman Hills Facility

Dear Mr. Lorentzen:

Veolia ES Technical Solutions, L.L.C. (Veolia), a leading provider of hazardous waste management services nationwide, is pleased to comment on the DTSC's draft decision to approve a Class 3 Permit Modification for Chemical Waste Management's Kettleman Hills Facility. Veolia is the second largest industrial and hazardous waste management and recycling company in the United States, employing approximately 1,600 people in field services and fixed hazardous waste and recycling facilities across the country. One of the many service offerings provided by Veolia is the management and disposal of wastes from its commercial, governmental and industrial clients.

Although Veolia does not operate landfills for disposal of wastes, they are an important management option for waste materials that are not reused, recycled or reclaimed. For example, it is our understanding that approximately 50% of the wastes going to the two hazardous waste landfills in California that currently accept hazardous waste are contaminated soils removed from remediation projects. If the Kettleman Hills permit modification is not approved, it will be unable to accept hazardous waste once its current operating capacity is reached. The resulting capacity reduction would increase disposal and transportation costs borne by California businesses and governmental units.

Veolia commends the DTSC for its comprehensive review of the permit application and the imposition of the additional permit conditions. In light of the draft permit, and Chemical Waste Management's financial and technical resources, Veolia believes that the facility can be operated in an environmentally safe and compliant manner. As a result, Veolia would welcome DTSC's approval of the Class 3 Permit Modification for Chemical Waste Management's Kettleman Hills Facility.

Thank you for the opportunity to provide written comments on this matter. In the event there are questions regarding our comments, please contact me via email (robert.garner@veoliaes.com) or telephone (630-218-1635).

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert J. Garner".

Robert J. Garner
Vice President, Compliance and Quality
Veolia ES Technical Solutions, L.L.C.
700 East Butterfield Road, Suite 201
Lombard, IL 60148



August 23, 2013

Debbie Raphael
Director
Department of Toxic Substances Control

FATAL FLAW AND DEFECT IN DTSC'S NOTICE FOR THE PUBLIC COMMENT PERIOD AND HEARING ON THE PROPOSED "PERMIT MODIFICATION" FOR THE CHEMICAL WASTE MANAGEMENT KETTLEMAN HILLS FACILITY

Director Raphael,

On behalf of our members and constituents in Kettleman City, Avenal and the Central Valley, I am writing to inform you of a fatal flaw and defect in DTSC's "Community Notice" dated August 2013 for the revised public comment period and new public hearing date for DTSC's "proposed permit modification" for Chemical Waste Management's Kettleman Hills facility.

The notice informs the reader of the following in the section entitled "Public Comment Procedures." It states that "During the public comment period, any interested person may submit written comments on the draft permit...."

However, nowhere in your notice does DTSC inform the public where written comments should be submitted to, which is a fatal defect in the notice.

A proper and legal notice should inform the public of the mailing and email address where comments should be sent, but your notice fails to give any information whatsoever about where to submit written comments.

As a result of this fatal defect in the notice, the current public comment period and public hearing have not been properly noticed and thus are invalid.

DTSC must therefore issue a new, correct and fully informative and clear notice that enables, and does not prevent, public participation including the submission of written comments.

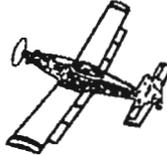
We look forward to your prompt response to this information and defect in your notice. In addition, please include this letter as an official comment on the proposed DTSC permit action.

For environmental justice,

A handwritten signature in black ink that reads "Bradley Angel".

Executive Director

**BLAIR AIR SERVICE, INC.
19101 KENT AVE.
LEMOORE, CA 93245
(559) 924-1276
(559) 924-7139 FAX**



August 26, 2013

Deborah O. Raphael
Director
Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

Blair Air strongly supports granting Chemical Waste Management the required permits to operate and expand its B-18 hazardous waste landfill.

We work closely with WM and rely on them for safe treatment and disposal of agricultural pesticides and hazardous waste. We need them to be allowed to continue to operate so they can assist us in meeting our current and future hazardous waste disposal needs in an economic fashion. Especially during these challenging economic times, our business, our employees and our families rely on Waste Management and the Kettleman Hills Facility to safely meet our hazardous waste disposal needs.

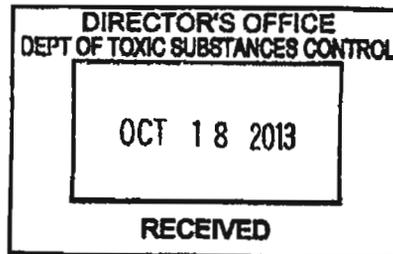
We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. We believe the time has come to issue Waste Management the necessary permits.

Respectfully submitted,

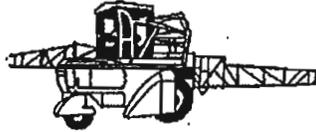
A handwritten signature in black ink, appearing to read "Roger Hewett". The signature is fluid and cursive, written over a horizontal line.

Roger Hewett, President

Cc: Congressman David Valadao
Senator Andy Vidak
Assemblyman Rudy Salas
Supervisor Richard Valle



BLAIR GROUND SERVICES, INC.
19101 KENT AVE.
LEMOORE, CA 93245
(559) 924-1276
(559) 924-7139 FAX



August 27, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

Our company, Blair Ground Service, supports Waste Management, Inc. (WM) and its efforts to extend the B-18 hazardous waste landfill.

Waste Management provides an essential public service to our business and businesses like ours throughout Kings County, the Central Valley and the State of California. Business and government relies on the Kettleman Hills Facility for the safe treatment and disposal of hazardous waste. Our company requires a safe and environmentally friendly landfill like Waste Management's to efficiently and effectively handle and dispose of our pesticides and other chemical wastes.

Further, we understand WM is a good corporate citizen and provides a tremendous economic value to Kettleman City and Kings County. In years past they have contributed millions in taxes, payroll and charitable contributions annually. Unfortunately due to the slowdown in waste that they take in because of the long permitting process they endured, the Kettleman Hills Facility has lost dozens of employees to layoffs.

However, we would not be making this request if we did not believe that the Kettleman Hills Facility was safe, well regulated and did not provide an essential public service to business, government agencies, communities and the public.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can continue to provide safe hazardous waste treatment and disposal.

Sincerely,

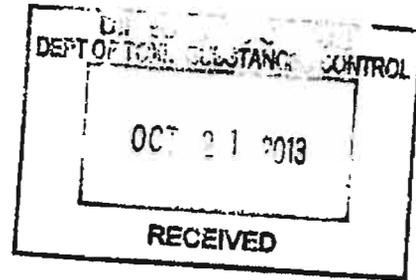
A handwritten signature in black ink, appearing to read "Ryan Boucher".

Ryan Boucher, President

Cc: Supervisor Richard Valle, Kings County Board of Supervisors

August 27, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828



Dear Ms. Raphael:

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However, we would not be making this request if we did not believe that the Kettleman Hills Facility was safe, well regulated and did not provide an essential public service to business, government agencies, communities and the public.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can continue to provide safe hazardous waste treatment and disposal.

Sincerely,

Mobile Maid Oil Butler

Richard Felipe, President

Cc: Supervisor Richard Valle, Kings County Board of Supervisors

144-151

August 30, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Remedial Transportation Services, and the more than 50 employees we represent, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized for over 12 years the Kettleman Hills Facility for our hazardous waste disposal needs. We are a hazardous waste transporter and as such transport waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, schools and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (661) 746-1132.

Respectfully submitted,

NAME

TITLE


Vice President

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

August 30, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,

NAME
TITLE


Vice President

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

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Sincerely,

NAME
TITLE



Wayne Lorentzen
DISPATCHER

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

August 30, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

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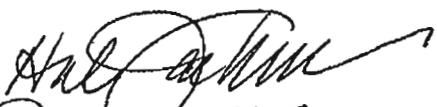
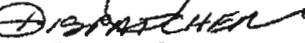
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Respectfully submitted,

NAME

TITLE

Cc



Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

August 30, 2013

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Department of Toxic Substances Control
8800 Cal Center Drive
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Respectfully submitted,

NAME
TITLE



RTS, INC.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

August 30, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

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Sincerely,

NAME

TITLE



RTS, Inc.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

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Department of Toxic Substances Control
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Sacramento, CA 95826

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The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,

NAME *Ed Dyk*
TITLE *MANAGER*

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

August 30, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Remedial Transportation Services, and the more than 50 employees we represent, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized for over 12 years the Kettleman Hills Facility for our hazardous waste disposal needs. We are a hazardous waste transporter and as such transport waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, schools and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (661) 746-1132.

Respectfully submitted,



NAME ED DYKES
TITLE MANAGER

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



CALIFORNIA
GRAPE & TREE FRUIT
LEAGUE

TELEPHONE 559.226.6330
FAX 559.222.8326
EMAIL cgtfi@cgtfi.com

978 W. Alluvial, Suite 107
Fresno, California 93711-5700

September 3, 2013

Via Email: w.lorentz@dtsc.ca.gov

Mr. Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

RE: Kettleman Hills Facility Expansion Permit

Dear Mr. Lorentzen,

On behalf of the California Grape & Tree Fruit League (League) I write to express support for the issuance of an expansion permit for Waste Management's Kettleman Hills Facility. League members, who grow, pack, and ship fresh grapes, tree fruit and berries, depend on the availability of waste facilities in California to dispose of materials, which include waste generated when removing old plantings to prepare new vineyards and orchards. The Kettleman Hills Facility has been a mainstay for waste disposal, and through Waste Management's responsible administration and governance, we believe the state will stand to significantly benefit from their continued responsible management of waste. It is critical that Waste Management plan ahead for current and future waste generation and disposal needs and I write to support their expansion effort. Responsible waste management will be a key element to accommodating sustainable economic growth not only the agricultural sector, but for many of California's economic drivers.

Without approval, waste disposal of or treatment or storage of hazardous waste and municipal solid waste handling options will be impacted due to reduced handling availability. For many of our members; the Kettleman Hills Facility is one of the most viable disposal sites due to proximity. We look forward to your approval and recognition of Waste Management's vision for responsibly accommodating byproducts of a growing economy while maintaining DTSC's mission of protecting California from harmful effects of toxic substances and ensuring environmental stewardship.

Thank you for the opportunity to comment. Please feel free to contact me at bbedwell@cgtfi.com if you have any related questions.

Regards,

A handwritten signature in black ink that reads "Barry Bedwell".

Barry Bedwell
President
California Grape & Tree Fruit League

Cc: Mr. Pete Price, Vice-President
Waste Management
Mr. Robert Henry, Sr. District Manager
Waste Management

California

153



September 5, 2013

Environmental

Wayne Lorentzen, Project Manager
 Department of Toxic Substances Control
 8800 Cal Center Drive
 Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency. The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for decades to keep our customers in compliance with hazardous waste disposal regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

Respectfully submitted,

Charles I. Buckley
 Professional Geologist No. 4035
 Certified Engineering Geologist No. 1250
 Certified Hydrogeologist No. 55



September 6, 2013

Via Email: Wayne.Lorentzen@dtsc.ca.gov

Mr. Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

RE: Chemical Waste Management – Kettleman Hills Facility Expansion Project

Dear Mr. Lorentzen:

This letter is being written to strongly urge you to grant issuance of the necessary permits allowing the expansion and continued operation of the B-18 landfill at Chemical Waste Management's – Kettleman Hills Facility (KHF).

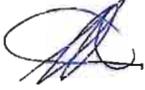
For the last 26 years I have worked as an environmental consultant throughout the United States representing both industry and governmental organizations, including various regulatory agencies. My technical specialty has been primarily environmental impact analysis and air quality. From 1993 to present I have had the opportunity to be involved with many of the environmental impact studies conducted at KHF. Throughout this time I have become intimately familiar with much of the vast quantity of scientific data that is collected and analyzed in association with understanding the off-property environmental impact from the facility's operations. What I have observed at KHF over the last 19 years is consistent with nearly all of the scientific data associated with the facility that has been placed on public record. That is, KHF causes minimal negative impact to the environment and public.

There are two primary reasons for this. First, KHF's operations for treatment, storage, and disposal of hazardous waste are subject to some of the most rigorous environmental regulations that have been promulgated. Thus the level of regulatory control and oversight is extremely high. Second, throughout the nearly two decades I've had the opportunity to interface with KHF, I have witnessed the facility being operated with some of the highest levels of professional ethics, moral standard, and social & environmental responsibility. Much has been printed and said in the press about KHF that is contrary to this statement. However, from the perspective of an individual who works with many different entities in the regulated community, I have seen management at KHF consistently operate the facility exceeding any norm of responsibility standards.

The positive economic, environmental, and social impact from KHF's continued operations far outweigh the extremely small and managed environmental risks associated with this facility. Environmental justice would not be served best by inhibiting the facility's continued operation due to the politics and public manipulation that has been associated with KHF's expansion project. This is why I am urging you to issue the necessary permits to allow expansion and continued operation of the B-18 landfill.

I appreciate the opportunity to comment and give this perspective. If you have any questions, please feel free to contact me at bbrown@wenck.com.

Respectfully submitted,

A handwritten signature in blue ink, appearing to be 'W. Brown', written over a horizontal line.

William Brown, P.E. (GA, WI)
1113 Houze Road
Suite 200
Roswell, GA 30076



September 9, 2013

Debbie Raphael
Director
Department of Toxic Substances Control
Sacramento, CA 95814

Re: DTSC's Admission of its Failure to Provide the Legally Required Notice to Greenaction and Your Mandatory Notice List for the Chemical Waste Management Kettleman Hills Facility

Director Raphael,

I am writing in response to the email received on September 6, 2013 from Patrice Bowen of DTSC regarding our concerns about defects in the notice sent by DTSC to Greenaction, Kettleman City residents and others on your mandatory notification list for the Chemical Waste Management Kettleman Hills Facility.

On August 23rd I sent you and DTSC a letter on behalf of our members and constituents in Kettleman City, Avenal and the Central Valley to inform you of a fatal flaw and defect in DTSC's "Community Notice" dated August 2013 for the revised public comment period and new public hearing date for DTSC's "proposed permit modification" for Chemical Waste Management's Kettleman Hills facility.

We stated that your notice mailed to Greenaction, residents and others on your mandatory contact list failed to inform the public where written comments should be submitted to. We pointed out why this failure is a fatal defect in the notice. A proper and legal notice should inform the public of the mailing and email address where comments should be sent, but the DTSC notice failed to give any information whatsoever about where to submit written comments. As a result of this fatal defect in the notice, the current public comment period and public hearing have not been properly noticed and thus are invalid.

We are thus quite disappointed, yet surprised, to read the email sent to us by Patrice Bowen, DTSC's Director of the Office of Communication. Ms. Bowen's email response rejects our concerns and defends the failure to provide legal notice to us and so many others – including the people of Kettleman City. But now the concerns about DTSC's failure to provide legal notice have increased.

We are now shocked to learn from Ms. Bowen's September 6th email that Greenaction and others were never sent the official "legal notice" of the comment period and public hearing as DTSC was legally required to do.

1

2

Ms. Bowen and DTSC defend the fact that the document entitled "Community Notice" we and others were sent lacked information on how to submit written comments by arguing that the official "legal notice" contained that information. However we and others including people on your mandatory contact list and residents were never sent the document she referred to as the "legal notice."

2

As a result, it is now clear, and confirmed by DTSC, that the notice DTSC sent to Greenaction and others (apparently including residents and everyone else on your mandatory contact list for official notices) was not the official legal notice.

I have attended virtually every public hearing, meeting and workshop the state has had in the last 25 years regarding the Kettleman City hazardous waste facility, and the DTSC always told people that they would be put on the mandatory notification list for official notices if they signed up. DTSC is now breaking its promise, and legal responsibility, to provide the legal notice of opportunities for public comment.

3

Will DTSC violate your legal responsibility and break your explicit promise to residents and the public, as you are doing, or will you provide a new and legal notice to residents and all persons on your mandatory contact list?

4

In addition, the information that you will be sending to your entire mailing list on how to submit written comments does not correct the defect in the notice you sent on or about August 8th which failed to contain the required information about submitting written comments. Your failure to provide that information when the notice was sent out has resulted in recipients losing one month of time in which to prepare written comments on this complicated, technical and multi-faceted permit issue.

5

In addition, the failure to provide the legal notice to all those you were required to send it to renders the currently scheduled public hearing invalid.

Please be notified that failure to immediately correct this defect and notification process and provide full legal notice to all that are entitled to it renders your entire comment period invalid, and will have a discriminatory and disproportionate impact on people of color and Spanish-speakers and will constitute a violation of state and federal civil rights laws.

6

This letter is also being submitted as a comment in the so-called public comment period that your agency has made a mockery of.

7

For environmental justice,



Bradley Angel
Executive Director



September 9, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Respectfully Submitted,

Luis Ortiz
General Manager
Matheson Environmental Services
4171 E. Therese Avenue
Fresno CA, 93725

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



3400 Manor Street • Bakersfield, CA 93308 • 661-393-1151 • 800-458-3036 • 661-393-0508 Fax • mpenviro.com

September 9, 2013

Wayne Lorentzen, Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

MP Environmental Services, Inc. would like to take this opportunity to submit our comments in support of the permits for the B-18 expansion at Waste Management's Kettleman Hills Facility. MP is a licensed waste transporter and has utilized the Kettleman Hills facility for over 30 years for our customer's hazardous waste disposal needs. While we are not able to attend the public hearing to present our testimony in person, it was important for us to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our on-going operations and the continuing employment of many of our personnel.

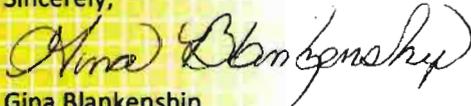
We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service to our customers by safely treating and disposing of hazardous waste. Current conditions within California have strictly limited the options waste generators have for the safe, economical management of their hazardous wastes. The Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet the continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments. If you have any questions, please feel free to contact us at (661) 393-1151.

Sincerely,


Gina Blankenship
Facility Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

Lorentzen, Wayne@DTSC

From: Bradley Angel <bradley@greenaction.org>
Sent: Wednesday, September 11, 2013 12:14 PM
To: Schumacher, Nathan@DTSC; Raphael, Debbie@DTSC; Marxen, Jim@DTSC; Mataka, Arsenio@EPA; Lorentzen, Wayne@DTSC
Cc: Ingrid Brostrom; alatmig@netzero.com; Rodriquez, Matthew@EPA; Martha Guzman-Aceves; Rechtschaffen, Cliff; Fredenburg, Bob; Alejo, Luis
Subject: Re: Kettleman Public Hearing Frequently Asked Questions document and Comment card

This is a feeble and inadequate attempt to cover up and remedy your failure to provide proper notice. | 1

You sent this out about a month after your so-called public comment period began, meaning that the public lost one month of valuable time in which to prepare and submit written comments. | 2

As we have also pointed out, DTSC has finally admitted that no one on your mandatory contact list including residents ever received the official legal notice, a blatant violation of your notification requirements and your agency's promises to the public. | 3

| 4

Please include this email as an official public comment.

Bradley Angel, Greenaction for Health and Environmental Justice

On 9/11/2013 12:01 PM, Schumacher, Nathan@DTSC wrote:

Please see the attached that we mailed today.

Thank you,

Nathan Schumacher

Public Participation Specialist
 DTSC
 8800 Cal Center Drive
 Sacramento CA 95826
 (916) 255-3650
 Toll Free (866) 495-5651



United Pumping Service, Inc.

AN ENVIRONMENTAL REMEDIATION FIRM

14000 E. Valley Blvd. • City of Industry, CA 91746-2801 • 626/961-9326 • Fax 626/961-3799 Office

September 11, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of United Pumping Service, Inc., the more than 90 employees we represent, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized for over 40 years the Kettleman Hills Facility for our hazardous waste disposal needs. We transport waste from various customers that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, schools and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (xxx) xxx-xxxx

Respectfully submitted,

Robert Pina
Sales Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

www.unitedpumping.com



United Pumping Service, Inc.

AN ENVIRONMENTAL REMEDIATION FIRM

14000 E. Valley Blvd. • City of Industry, CA 91746-2801 • 626/961-9326 • Fax 626/961-3799 Office

September 11, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,

Robert Pina
Sales Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



Environmental Services

160

September 12, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency. I plan on attending the public meeting showing my support.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

Sincerely,

A handwritten signature in blue ink, appearing to read "MASH", is written over a light blue rectangular background.

Michael A. Shloub
President

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



A. J. DIANI CONSTRUCTION CO., INC.
· ENVIRONMENTAL SERVICES

September 13, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

A.J. Diani Construction Co., Inc. strongly supports the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory Frick', is written over a white background.

Gregory Frick
Vice President



September 13, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

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Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,
Sean C. Kelly 
Sales Manager
Environmental Contractors Transportation, Inc.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

P.O. Box 7318, San Bernardino, CA 92411 • Phone (800) 664-7773 • Fax (909) 884-3744

Lorentzen, Wayne@DTSC

From: Stephanie Ramos <anieamos3@gmail.com>
Sent: Saturday, September 14, 2013 11:07 PM
To: Lorentzen, Wayne@DTSC
Subject: RE: Public Comment

Stephanie Ramos
6035 Live Oak St.
Bell Gardens, CA 90201

September 14, 2013

California Department of Toxic Substances Control
Attn: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

RE: Public Comment

Dear Lorentzen,

What are the exact best practices to minimize generation of dust and emissions of hazardous materials from site | 1
activities? Limiting access of older, more polluting trucks are not enough to address health concerned issues.
Because technology is advanced, there are alternatives for zero-waste emissions. Also, how will the operation of | 2
the facility will complied with the Kyoto Protocol by targeting reduction emissions by 2020? | 3

Regards,
Stephanie Ramos



CLEAR BLUE ENVIRONMENTAL

September 15, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

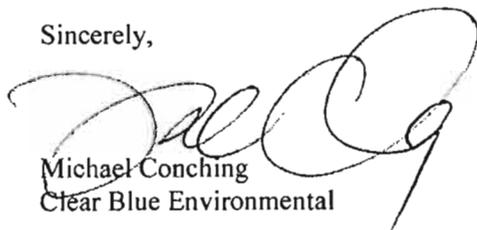
The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

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Sincerely,



Michael Conching
Clear Blue Environmental

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

Cole's Environmental **Full Service Hazardous Waste Company**



September 16, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Dr
Sacramento, CA 95826

RE: B-18 Expansion – Kettleman Hills Facility

Dear Mr. Lorentzen,

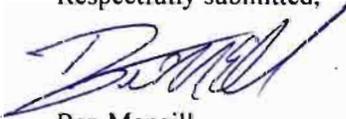
On behalf of Coles Environmental, the employees we represent, we are pleased to submit our comments for the record in support of the permits for the B18 expansion at the Waste Management, Kettleman Hills Facility. Our company has utilized Kettleman Hills Facility for over 20 years for our waste that must be properly disposed of at a licensed hazardous waste facility. While I'm not able to attend the public hearing to present my testimony in person, it is important for our company to submit this letter to communicate to the permitting agencies how critical the Kettleman hills Hazardous Waste Facility is to our operations and to the State of California.

We believe the Kettleman Hills Facility provides a necessary public service by safely treating and disposing of hazardous waste. The waste needs a place to be disposed of safely, the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

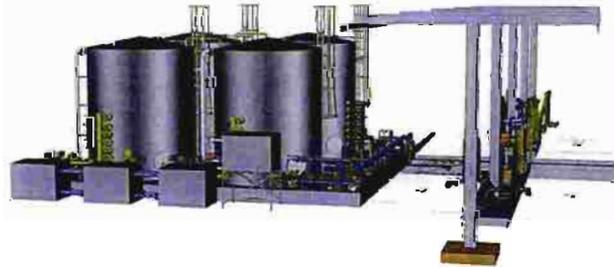
We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfills.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at: 661/322-8285.

Respectfully submitted,



Ben McNeill
President/Owner





September 16, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

Environmental Contractors Transportation Inc. (ECTI) strongly supports the B-18 expansion at the Waste Management, Kettleman Hills Facility.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (909) 884-7424

Respectfully submitted,



John Minutoli
President

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



MOINE BROS.

CONTRACTORS LIC. NO. 343468

September 16, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

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Sincerely,

Charles A. Moine
Owner

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



168

MOINE BROS.

CONTRACTORS LIC. NO. 343468

September 16, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

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Sincerely,

Virgil Cicoria
Project Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

From: Alfredo Coronado <alcoronado91@ymail.com>
Date: September 17, 2013, 2:42:29 PM PDT
To: "draphael@dtsc.ca.gov" <draphael@dtsc.ca.gov>
Subject: **Opposition to the expansion of the WM Kettleman Hills Facility**
Reply-To: Alfredo Coronado <alcoronado91@ymail.com>

Hello Debbie,

As a resident of the state of California, and an environmental studies major at San Francisco State University I hope you stand with me and the community of Kettleman City to oppose the expansion of the highly toxic Kettleman Hills waste management facility. Kettleman City residents should have access to a healthy and safe environment. The waste management facility already contaminates plenty of the local groundwater and deteriorates the air quality all which sweeps down into Kettleman City. It is not fair that these low-income, unprivileged residents suffer as a consequence of the mismanagement of the chemical waste facility. It is the responsibility of the Department of Toxic Substances Control to stand by us and not the for-profit facility whom has greatly polluted the local environment. I ask for you to please realize the dangers of this expansion, and to reconnect with the civilians whom live next to this toxic dump. If it wasn't enough these residents are already living by two major highways and are surrounded by farmlands that are sprayed with pesticides. I hope you listen to Kettleman City residents and protect their environment. We all deserve it.

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Sincerely,

Alfredo Coronado
415 261 5329
alcoronado91@ymail.com

September 17, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

On behalf of Environmental Logistics Inc, and the more than 100 employees/members we represent, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at the Waste Management, Kettleman Hills Facility. Environmental Logistics Inc has utilized for over 10 years the Kettleman Hills Facility for our hazardous waste disposal needs. We produce/manufacture several thousand tons and as such generate waste that must be properly disposed of at a licensed hazardous waste facility. While I am not able to attend the public hearing to present my testimony in person, it is important for our company/organization to submit this letter to communicate to the permitting agencies how critical the Kettleman Hills Hazardous Waste Facility is to our operations and to the State of California.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware that numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We, along with farmers, businesses, schools and universities, government agencies and residents all generate hazardous waste in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive that waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (661) 978-4751

Respectfully submitted,

Dereck Johnson
Environmental Logistics Inc.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

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A Certified UDBE/DBE/MBE/WBE/VBE Transportation Company

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Signal Hill, Ca 90755

(562) 495-9600

Fax: 562-495-9660

www.globaltransloading.com

Wayne Lorentzen
Project Manager
Department of Toxic Substance Control
8800 Cal Center Drive
Sacramento, Ca 95826

Dear Mr. Lorentzen:

On behalf of Global Transloading, LLC, and the more than 250 Generators we transport and dispose of contaminated soils on behalf of, we are pleased to submit our comments for the record in support of the permits for the B-18 expansion at Waste Management, Kettleman Hills Facility. Our company Global Transloading, LLC has utilized for over 10 years the Kettleman Hills Facility for our hazardous waste disposal needs. We transport hazardous wastes and as such assist generators in identify facilities that are cost competitive, safe and licensed to accept such wastes. While I am not able to attend the public hearing to present my testimony in person, it is important for Global Transloading, LLC to submit this letter to communicate to the permitting agencies how critical the Kettlema Hills Hazardous Waste Facility is to our operations and to the State of California.

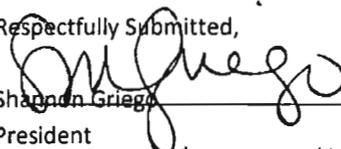
We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We are aware of the numerous health and environmental studies have been conducted by local, state and federal government agencies; those studies have found Kettleman Hills Facility to be safe and not posing any health or environmental studies have been conducted by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community, the employees of the Facility or the residents of Kings County.

We believe that the Facility provides a necessary public service by safely treating and disposing of hazardous waste. We along with the farmers, businesses, schools and universities, government agencies and residents all generate hazardous wastes in our daily lives. The waste needs a place to be disposed of safely; the Kettleman Hills Facility is fully permitted and approved to receive waste and should be allowed to expand to meet that continuing need.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so that they can extend the life of their hazardous waste landfill.

We appreciate the opportunity to submit our comments for the record. If you have any questions, please feel free to contact me at (562) 495-9600.

Respectfully Submitted,


Shannon Griego

President

Global Transloading, LLC

CC Jerry Brown, Governor, California
Diane Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

September 17, 2013

Cont. Lic. 735604

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,


John Wells
C.F.O.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC

CVC Environmental, Inc.

September 18, 2013

Mr. Wayne Lorentzen, Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen,

We here at CVC ENVIRONMENTAL, strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal that is pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to both the Waste Generator's of California and Service Companies, like ours, to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California (and Kings County) is missing out in the hazardous waste tax fees with the waste leaving the state.

We have been following the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. We understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but excellent. We have relied on this facility for numerous years to keep us competitive in the Environmental Services field and in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,



Charles Heard
Operations Manager

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



Department of Toxic Substances Control
Comment Form for the Kettleman Permit Modification



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Please include your name and mailing address. DTSC will mail a response to all comments to you after the end of the public comment period. Please present this form to any DTSC representative at the meeting or mail to:

California Department of Toxic Substances Control
Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

PLEASE PRINT

Name Flora Lu

Mailing Address 985 Hillcrest Drive

City Felton State CA Zip Code 95018

Comments:

I encourage DTSC to deny the expansion permit for Chem Waste in Kettleman City, CA. This predominantly Spanish-speaking community has suffered significant environmental hazards and should not be subject to further pollution and injustice. Children in Kettleman City have a higher rate of birth defects likely due to the cumulative impacts of different contamination sources, of which the landfill is one. DTSC can defend poor communities of color by denying the Chem Waste permit for expansion.

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We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

Nosotros, los que abajo firmamos, nos oponemos al permiso al Desperdicio Tóxicos para Chemical Waste Management Kettleman Hills Facility. El Departamento de Control de Substancias Toxicas no debe de otorgar el Permiso de Desperdicios Tóxicos porque Kettleman City ya esta en el 10% a nivel del Estado como las comunidades más vulnerables y es expuesta a múltiples fuentes de polución.

Name/Nombre

Address/Domicilio

③
1 Gabriela Rodriguez

calle #5 105

2 Reynaldo Banzuelos

114 King St.

3 DeFino Gutierrez

360 King St.

400 King St.

We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

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Name/Nombre

8

Address/Domicilio

- | Name/Nombre | Address/Domicilio |
|------------------|---|
| 1 Alexis Vega | 217 Maud St Kettleman City CA |
| 2 Lourdes Vega | 325 B Carter St Kettleman City |
| 3 Luis Vega | 325 Carter St Kettleman City |
| 4 Benjamin Vega | 217 Maud St Kettleman City |
| 5 Luis Vega Jr | 217 Maud St Kettleman City |
| 6 Magdalena Vega | 217 Maud St Kettleman City |
| 7 Mary Enriquez | 273 First St Kettleman City |
| 8 Josefina Barza | 245 Maud St |

We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

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Name/Nombre

Address/Domicilio

Guadalupe Coria	114 Becky Pease 559-212-7553
Jaime Coria	114 Becky Pease
Alexandry Estrada	205 BECKY PEASE (559) 217-4097
Maria Rangel	213 BECKY PEASE ST (559) 707-7715
Matilde Gutierrez	405 Becky Pease 772 5336
Luis A.N.	407 Becky Pease
Condolario Pompa	440 BECKY PEASE
Antonio Benito	402 Becky Pease St.
Lori Salazar	113 6th St.
Margie Vargas	205 6 th St.
Rodolfo Chavez	221 6th St
Ramon Perez	301 10th St.
Susana Rangel	313 6th St.
Faustino Garcia	318 6th St
Karla Huling	208 6th St. (559) 362-3860
Esmeralda Torres	204 6th St (559) 309-8383
Luz Lopez	307 Becky Pease

We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

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Name/Nombre

Address/Domicilio

Siberia Batello

P. O. Box 502 Kettleman City CA

Carlos Carrasco

PO Box 575 Kettleman City CA

Daniel Hernandez

PO. Box 62 Kettleman City

Rosalba Morales

po. box 516 Kettleman city CA

Emma R. Ransing

PO Box 52 Kettleman City CA

CLARA CORDERO

PO BOX 288 Kettleman City CA.

Adriana Aguilera

319 4th St Kettleman City, CA

Kathy Martinez

PO Box 488 KC CA 93239.

Alyandra Alatorre

P.O BOX 411 K.C. CA. 93239

Maria Chavez

221 4th St
PO BOX 526 K.C. Cal 93239

Hugo Zuniga

221 4th St. KC.

Marcia Perez

220 4th St Kettleman City

Manny [Signature]

208 4th St. Kettleman City CA

[Signature]

[Signature]

[Blank line]

We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

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Name/Nombre

Address/Domicilio

Claudia Solano

221 7th St Kettleman city CA 93239

Leticia Botello

301 7th St Kettleman city CA 93239

Javier Rios

309 7th Kettleman city 93239

Blanca Cordova

313 7th St Kettleman city 93239

Juan Romos

340 7th St Kettleman city 93239

Nirna Marquez

336 7th St Kettleman city 93239

Jose Carrillo

PO Box 18 Kettleman city 93239

Eligio Figueroa

302 - KETTLEMAN CITY 93239

Margarita Navarro

225 - Kettleman City 93239

Mene Navarro

225 - Kettleman city 93239

Juana Carranza

200 - 4th Street Kettleman City

Jorge Amila

245 ST. STR KETTLEMAN CITY CA 93239

Alfonso Amila

260 KING ST Kettleman city 93239

Francisco Cadena

360 Kingst. Kettleman city 93239

Roman Estrada

Secou ST 235 Kettleman

Hilda Garcia

second st 221 Kettleman city

CESAR ROMERO

215 second st. Kettleman City

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Name/Nombre

Address/Domicilio

Octavio Dominguez

William 427 Kettleman city

Alejandra Sorchaga

201 Maud St Kettleman city

JOSE A. ARELLANO

201 MAUD ST

Miriam Ayala

205 Maud St Kettleman city

MARIANO JIMENEZ

205 Maud St Kettleman city

Rosa Ayala

207 Maud St K.C.C.A.

We, the undersigned, oppose the Hazardous Waste Permit for Chemical Waste Management's Kettleman Hills Facility. The Department of Toxic Substances Control should not issue the Hazardous Waste Permit because Kettleman City is already in the top 10% of the State's most vulnerable communities and is exposed to multiple sources of pollution.

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Name/Nombre

Address/Domicilio

Teresa Romero Gonzalez

112 St 9. Kettleman

Jose A. ~~Romero~~ Romero

108 9th St. Kettleman

Manuel Hernandez

216 9th St. Kettleman

Jorge Diaz

224 9th St Kettleman

Luz Salazar Lopez

304 9th St. Kettleman

Cal M. Cruz

903 Milham St. Kettleman

Marta Lopez

401 9th St. Kettleman City

Marta Lopez

213 9th St. Kettleman city

Alfonso Martinez

205 9th St Kettleman city

Tommy Chanter

205 9th St. Kettleman city



OFFICE OF COUNTY ADMINISTRATOR

COUNTY OF KINGS
GOVERNMENT CENTERLARRY SPIKES
COUNTY ADMINISTRATIVE
OFFICER

September 18, 2013

Department of Toxic Substances Control
Wayne Lorentzen, Project Manager
8800 Cal Center Drive
Sacramento, CA 95826

Re: Letter of Continued Support for the Chemical Waste Management Landfill B18 Phase III Project

Dear Ms. Lorentzen,

This letter is provided for the DTSC Public Hearing by the County of Kings to reinforce the County's continued support for the Chemical Waste Management, Inc. (CWMI) Landfill B18 Phase III Project. Waste Management in operating this facility located 3 miles west of the Kettleman City community has and continues to operate their business operations in a manner that demonstrates a high standard business responsibility and accountability. In addition, CWMI has proven an effective partner in public/private partnership with the County to enhance and invest in the Kettleman City Community.

CWM's commitment to an open and transparent business operation and thoroughness in complying with all necessary permits is evident in the County's most recent permit action and their commitment of private investment in Kettleman City. Beginning in April of 2005 and continuing through September 2012, the County of Kings processed and approved Conditional Use Permit No. 05-10 (CUP 05-10) and oversaw the California Environmental Quality Act (CEQA) process of the proposed project. A detailed timeline and thoroughness of those events is outlined in Attachment I to this letter.

As a part of the CUP process, CWMI participated in a Local Assessment Committee (LAC) process and agreed to a list of conditions which would be met upon approval of their permit. Specifically, CWMI agreed to pay, in full, the existing debt owed as of March 19, 2009, by the Kettleman City Community Services District (KCCSD), estimated at \$552,300. A full listing of CWMI agreed provisions are included as Attachment II to this letter.

Kettleman City CSD Surface Water Treatment Facility

The Chemical Waste Management Landfill B18 Phase III Project and associated permit approvals are a critical component to the successful public/private partnership in completing the KCCSD surface water treatment facility. This permit ties to a larger collaboration between

CWMI, the County of Kings, KCCSD, and the California Department of Public Health (CDPH). It must be emphasized that the success of the KCCSD surface water treatment facility project to provide critically important safe drinking water to the community is dependent upon CWMI getting their operating permit approved at all levels. This will allow the pay down of existing KCCSD debt. The construction funding for the new water treatment facility is based on that existing debt being paid off. If the debt is not paid off, then the operating expenses of the project no longer meet the requirements set forth by CDPH and the funding will be jeopardized. In fact, the absence of CWMI permit will effectively maintain KCCSD operation and maintenance rates at a high enough level that will make the surface water treatment facility no longer eligible for funding by CDPH.

A brief history of Kettleman City drinking water challenges are outlined below:

- In 1993 KCCSD's existing wells were discovered to have benzene above acceptable levels and in 1997 treatment for benzene was initiated.
- In 2001 problems with water quantity in the District's two wells required a moratorium be issued on "new" development.

A brief history of the County of Kings' assistance to KCCSD in solving these water issues is outlined below:

- In the mid 2000's the District along with the County of Kings started pursuing the use of surface water from the California Aqueduct for their water supply.
- In 2004 the Kings County Redevelopment Agency was formed (with the same boundaries as the Community Services District) to help with development in Kettleman City – with one of the stated purposes of the RDA, to fund infrastructure projects in the area.
- In July 2008 land was purchased by the County to site a new surface water treatment facility.
- In December 2008 the County of Kings allocated 900 acre-feet of their State Water Project water allocation for use by Kettleman City with the assistance and cooperation of the Tulare Lake agricultural interests which have been paying for and using the water.
- In 2009 the California Department of Public Health (CDPH) issued a compliance order for arsenic, which was above permissible standards.
- In 2011 the State legislature dissolved redevelopment agencies.
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- Based on the agreement of CWMI to pay the existing debt of the KCCSD, an application was made for funding of a new Water Treatment Facility to the State Department of Public Health. This application was the culmination of years of work by the KCCSD, their engineers, and the County of Kings in addressing water supply problems in the community of Kettleman City.

A brief summary of the California Department of Public Health efforts to assist KCCSD with funding are outlined below:

- In June 2010 CDPH issued a Planning Grant with matching funds from the Redevelopment Agency to study options, including drilling new wells and/or using the state water.
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- Surface Water Treatment Facility
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- County investment in new Fire Truck in the community.

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County continues to support the permitting needs of this facility as it continues to serve as a responsible and accountable business operation within the County that also serves a critically significant Statewide service need for waste disposal.

- The positive environmental siting of this Statewide critical facility for waste disposal situated in the Kettleman Hills which geologically separates and isolates the facility's hydrological surface water flow and prevents groundwater intrusion into the Valley floor aquifers.
- The facility is centrally located in the State and along the State's major north/south Interstate corridor to allow easy truck accessibility from throughout the State, while also minimizing vehicle miles traveled from northern and southern ends of the State. Absent this facility necessitates additional vehicle miles traveled and increased vehicle emissions.

Sincerely,



Larry Spikes, CAO

Attachments

ATTACHMENT I

Summary of Planning Commission, Board of Supervisors, and Court Decisions demonstrating the County's permitting commitment and due diligence in this process.

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 2. The Petitioner's baseline objection was not made at the administrative level and this objection has been waived.
 3. County's reliance on the baseline of 400 hazardous waste trucks a day was not an abuse of discretion and was supported by substantial evidence.
 4. Petitioners waived their objections to the cumulative impact analysis.
 5. The cumulative impact analysis in the SEIR satisfied the requirements of CEQA.
 6. The alternative analysis did not violate CEQA.
 7. The no feasible off-site alternative finding did not violate CEQA.
 8. County did not fail to adopt feasible mitigation measures to reduce project impacts.
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ATTACHMENT II

**Local Assessment Committee (LAC) for Conditional Use Permit No. 05-10 (CUP 05-10)
Agreements reached.**

- Chemical Waste Management, Inc. (CWMI) shall fund up to \$100,000 for a community health survey of Kettleman City residents to address community concerns regarding a high incidence of birth defects and cancer. The survey will be conducted by a person or entity selected by the Kings County Department of Health through a request for proposals. The Department of Health will consult with the Central Valley Health Policy Institute (CSU Fresno) for assistance in preparing the request for proposals. The contract for the health survey shall be administered by the Department of Health or other appropriate department of the County.
- CWMI shall pay in full the existing debt owed as of March 19, 2009, by the Kettleman City Community Services District, estimated to be \$552,300.
- CWMI (1) shall pay ten percent (10%), up to a maximum of \$150,000, toward construction of the Caltrans Safe Crossing Project for SR-41 in Kettleman City, and (2) shall provide funding to acquire and install two electronic speed indication devices to be placed at opposite ends of the residential district on SR 41, which are estimated to cost \$70,000.
- CWMI shall provide (in English and Spanish) the Kettleman City Library with U.S. Department of Transportation (DOT) Hazardous Material (HAZMAT) Transportation placards along with written definitions as provided under Title 49 of the United States Code of Federal Motor Carriers Safety Regulations (FMCSR). Additionally, CWMI shall conduct an informational presentation regarding the placards during its annual contingency plan meeting (see Item No. 6 below)
- CWMI shall provide funding in the amount of \$450,000 to the Reef Sunset School District for installation and/or construction of a walking track, soccer field lighting, pavilion, and parking lot on the grounds of the Kettleman City Elementary School. The School District shall place the funds in a separate, interest-bearing account to be used solely for installation and/or construction of the improvements identified above.
- CWMI shall provide annual community education about its facility contingency plan, and shall assist the community in preparing a disaster plan for the residents, at an annual meeting in Kettleman City to which the public agencies responsible for emergency planning and response shall be invited to provide information to local residents.
- CWMI shall ensure that (1) the independent consultants hired by CWMI to prepare air quality and water quality monitoring and compliance reports shall prepare an annual summary of the reports in layperson's terms, in Spanish and English, and shall deliver copies of the summary to all post office box-holders in Kettleman City, with a copy to the Kings County Community Development Agency, on or before the 1st day of May of each year of operation of the Proposed Project, and (2) CWMI shall conduct an annual meeting in Kettleman City to which the San Joaquin Valley Air Pollution Control District, the Kettleman City Community Services District and the public agencies responsible for emergency planning and response shall be invited, to provide information to local residents

ATTACHMENT III

In 1979, CWMI purchased and began operating the KHF site. At that time, it was a 1,280 acre facility that was authorized as a treatment, storage, and disposal facility for designated wastes. Also in 1979, CWMI obtained authorization to operate the site as a hazardous waste management facility, and hazardous wastes were permitted for treatment, storage, and disposal at KHF.

In April 1985, CWMI purchased an additional 320 acres, bringing the property to its current configuration and size of approximately 1,600 acres. Also in 1985, CWMI obtained authorization to operate additional hazardous waste treatment and disposal facilities at the site, based on the following environmental documents:

- Draft Environmental Impact Report: Chemical Waste Management, Inc., Kettleman Hills Hazardous Waste Facility. Prepared by CH2M HILL. July 1985.
- Final Environmental Impact Report: Chemical Waste Management, Inc., Kettleman Hills Hazardous Waste Treatment, Storage, and Disposal Facility. Prepared by CH2M HILL. October 1985.

The 1985 EIR considered the expansion of the site from 1,280 acres to 1,600 acres; additional waste treatment facilities; and construction of three new waste disposal facilities (Landfills B-17, B-18, and B-19). The EIR provided the basis for approval of Conditional Use Permit (CUP) No. 1412. The B-18 Landfill and the B-19 Landfill were constructed as addressed in the 1985 EIR. However, the remaining airspace in the B-19 Landfill is now permitted as a Class II/III landfill, with a portion being a bioreactor, and the previously approved Class I B-17 Landfill is now a new Class II/III Landfill that was permitted for disposal of designated waste and municipal solid waste in 2007. Because each of these projects serves an independent utility, both the Class II/III B-19 Landfill Bioreactor and the Class II/III B-17 Landfill were considered in separate SEIRs, which were certified by the County in 2005 and 2006, respectively.

In 1988, after approximately one million cubic yards of Class I hazardous waste had been disposed in B-19, a portion of the side slope liner slipped, resulting in a horizontal and vertical movement of the waste. The liner performed as designed and Class I waste was not released from the landfill. Further discussion of the slippage and mitigation is discussed on page 2.1-50 of the Final SEIR for CUP 97-05 (*Final Subsequent Environmental Impact Report: Municipal Solid Waste Disposal Project, Kettleman Hills Facility, Chemical Waste Management, Inc.* (State Clearinghouse No. 97042028) prepared by TRC for Kings County Community Development Agency, Hanford, California, November 1997.



PO Box 2646 Orcutt, CA 93457 (805) 925 – 1947 fax: (805) 925 – 0884

September 18, 2013

Wayne Lorentzen
Project Manager
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Dear Mr. Lorentzen:

I strongly support the Waste Management Kettleman Hills Facility B-18 expansion proposal pending before your permitting agency.

The Kettleman Hills Facility offers a much needed service to businesses like ours to stay in compliance with the state of California hazardous waste regulations by safely treating and disposing of hazardous waste.

The demand for safe and reliable disposal of hazardous waste is even greater today than in years past. The limited permitted hazardous waste facilities that remain in California, has imposed a challenge for our business, many times leaving us no option, but to have our waste leave the state. Our present situation not only represents a costly logistical challenge, but it also means that California is missing out in the hazardous waste tax fees with the waste leaving the state.

We have followed the permitting process for the Kettleman Hills Hazardous Waste Facility very closely over the last few years. Understand that the facility has undergone extensive health and environmental studies by local, state and federal government agencies; those studies have found the Kettleman Hills Facility to be safe and not posing any health or environmental threats to the nearby Kettleman City community.

Our experience with the Kettleman Hills Facility has been nothing but stellar. We have relied on this facility for numerous years to keep us in compliance with all hazardous waste regulations. This is a needed facility in California, and I urge you to approve the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill

Sincerely,

A handwritten signature in black ink that reads "Sherry Mobley". The signature is written in a cursive, flowing style.

Sherry Mobley
Compliance Dept.
Pacific Petroleum CA. Inc.

Cc Jerry Brown, Governor, California
Dianne Feinstein, Senator, United States
Debbie Raphael, Director, DTSC



OFFICE OF COUNTY ADMINISTRATOR

275

COUNTY OF KINGS
GOVERNMENT CENTER

LARRY SPIKES
COUNTY ADMINISTRATIVE
OFFICER

September 18, 2013

Department of Toxic Substances Control
Wayne Lorentzen, Project Manager
8800 Cal Center Drive
Sacramento, CA 95826

Re: Letter of Continued Support for the Chemical Waste Management Landfill B18 Phase III Project

Dear Mr. Lorentzen,

This letter is provided for the DTSC Public Hearing by the County of Kings to reinforce the County's continued support for the Chemical Waste Management, Inc. (CWMI) Landfill B18 Phase III Project. Waste Management in operating this facility located 3 miles west of the Kettleman City community has and continues to operate their business operations in a manner that demonstrates a high standard business responsibility and accountability. In addition, CWMI has proven an effective partner in public/private partnership with the County to enhance and invest in the Kettleman City Community.

CWMI's commitment to an open and transparent business operation and thoroughness in complying with all necessary permits is evident in the County's most recent permit action and their commitment of private investment in Kettleman City. Beginning in April of 2005 and continuing through September 2012, the County of Kings processed and approved Conditional Use Permit No. 05-10 (CUP 05-10) and oversaw the California Environmental Quality Act (CEQA) process of the proposed project. A detailed timeline and thoroughness of those events is outlined in Attachment I to this letter.

As a part of the CUP process, CWMI participated in a Local Assessment Committee (LAC) process and agreed to a list of conditions which would be met upon approval of their permit. Specifically, CWMI agreed to pay, in full, the existing debt owed as of March 19, 2009, by the Kettleman City Community Services District (KCCSD), estimated at \$552,300. A full listing of CWMI agreed provisions are included as Attachment II to this letter.

Kettleman City CSD Surface Water Treatment Facility

The Chemical Waste Management Landfill B18 Phase III Project and associated permit approvals are a critical component to the successful public/private partnership in completing the KCCSD surface water treatment facility. This permit ties to a larger collaboration between

CWMI, the County of Kings, KCCSD, and the California Department of Public Health (CDPH). It must be emphasized that the success of the KCCSD surface water treatment facility project to provide critically important safe drinking water to the community is dependent upon CWMI getting their operating permit approved at all levels. This will allow the pay down of existing KCCSD debt. The construction funding for the new water treatment facility is based on that existing debt being paid off. If the debt is not paid off, then the operating expenses of the project no longer meet the requirements set forth by CDPH and the funding will be jeopardized. In fact, the absence of CWMI permit will effectively maintain KCCSD operation and maintenance rates at a high enough level that will make the surface water treatment facility no longer eligible for funding by CDPH.

A brief history of Kettleman City drinking water challenges are outlined below:

- In 1993 KCCSD's existing wells were discovered to have benzene above acceptable levels and in 1997 treatment for benzene was initiated.
- In 2001 problems with water quantity in the District's two wells required a moratorium be issued on "new" development.

A brief history of the County of Kings' assistance to KCCSD in solving these water issues is outlined below:

- In the mid 2000's the District along with the County of Kings started pursuing the use of surface water from the California Aqueduct for their water supply.
- In 2004 the Kings County Redevelopment Agency was formed (with the same boundaries as the Community Services District) to help with development in Kettleman City – with one of the stated purposes of the RDA, to fund infrastructure projects in the area.
- In July 2008 land was purchased by the County to site a new surface water treatment facility.
- In December 2008 the County of Kings allocated 900 acre-feet of their State Water Project water allocation for use by Kettleman City with the assistance and cooperation of the Tulare Lake agricultural interests which have been paying for and using the water.
- In 2009 the California Department of Public Health (CDPH) issued a compliance order for arsenic, which was above permissible standards.
- In 2011 the State legislature dissolved redevelopment agencies.
- The District has been working with the County of Kings to develop a reserve fund to offset costs associated with increased operating costs of the project. The County has proposed to set aside the first \$150,000 of Hazardous Waste taxes remitted to the County annually, for the next twenty years, to go toward creating three reserves to address projected Operation and Maintenance increased costs, projected Water increased costs (for the cost of the State Water) and a reserve for Catastrophic outage – all totaling \$3,000,000.

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- Chemical Waste Management, Inc. (CWMI) shall fund up to \$100,000 for a community health survey of Kettleman City residents to address community concerns regarding a high incidence of birth defects and cancer. The survey will be conducted by a person or entity selected by the Kings County Department of Health through a request for proposals. The Department of Health will consult with the Central Valley Health Policy Institute (CSU Fresno) for assistance in preparing the request for proposals. The contract for the health survey shall be administered by the Department of Health or other appropriate department of the County.
- CWMI shall pay in full the existing debt owed as of March 19, 2009, by the Kettleman City Community Services District, estimated to be \$552,300.
- CWMI (1) shall pay ten percent (10%), up to a maximum of \$150,000, toward construction of the Caltrans Safe Crossing Project for SR-41 in Kettleman City, and (2) shall provide funding to acquire and install two electronic speed indication devices to be placed at opposite ends of the residential district on SR 41, which are estimated to cost \$70,000.
- CWMI shall provide (in English and Spanish) the Kettleman City Library with U S. Department of Transportation (DOT) Hazardous Material (HAZMAT) Transportation placards along with written definitions as provided under Title 49 of the United States Code of Federal Motor Carriers Safety Regulations (FMCSR). Additionally, CWMI shall conduct an informational presentation regarding the placards during its annual contingency plan meeting (see Item No. 6 below)
- CWMI shall provide funding in the amount of \$450,000 to the Reef Sunset School District for installation and/or construction of a walking track, soccer field lighting, pavilion, and parking lot on the grounds of the Kettleman City Elementary School. The School District shall place the funds in a separate, interest-bearing account to be used solely for installation and/or construction of the improvements identified above.
- CWMI shall provide annual community education about its facility contingency plan, and shall assist the community in preparing a disaster plan for the residents, at an annual meeting in Kettleman City to which the public agencies responsible for emergency planning and response shall be invited to provide information to local residents.
- CWMI shall ensure that (1) the independent consultants hired by CWMI to prepare air quality and water quality monitoring and compliance reports shall prepare an annual summary of the reports in layperson's terms, in Spanish and English, and shall deliver copies of the summary to all post office box-holders in Kettleman City, with a copy to the Kings County Community Development Agency, on or before the 1st day of May of each year of operation of the Proposed Project, and (2) CWMI shall conduct an annual meeting in Kettleman City to which the San Joaquin Valley Air Pollution Control District, the Kettleman City Community Services District and the public agencies responsible for emergency planning and response shall be invited, to provide information to local residents

ATTACHMENT III

In 1979, CWMI purchased and began operating the KHF site. At that time, it was a 1,280 acre facility that was authorized as a treatment, storage, and disposal facility for designated wastes. Also in 1979, CWMI obtained authorization to operate the site as a hazardous waste management facility, and hazardous wastes were permitted for treatment, storage, and disposal at KHF.

In April 1985, CWMI purchased an additional 320 acres, bringing the property to its current configuration and size of approximately 1,600 acres. Also in 1985, CWMI obtained authorization to operate additional hazardous waste treatment and disposal facilities at the site, based on the following environmental documents:

- Draft Environmental Impact Report: Chemical Waste Management, Inc., Kettleman Hills Hazardous Waste Facility. Prepared by CH2M HILL. July 1985.
- Final Environmental Impact Report: Chemical Waste Management, Inc., Kettleman Hills Hazardous Waste Treatment, Storage, and Disposal Facility. Prepared by CH2M HILL. October 1985.

The 1985 EIR considered the expansion of the site from 1,280 acres to 1,600 acres; additional waste treatment facilities; and construction of three new waste disposal facilities (Landfills B-17, B-18, and B-19). The EIR provided the basis for approval of Conditional Use Permit (CUP) No. 1412. The B-18 Landfill and the B-19 Landfill were constructed as addressed in the 1985 EIR. However, the remaining airspace in the B-19 Landfill is now permitted as a Class II/III landfill, with a portion being a bioreactor, and the previously approved Class I B-17 Landfill is now a new Class II/III Landfill that was permitted for disposal of designated waste and municipal solid waste in 2007. Because each of these projects serves an independent utility, both the Class II/III B-19 Landfill Bioreactor and the Class II/III B-17 Landfill were considered in separate SEIRs, which were certified by the County in 2005 and 2006, respectively.

In 1988, after approximately one million cubic yards of Class I hazardous waste had been disposed in B-19, a portion of the side slope liner slipped, resulting in a horizontal and vertical movement of the waste. The liner performed as designed and Class I waste was not released from the landfill. Further discussion of the slippage and mitigation is discussed on page 2.1-50 of the Final SEIR for CUP 97-05 (*Final Subsequent Environmental Impact Report: Municipal Solid Waste Disposal Project, Kettleman Hills Facility, Chemical Waste Management, Inc.* (State Clearinghouse No. 97042028) prepared by TRC for Kings County Community Development Agency, Hanford, California, November 1997.

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IN RE:

DEPARTMENT OF TOXIC SUBSTANCES CONTROL &
CHEMICAL WASTE MANAGEMENT

PUBLIC HEARING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Kettleman City Elementary School
701 General Petroleum Avenue
Multipurpose Room
Kettleman City, California 93239

Wednesday, September 18, 2013
6:40 p.m. - 9:06 p.m.

REPORTED BY: Mikki Morse

CSR NO.: 13642

FILE NO.: 33646

REGAL COURT REPORTING, INC.
866-228-2685

1 APPEARANCES:

2 Rizgar A. Ghazi, P.E. - Hearing Officer &
3 Branch Chief, Department of Toxic
4 Substances Control
5 Ana Cortez - Public Hearing Facilitator

5 ALSO PRESENT:

6 Ruth Monroy, Spanish Interpreter
7 Aimee Benavides, Spanish Interpreter

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1 WEDNESDAY ~ SEPTEMBER 18, 2013 ~ 6:40 P.M.

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TRANSCRIPT OF PROCEEDINGS

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7 MS. ANA CORTEZ: Good evening, everybody. Thank
8 you very much for coming to this public hearing. We are
9 going to make the public hearing work very well for us
10 tonight.

11 There are two essential elements to tonight's
12 hearing: One is that somebody speaks, and the other one is
13 that somebody listens. Tonight you will speak, and the
14 members of the Department of Toxic Substances Control will
15 listen.

16 I want to clarify that tonight's event is a public
17 hearing, not a public meeting. We will talk a little bit
18 about the differences. Another point of clarification is
19 that tonight's hearing is not a meeting of Chemical Waste
20 Management. This hearing is being sponsored by the
21 Department of Toxic Substances Control -- DTSC.

22 From now on, each time that I say "DTSC," it means
23 the Department of Toxic Substances.

24 I want to make sure everybody has an agenda for
25 tonight.

1 Too, let me reassure you that this meeting will not
2 be bilingual all the way through the hearing. We will have
3 these ladies -- or machines, as I call them -- to translate.

4 Notice that we will cover a complete topic prior to
5 the actual hearing. If you see your agenda, you will see
6 that, hopefully, we will begin the hearing real soon.

7 So, again, let me emphasize that tonight's hearing
8 is not a public meeting. What makes it a hearing is that, in
9 order for each of you to participate in the hearing, you have
10 to make a comment at the microphone when we initiate the
11 public hearing. I will make sure that I will let you know
12 clearly when we are beginning the public hearing.

13 My name is Ana Cortez, and my role here is to
14 basically facilitate the public hearing. I have worked in
15 Kings County or Tulare County for over 12 years now, mostly
16 in the city of Visalia, which I consider my second home. I
17 was an integral part in the creation of the Visalia
18 (inaudible) Center.

19 I hope that you will grant me the respect as your
20 facilitator so that tonight's hearing is successful so that
21 everybody gets a chance to speak.

22 My role is to basically keep us focused on what
23 we're trying to do tonight -- and, again, that's the
24 hearing -- to make sure that the hearing itself gives each
25 one of you who wants to speak an opportunity to share your

1 opinion. And my role, finally, is to help the flow of the
2 meeting.

3 I want to take care of a couple of housekeeping
4 items.

5 The bathrooms are outside.

6 Translation equipment, Ruth is going to help teach
7 us how to use the equipment, just to make sure. Let me
8 assure you that we will do parts of the meeting in both
9 languages. But sooner rather than later, we'll jump to just
10 one language, so everybody should know how to use the
11 equipment.

12 Ruth?

13 MS. RUTH MONROY: Good evening.

14 If you have the simultaneous translation equipment,
15 I think you've probably figured it out by now. You place the
16 headset over your ears. You don't have to use your hands to
17 hold it. Don't change the channel. You can adjust the
18 volume on your headset to make it louder or lower.

19 At the end of the meeting, please remember to turn
20 the headsets back in to the back table.

21 MS. ANA CORTEZ: More? More? It needs to be
22 higher? Okay.

23 Did we understand the instructions on how to use
24 the equipment? Any questions? No? Perfect.

25 If any of you has to leave before you had the

1 opportunity to speak, please make sure that you leave a
2 comment card. We have those, so that's how we're going to
3 capture your comment.

4 Okay. So what's the purpose of tonight's hearing?
5 So let me make sure that we understand that it is a hearing,
6 not a meeting. This public hearing is set up to receive
7 public comments on the proposed permit modification to expand
8 the hazardous waste landfill at the Kettleman Hills facility.
9 The facility is located 3.5 miles southwest of Kettleman
10 City.

11 Chemical Waste Management proposed this expansion
12 to the California State Department of Toxic Substances
13 Control, and representatives of the State are here tonight to
14 receive your comments before making a final decision.

15 The public hearing is where each of you can comment
16 if you believe any conditions of the draft permit
17 modification is appropriate or inappropriate or that the
18 DTSC's proposed decision to prepare a draft permit
19 modification is appropriate or inappropriate.

20 If you prefer to listen to the information in
21 Spanish, put on your headsets. So up to this point, it's
22 been bilingual. But from now on, we are going to move to
23 only one language.

24 Let's get to introductions.

25 So we have Rizgar Ghazi here from the DTSC -- I

1 won't translate -- Wayne Lorensen from the DTSC as well,
2 Nathan Shoemaker is over there at the very end. We have
3 Ross Edmondson. Where is Ross? Ross is over there.

4 And I apologize. Are there any elected officials
5 that I should introduce? No? Okay.

6 We have other members from the State of California
7 in the house, but let's continue because time is of the
8 essence.

9 As far as conducting the meeting tonight, one of
10 the tasks that I imposed on myself earlier today was to have
11 a conversation with some of you to have a better sense of how
12 we can conduct this meeting in a way that is as productive as
13 it can be, given the sensitivity of the topic. And so what I
14 did was, I actually collected some ideas about how we can
15 interact with each other tonight. So I wrote down some
16 traditions or parameters. You can call them basically
17 anything, but it's just simply how we will conduct ourselves
18 tonight. And it is very nice for me to actually see children
19 and young people in the room, so one way I am looking at this
20 is that we are about to model for them how, in a civil
21 society, we interact with each other, how we adults resolve
22 conflicts, and how we politely agree to disagree so that the
23 young people that are here can begin to see how this can be
24 done.

25 Some of those traditions are based on the fact that

1 we are here for a mutual purpose which is to be heard.
2 Everybody that is here tonight could have been at home
3 watching T.V., could have been at home resting, could have
4 been at work, could have been walking. But instead, you're
5 here tonight. And I don't think you're here because you
6 heard that there was going to be a fabulous facilitator. I
7 think that you're here tonight because you want to make a
8 statement.

9 Tonight's hearing consists -- as we said before --
10 of two points: One, you members of the public talk. And if
11 anybody wants to talk, please make sure that you sign up
12 because we have a list, and we're going to use that list to
13 determine who's coming to use the microphone first. And the
14 second equation is that DTSC listens.

15 So one way of thinking about this is like a ping
16 pong game. It only works if you have one person on one side
17 of the table and another person on the other side of the
18 table and each of them is hitting the ball. You cannot have
19 a ping pong game with one person.

20 The comments that will be made as part of the
21 hearing will have to be made at the microphone. And that's
22 not because Ana wants to be difficult. That's because we
23 actually have a group of folks here that, one, need to record
24 the comments and, two, need to translate the comments. So we
25 need to be clear when we speak. If we are not clear, then

1 it's difficult to translate, and, therefore, it's difficult
2 to take notes.

3 Please, let's respect each other's space. We will
4 have plenty of time for -- well, maybe not plenty, but we
5 will have time for everybody to speak. And, again, that's my
6 role, to make sure that everybody has at least -- what we
7 have here is three minutes. Three minutes to speak. Please
8 wait for your turn and respect your time.

9 What I will do is, I will call two people at once.
10 One person's going to get the microphone; the other person is
11 standing right behind the first person. And then I'll go two
12 more, and we'll repeat that throughout the night.

13 Please sign in in the back.

14 Any signs that you have and you want to put up, by
15 all means, do put them up. But put them up in the back,
16 please, because we want to make sure we don't have any
17 obstacles for people who want to see what's going on in the
18 front.

19 My goal was to start the public hearing at
20 7:00 p.m. I'm not sure if I'll be able to accomplish that,
21 but let's try.

22 So I wanted to cover some frequently asked
23 questions, instead of just asking the questions. And, again,
24 this is because we're running behind.

25 So question No. 1: What is the DTSC public

1 hearing?

2 The purpose of a hearing is to receive public
3 comment on proposed decisions that have been publicized for
4 public review. Public hearings include word-for-word record
5 of the comments made by the public, which is why we have this
6 team over here. It's literally word by word.

7 How can you participate in this public hearing?

8 First of all, signing in the back and making sure
9 that you are one of the speakers. You can fill out a card
10 and give it to us tonight. You can fill out a card and send
11 it in the mail. You can send e-mails. As long as we receive
12 them before October 11th, the comments will be acknowledged.

13 If you want to make a second presentation tonight,
14 you may be able to do so, depending on how many people we
15 have. So if time allows, then all we'll ask you to do is
16 sign up again. So just go back in the line so that you can
17 have another turn.

18 And, again, more than anything, we just want to be
19 sensitive to everybody who has come here to speak.

20 What can I comment about?

21 You may comment if you believe any condition of the
22 draft permit modification is appropriate or inappropriate or
23 that DTSC's proposed decision to prepare a draft permit
24 modification is appropriate or not appropriate.

25 What to expect at the public hearing tonight: DTSC

1 will explain and answer questions only about the public
2 comment and hearing process.

3 So let me be very, very clear: We have the
4 process, which is how we do things, and then we have the
5 topic, which is the permit. We will not be responding --
6 DTSC is not responding. There will be no discussions about
7 the permit. DTSC is here to listen.

8 So, again, think about the ping pong game. One
9 hits; the other one hits. That's the rhythm. You talk; we
10 listen.

11 DTSC will transcribe your comments, word by word.
12 You will have a chance to give us your comments, again,
13 whether it's on the microphone or through a card. DTSC will
14 review and consider all comments before making a final
15 decision.

16 Let me emphasize that: Whether you make a comment
17 using the microphone or the card or e-mail, DTSC will review
18 and consider all comments before making a final decision.

19 After DTSC makes a final permit decision, DTSC will
20 prepare a written Response to Comments -- that's the name of
21 the document: Response to Comments document -- which will be
22 made available to the public in English and in Spanish.

23 What not to expect tonight -- what not to expect at
24 this hearing: DTSC staff will not respond to official
25 comments because, again, they're here to listen. Not to

1 talk, but to listen.

2 Responses from DTSC will be provided in the
3 Response to Comments document. This is not a dialog. It's
4 really a monologue. You speak; we listen.

5 The hearing gives DTSC only one role, and that's to
6 listen. Right?

7 How do I comment?

8 Okay. You can come to the mic. You can put it in
9 writing and give it to us tonight. You can send it. Those
10 are the three ways.

11 Where do you send the comments via mail?

12 The postcard we have actually has the address.

13 When can I comment?

14 Between now and October 11th.

15 What is the appeal process?

16 Within 30 days after DTSC issues a final permit
17 decision, any person who filed comments on the draft permit
18 or participated in the public hearing may petition DTSC to
19 review any condition of the permit decision. What's key here
20 is participating in the public hearing, which means, when I
21 open up -- when I tell you, okay, we're starting the public
22 hearing, if you come to the mic, if you give us a card with a
23 comment, then you're participating. Unlike a meeting where
24 you can just show up, here, you actually have to play ping
25 pong in order to be at the game. If you're watching, you're

1 not playing. So here, if you're not speaking or writing,
2 then you're not officially participating in the public
3 hearing.

4 So the process today, everybody's going to have
5 three minutes, that person will talk, the rest of us will
6 listen respectfully. My colleague here will take careful
7 notes. My colleagues over there are going to translate, so
8 speak whichever language you want. After everybody gets a
9 turn, you may come back in line, if you want. You have to
10 sign up. And please remember, we can't answer any questions,
11 so make the comments. It's not necessarily questions
12 because, unfortunately, we will not give responses. This is
13 a hearing, not a meeting. And please let us all respect
14 these traditions that, as we move forward, hopefully, we can
15 use in other meetings as well.

16 When you come to the front and you are ready to
17 make your statement, please let us know who you are and where
18 you live and how long you lived in that community.

19 And having said that, I think we are going to take
20 a very quick break, and then we'll start the official public
21 hearing.

22 So let's just take a quick bathroom break.
23 Three minutes? Three minutes. Bathroom break, cell phone
24 break. When we come back, we will listen. I will be quiet
25 and you will speak.

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(Recess taken.)

MS. ANA CORTEZ: Okay. Let us come back to our public hearing. Let us come back.

Thank you very much. I realize that I may have been speaking a little bit fast, but I wanted to make sure that we get to the public hearing. So if any of the items weren't clear about this process, do not hesitate to approach any of the DTSC staff members, and they can answer those questions.

Having said that, let me, once again, introduce the public hearing officer, Mr. Rizgar Ghazi, who will make a statement.

MR. RIZGAR GHAZI: Good evening.

My name is Rizgar Ghazi. The Branch Chief for the Office of Permitting with the Department of Toxic Substances Control. I'm also the Presiding Officer for tonight's public hearing.

In December 2008, Chemical Waste Management submitted an application to request modification of their hazardous waste facility permit. This permit modification request would result in the following changes from the current design of the landfill B-18:

An increase in footprint area from 53 to 67 acres.

An increase in total capacity from 10.7 million to

1 15.7 million cubic yards.

2 An increase in maximum waste elevation from 965 to
3 1,018.

4 An addition of a second surface water runoff
5 containment basin.

6 An extension of the side slope liner system.

7 And a final closure configuration with 25-foot wide
8 benches at a maximum vertical interval of 50 feet.

9 DTSC has evaluated the application, the engineering
10 and design plans for the expansion, the enforcement record
11 for the facility, environmental monitoring reports for the
12 facility, health risk assessments for the facility, health
13 studies in Kettleman City, and the environmental impact
14 analysis for the site.

15 DTSC has issued a draft decision that the proposed
16 expansion is protective of public health and the environment
17 when operated using the following permit conditions which
18 requires the facility to do the following:

19 One, comply with the mitigation measures identified
20 in the subsequent EIR.

21 Two, collect representative air samples and conduct
22 air analytical methods, which will provide lower detection
23 for PCBs.

24 Three, install an additional air monitoring point
25 that will provide early detection of potential contaminant

1 migration when winds are blowing from the facility toward
2 Kettleman City.

3 Four, conduct annual presentations for the public
4 and provide material to interested community members to
5 explain results of groundwater and ambient air monitoring, in
6 addition to the technical reports already available to the
7 public.

8 Five, construct a containment system that will
9 ensure better isolation of spilled materials.

10 Six, ensure leachate analysis is accurate and up to
11 date during expansion of landfill B-18.

12 Seven, provide accurate estimates of the remaining
13 capacities of active hazardous waste placed in the landfills.

14 Eight, comply with the specific mitigation measures
15 in the final subsequent EIR regarding biological opinions
16 issued by the U.S. Fish and Wildlife.

17 Nine, establish procedures and notifications for
18 spills and leaks and include ways to minimize the possibility
19 of releases of hazardous waste constituents to air, soil, or
20 surface water.

21 And lastly, ten, to reduce diesel truck emissions.

22 This hearing is being held in accordance with the
23 provisions of California Health and Safety Code section 25200
24 and Title 22 of the California Code of Regulations under
25 section 66271.11.

1 DTSC is asking for your comments on this draft
2 decision. All of your comments are being recorded by a court
3 reporter -- on my left -- and later will be used to produce a
4 written transcript of the public hearing. The transcript
5 will be used as a basis for DTSC's Response to Comments
6 document, which will be made available to the public.

7 Once the final decision is made, an announcement of
8 the decision will be sent to everyone on the facility mailing
9 list. Everyone who commented during the public comment
10 period will receive a written response to their comments
11 known as the Response to Comments. A copy of the Response to
12 Comments will be placed in the administrative record.

13 The final permit decision can be appealed by filing
14 a petition with the Department's Permit Appeals Office. Any
15 person who submitted comments on the Draft Modified Permit or
16 who participated in the public hearing can petition the
17 Department to review any condition of the Department's final
18 permit decision. Any person who failed to submit comments or
19 failed to participate in the public hearing may petition for
20 administrative review only to the extent of the changes from
21 the draft to the final permit decision. The petition must be
22 filed with the Permit Appeals Office within 30 days of the
23 Department's final permit decision. The procedures for
24 filing a petition will be in the Department's Notice of Final
25 Permit Decision. The petition will be reviewed by a

1 noninvolved party of the Department, and a decision on the
2 petition will be made.

3 If the petitioner is not satisfied with the
4 Department's decision at this level, the petitioner may
5 appeal for judicial review of the Department's decision.

6 At this time, I would like to start the official
7 hearing. When you hear your name called, please step up to
8 the microphone and begin speaking. Please state your name
9 clearly, who you represent, and your comment clearly for the
10 court reporter. You will have, again, three minutes to
11 speak. Every effort will be made to let everyone speak.

12 Now, we'll pass the mic back to Ana, and she will
13 call your name to come up to the microphone.

14 Thank you.

15 MS. ANA CORTEZ: Thank you very much.

16 So let me begin by calling Jeanne Tillotson and
17 Donna Curty.

18 And again, folks, three minutes each. Let's be
19 respectful. We will let you know when you have one minute
20 left. Please state where you're from and how long you have
21 lived there.

22 Thank you.

23 And Donna can stand behind Ms. Tillotson. That
24 way, we can go a little bit faster.

25 If Donna is not here, then James Dowdall --

1 Dowdall?

2 UNIDENTIFIED SPEAKER: Dowdall.

3 MS. ANA CORTEZ: Okay. Dowdall.

4 Do we have that person? No.

5 How about Dagoberto Ovalle?

6 Thank you. Go ahead.

7 I'm being selfish. I will hold it for you. I will
8 be the Christina of Kettleman City.

9 MS. JEANNE TILLOTSON: Hi. My name is
10 Jeanne Tillotson. I reside in Avenal, but I live in Kings
11 County, and I believe that Chem Waste has done a wonderful
12 job in maintaining their facility.

13 I have lived here for 25 years. I moved both my
14 parents to this community, and I don't feel that there's
15 going to be any danger in the expansion of Chem Waste. And I
16 approve of the procedures.

17 MS. ANA CORTEZ: Thank you.

18 Mr. Dowdall?

19 MR. JAMES DOWDALL: Good evening. My name is
20 James K. Dowdall -- D-o-w-d-a-l-l. I'm a registered
21 geologist with the State of California, number 4830. I have
22 previously worked for the Central Valley Water Board for
23 25 years, from January 1987 to December of 2011. In all of
24 those 25 years, I have worked on the Kettleman Hills facility
25 project.

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1 I am well aware of the activities at that facility,
2 the design of the facility, the operation of the facility.
3 I've known several of the individuals that operate and
4 currently manage the facility -- Bob Henry is the general
5 manager; Paul Turek, compliance environmental manager for the
6 facility; and others that I've met at the facility. I'm
7 intimately aware of landfill B-18 since back in 1992 and 1993
8 when Bob Henry was the project engineer. It was designed and
9 constructed. I read the design reports, witnessed the
10 construction of the landfill, read the CEQA reports, and know
11 that that landfill is a well-constructed landfill for the
12 containment of waste. I'm also aware of all the documents
13 that Rizgar talked about with regard to the phase III
14 expansion of landfill B-18. I've read all those documents
15 and design reports since 2008 and the addendums. I wrote the
16 draft waste (inaudible) for this expansion, and it's a
17 well-engineered expansion plan with -- covering only 14 acres
18 of aerial space for maximizing waste disposal in such a small
19 area up the side slope. So it's going to be a well-designed
20 facility -- landfill.

21 And, you know, I -- in the past, I've reviewed many
22 monitoring reports -- hundreds of them -- CEQA documents and
23 everything else -- and I know -- and as a registered
24 geologist -- I'm retired, you know, and I came here to talk
25 about the appropriateness in this facility. I go with the

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1 lady that previously said that it is waste disposal, so all
2 environmental monitoring is clearly shown -- that is, the
3 analytical data -- that demonstrates that this facility is a
4 safely-operated facility.

5 Thank you.

6 MR. DAGOBERTO OVALLE: Hello. My name is
7 Dagoberto Ovalle, and I took the time -- almost five years
8 ago -- to tour the facility. And I was very much impressed
9 with the way they operate. They operate in a very
10 responsible and transparent way. That's why, you know, if I
11 was to make or come to any conclusions, I make them by
12 knowing how they operate. So I concur with the DTSC's
13 recommendations.

14 MS. ANA CORTEZ: Cesar Campos. And after that,
15 Richard Iniguez.

16 MR. CESAR CAMPOS: Good evening. My name is
17 Cesar Campos. I am with an organization called Central
18 California Environmental Justice Network. That is CCEJN, for
19 short. CCEJN is opposed to this proposed expansion for
20 various reasons.

21 First, the initial announcement for the expansion
22 that the DTSC sent out admittedly reports over 300 violations
23 that Kettleman Hills has been cited for in the past, and it
24 goes on to say none of these violations represent a threat to
25 human life. Well, we feel that that is an inappropriate

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1 statement because every violation represents a threat to
2 human life, as we understand them.

3 Second, we feel that all proposed mitigation
4 measures for this project are inefficient because they fail
5 to address the real problem, which is that the people of
6 Kettleman City have been traditionally and disproportionately
7 overburdened by negative health hazards. And those
8 scientific studies -- let me clarify. One interested in true
9 research variables and done in good faith has been actually
10 done to address the cumulative health impacts. CCEJN rejects
11 the, quote-unquote, health risk assessment put forth by DTSC
12 as mediocre and unrealistic. Ultimately, we feel that any
13 mitigation measures should have at its forefront enhanced
14 healthcare access and true medical research data.

15 Finally, we feel that extending this permit is an
16 act of geographic discrimination and environmental racism.

17 Thank you.

18 MS. ANA CORTEZ: Senior Richard Iniguez, then
19 Nicki Thompson, and then Cris Gonzalez.

20 Please come to the line.

21 MR. RICHARD INIGUEZ: Thank you very much.

22 My name is Richard Iniguez. I do not work for
23 Waste Management, nor have I ever worked for Waste
24 Management, but I have been in the environmental business for
25 approximately 25 years.

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1 I think we can all agree that hazardous materials
2 -- toxic materials -- are unpleasant, but they are a fact of
3 our modern lifestyle. If you think about the cleaners that
4 you have in your bathroom, the engine oils that you have in
5 your garage, the paints, the adhesives, the bleaches you have
6 in your own household -- in fact, many of us have electronic
7 devices in our pockets, at this point, that have toxic
8 materials and regulated metals.

9 The reason I support the proposed expansion is
10 because Waste Management is a company that has a strong
11 history, a very good environmental record, and has an
12 exemplary performance record --

13

14 (Interruption in the proceedings in untranslated Spanish.)

15

16 MR. RICHARD INIGUEZ: Okay -- that we need people
17 like this. Unfortunately, we can all agree that we don't
18 want this, but we need this. It is a function of -- that's
19 beneficial for the community, beneficial for the State.

20 And I -- again, I support this because we all have
21 to be part of the solution because we all are part of the
22 problem.

23 Thank you very much.

24 MS. ANA CORTEZ: Nicki Thompson.

25 MS. NICKI THOMPSON: My name is Nicki Thompson, and

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1 I am a former employee of Waste Management. I was one of
2 many people that were laid off from the facility as a result
3 of the delay in receiving the expansion permit for facility
4 18.

5 If there is no expansion, there are no jobs.

6 People need to know that Waste Management is here
7 to protect the environment and safety is its number one
8 priority. Material received at KHF are disposed of by
9 employees who have been trained to follow federal, state, and
10 local laws. All material is disposed in safe and
11 professional manners.

12 Waste Management Kettleman Hills facility is very
13 important to all of us. It was my job. It was my
14 livelihood, and we all took this responsibility very
15 seriously. During my time at Waste Management, issues came
16 up from the opposing groups about the safety of this
17 facility. I can tell you firsthand that this facility is
18 safe. I never felt that my health and the safety and health
19 of my fellow employees were in jeopardy. As a matter of
20 fact, I worked at the Waste Management facility during the
21 time that I was pregnant and gave birth to my daughter.

22 I am proud to have been a Waste Management
23 employee. I am sure that I speak for many former employees
24 who have been laid off and those who still work for Waste
25 Management when I say there are a lot of companies out there,

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1 but this company is one of the best. They truly do care for
2 their employees, the surrounding community, and their
3 customers. Waste Management will always have a special place
4 in my heart. I hope that Waste Management Kettleman Hills
5 facility gets their permit to expand so they continue to
6 operate.

7 Thank you.

8 MS. ANA CORTEZ: After Mr. Gonzalez, we need
9 Gabriel Ramirez and Alvaro Preciado.

10 MR. CRIS GONZALEZ: Good afternoon. My name is
11 Chris Gonzalez. I am the president of the Kettleman City
12 Chamber of Commerce.

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13 I have lived in the surrounding area since 1966.
14 We opened our business here in the city, and since we opened,
15 we've seen many businesses close down, like Kettleman City
16 Auto Repair, Kettleman City R.V., the ranch market. One of
17 them closed their doors with 21 employees, fourteen of them
18 lived in Kettleman City. In our store, we went from five to
19 two employees. The packing company -- the meat packing
20 company had to close down, losing many of their employees.
21 We used to see that there were 25 employees and now six.
22 These are businesses that used to offer good benefits, good
23 pay. We not only lost these jobs, we also lost other jobs
24 because we used to have trucks coming to Waste Management,
25 and their employees would come to our town to buy food, spare

1 parts to repair their trucks. Some of them would spend the
2 night at our motels. Many of these trucks drivers were
3 local. We have several truck drivers here that we should
4 lend our support to. The chamber of commerce, two years ago,
5 reviewed -- the chamber of commerce members of Kettleman City
6 were seeking answers for our community. It is our belief
7 that, after so many years of tests, studies, and with
8 positive results, that they should obtain the permit that
9 they're seeking. We think that it would be the best for our
10 business and to ensure employment for the people of Kettleman
11 City. It's very hard to survive with jobs that pay minimum
12 wage. We need better jobs, better salaries.

13 Aside from that, if Waste Management does get their
14 permit, aside from employment and the purchases of their
15 employees, they're going to help us with \$562,000 for our new
16 modern drinking water plant. This is the solution to our
17 problem, which is the main cause of concern for the people of
18 our community.

19 And then number two is employment, so we could ask
20 that you please approve this permit.

21 Thank you.

22 MS. ANA CORTEZ: Gabriel Ramirez.

23 MR. GABRIEL RAMIREZ: Hello. My name is
24 Gabriel Ramirez. I'm 33 years old. I've lived in Kettleman
25 City pretty much all of my life, and I'm here just to, you

1 know, say that I support Chem Waste and their landfill plan.

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2 I think that -- I honestly believe that they're
3 very safe, and they know what they're doing. You know, I
4 know it's scary, you know, with all of those chemicals, but
5 they know what they're doing, and I support them. I
6 appreciate them for all they do for our community because
7 this is where my family and my home is, and they do a lot for
8 the people here. So I'm here just to tell them that I think
9 that they're okay, and I support them.

10 Thank you.

11 MS. ANA CORTEZ: My mistake. I skipped
12 Ms. Christian.

13 MS. CHRISTIAN RAMIREZ: Hello. I'm
14 Christian Ramirez. I'm Gabriel's wife. I've lived here in
15 Kettleman all my life.

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16 I would just like to add that we have five children
17 -- five healthy children. They were conceived and they are
18 being raised now, and they're healthy children. And I just
19 want to say that I approve of whatever Chem Waste is trying
20 to do because we definitely need the jobs, and they always
21 help out the community. It's always appreciated.

22 That's it. Thank you.

23 MS. ANA CORTEZ: After Alvaro Preciado, we have
24 Dolores Moreno.

25 MR. ALVARO PRECIADO: Good evening. My name is

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1 Alvero Preciado. I live in Avenal. I've lived in the area
2 since 1976. At one time, my youngest son lived in Kettleman
3 City and actually came over to the Kettleman Elementary
4 School kindergarten. I have met many people in Kettleman.
5 I've got family members here. I'm actually a property owner
6 in Kettleman City. I have worked together with the County,
7 the Waste Management, and the community. We're all trying to
8 come up with the problem that the community faces -- the
9 water, the asthma, all those health issues that have been a
10 problem in that community.

11 In the beginning, I was supporting green action,
12 believing that Waste Management was acting in unlawful ways,
13 causing harm to the community. I got involved with a local
14 committee. I was part of it. I went to the facility. I
15 learned what many people don't know about the facility, about
16 waste that is brought to the facility, what they have and
17 what they don't have.

18 There are many rumors here in the community. Many
19 people believe that they have nuclear waste, that they have
20 radioactive waste, that they have many other toxins, which is
21 not true. And I also believe the injustice -- that's why I
22 was supporting green action in the beginning, because they
23 were for justice. Justice for all. I learned with the
24 County Planning Commission. I'm an elected official. I'm an
25 elected official, but I'm here on my behalf, representing

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1 myself, my family members, and friends. I see many families
2 who lose their jobs because of the expansion had not been
3 granted. It's been many, many years since the struggle. I
4 see the anger, the fights, the misunderstanding between Waste
5 Management employees, community members, local officials,
6 county officials. And I do respect what these agencies, like
7 the EPA and all those -- all those -- what's the word? Well,
8 all those that are coming to Kettleman City. It's many
9 agencies that care about what is really happening. All those
10 arguments have been made and, actually, that is proof that
11 Waste Management will uphold their obligation.

12 As a community leader, I do support Waste
13 Management because it is a necessity for this community.

14 Thank you.

15 UNIDENTIFIED SPEAKER: Could you tell us your name
16 again.

17 MR. ALVERO PRECIADO: Alvero Preciado.

18 MS. DOLORES MORENO: Good evening. My name is
19 Dolores Moreno, and I'm a resident of Kettleman City. I've
20 lived here for 43 years.

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21 I don't want them to be granted the permit. I
22 don't agree with Chem Waste expanding their facilities. I've
23 lived here for many years, and I have not seen, previously,
24 what I'm seeing so far in illnesses. There are many people
25 here that are suffering from anemia, allergies, and asthma.

1

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1 And only those of us who live here in Kettleman
2 City know what's going on. There are many people who say,
3 no, it's fine. And thank God that you never know if tomorrow
4 or a year later, there will be a child of theirs that will
5 have cancer. The pollution is very strong. That's why I
6 don't agree at all. I prefer health. I don't want money. I
7 don't want death or money.

1

8 And I think that the comments that are offered
9 should be offered by people that live here, that reside here.
10 Not people that live outside of the community. That's not
11 right. That's not fair. If that's fair for people that
12 don't live in Kettleman City to give comments supporting it,
13 well, then I can bring people from outside the community that
14 can be against it.

2

15 Chem Waste buys people with parties, with gifts,
16 with t-shirts and bring the people that supports them. Not
17 me. I prefer health because I've lived here for 43 years.

3

18 Thank you.

19 MS. ANA CORTEZ: After Theresa Moreno, we need
20 Deb West and Greg Gatzka.

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21 MS. THERESA MORENO: Good evening. My name
22 Theresa Moreno. I am a representative of KPOP, and that is
23 Kids Protecting Our Planet. I've lived here in Kettleman
24 City ever since I was born 15 years ago.

1

25 I am here to urge DTSC to put a stop to this

1 expansion permit that Waste Management is asking for. There
2 is one important reason only: Health. My health. The
3 community's health. Health that will be impacted by the
4 expansion permit.

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5 DTC (sic), let me remind you that your job is to
6 protect human life by securing our health from polluted
7 industries that target low income, Spanish-speaking
8 communities of color, such as Kettleman City. For many
9 years, my community has been fighting for environmental
10 justice.

2

11 I believe that it is an injustice to Kettleman
12 City. We shouldn't have to fight. We should be enjoying our
13 community and healthy families and not wondering who might be
14 the next victim.

15 Again, I urge DTC (sic) to do your job the right
16 way. Please protect our health by not adding to the existing
17 pollution that effects our health.

3

18 Thank you for your time.

19 MS. DEB WEST: Hello. My name is Deb West. I'm
20 the Assistant County Administrative Officer for the County of
21 Kings, and I have a letter to ask to be placed into the
22 record, and I'd like to read excerpts from that letter.

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23 This letter is provided to DTSC public hearing by
24 the County of Kings to reinforce the County's continued
25 support for the Chemical Waste Management landfill B-18,

1 phase III project. Waste Management, in operating this
2 facility located three miles west of Kettleman City
3 community, has continued to operate their business operations
4 in a manner that demonstrates a high standard business
5 responsibility and accountability. In addition, Chemical
6 Waste Management has proven an effective partnering
7 public-private partnership in the county to enhance and
8 invest in Kettleman City community. As part of the County's
9 conditional use permit process, Chemical Waste Management
10 participated in a local assessment committee process. And in
11 that process, they agreed to a list of conditions which would
12 be met upon the approval of their permit. Specifically,
13 Chemical Waste Management agreed to pay in full the existing
14 debt owed as of March 19, 2009, by the Kettleman City
15 Community Services District, a debt, at that time, was
16 estimated at \$552,300. A full listing of those commitments
17 is provided in the letter.

18 Kettleman City Waste Management landfill B-18,
19 phase III project and associated permit approval are critical
20 components to the successful public-private partnerships in
21 completing the community service district's surface water
22 treatment facility in Kettleman City. This permit ties a
23 larger collaboration between Chemical Waste Management, the
24 county of Kings, the Kettleman City community service
25 district, and the California Department of Public Health. It

1 must be emphasized that the success of the community service
2 district surface water treatment facility project to provide
3 critically important safe drinking water to the community is
4 dependent upon Chemical Waste Management getting their
5 operating permit approved at all levels. This will allow the
6 paydown of the existing Kettleman City community service
7 district debt, the constructing -- the construction funding
8 for the new water treatment facility is based on the existing
9 debt being paid off. If the debt is not paid off, then the
10 operating expenses for the project are no longer eligible to
11 meet the requirements set forth by the California Department
12 of Public Health, and the funding will be jeopardized. In
13 fact, the absence of the Waste Management permit will
14 effectively maintain the Kettleman City community service
15 district operation (inaudible) at high enough levels that
16 will make the surface water treatment facility no longer
17 eligible for funding the California Department of Public
18 Health.

19 So I'd just like to reiterate that the successful
20 completion of this critical surface water treatment facility
21 for Kettleman City is contingent upon the Kettleman Waste
22 Management permit extension approval by the Department of
23 Toxic Substance Control, the Central Valley Regional Water
24 Quality Control Board, and the San Joaquin Valley Air
25 Pollution Control District.

1 And I would like to leave a copy of the letter.

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2 MS. ANA CORTEZ: Mr. Greg Gatzka -- G-a-t-z-k-a.

3 MR. GREG GATZKA: Thank you.

4 I'm Greg Gatzka. I'm the Kings County community
5 development agency director, also the appointed authority for
6 the County to ensure all zoning permits for the County are
7 done in an accountable manner and thoroughly for CEQA --
8 California Environmental Quality Act -- processes.

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9 What I can share with you is that this permit for
10 this waste facility started in 2005. My staff and my
11 department was responsible for working through that process
12 for a four-year, thoroughly detailed process to ensure that
13 we were going to have the plans for the CEQA documents
14 prepared. Then it took another three years of environmental
15 dedication to basically validate the documents my department
16 had prepared that the County approved. Through those
17 processes of seven years and the longstanding history of Chem
18 Waste Management operating in a responsible and accountable
19 manner in the county, I'm here to state that this is a good
20 business neighbor in the county. As a direct result, the
21 County has invested significant amounts of improvements in
22 Kettleman City because of that good-natured relationship and
23 because there is no intrusion from that operation into other
24 investments that include the surface water treatment facility
25 that we've been working on for 14 years. We also have a lot

1 of significant commercial development going on in the
 2 Kettleman City area. There's a lot of residents -- oh, I'm
 3 sorry -- restaurants, truck transfer stations, and other
 4 retail business. In addition, we also successfully just got
 5 a CDVG grant for half a million dollars to buy a new fire
 6 truck to install and place here in the community. Those and
 7 a lot of other investments are done primarily because we have
 8 a great partner in the Chem Waste Management working with us
 9 in public-private partnership to ensure that we can move
 10 these things forward that also include safe routes to school
 11 grants. We are invested in the infrastructure in this
 12 community. The County would not be moving towards those
 13 investments if there was a bad neighbor relationship or if
 14 there was compliance issue with this business and operating
 15 with them.

16 So I want to conclude that Chem Waste has been a
 17 good business operator in the county, and we will give you
 18 the support as long as they're operating at a standard which
 19 it has been as accountable as possible.

20 MS. ANA CORTEZ: Edward Vasquez, Cecilio Barrera,
 21 and Javier Cruz.

22 MR. EDWARD VASQUEZ: Hi. My name is
 23 Edward Vasquez. I worked at the Kettleman Hills facility
 24 from 1997 to 2003, and I wanted to just share with you that,
 25 during that time, not one day, did I ever feel my health or

1 safety of my coworkers or my family was ever in jeopardy. I
2 always felt that what we did out there -- it was really, at
3 the end of the day, to protect our environment. So I'm here
4 to support Waste Management in the Kettleman Hills facility
5 expansion.

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6 Thank you.

7 MS. ANA CORTEZ: Senior Barrera.

8 MR. CECILIO BARRERA: I'm a resident of Kettleman
9 City and also manager of the community relations --

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10

11 (Interruption in the proceedings in untranslated Spanish.)

12

13 MR. CECILIO BARRERA: I'd like to ask respect,
14 please.

15 I'm the manager of community relations for the
16 Kettleman City facility.

17 First of all, I'd like to thank everybody that is
18 here today, especially to the people that are residents,
19 whether they're against or not. What's important is that
20 they participate in this hearing --

21

22 (Interruption in the proceedings in untranslated Spanish.)

23

24 MR. CECILIO BARRERA: -- and in this democratic
25 process.

1 Since I started here, my work has been to report to
2 the community as to what's going on at the facility, whether
3 it's good or bad. But always -- always -- I have always
4 spoken with the truth and with the facts at hand.

5

6 (Interruption in the proceedings in untranslated Spanish.)

7

8 MR. CECILIO BARRERA: Unfortunately, the groups
9 that are against the company have taken the freedom of
10 speaking lies yesterday.

11

12 (Interruption in the proceedings in untranslated Spanish.)

13

14 MR. CECILIO BARRERA: They were saying that
15 24 hours after we got the permit that 400 trucks were going
16 to be accepted at the facility. That's not true. In order
17 to strengthen our community, it's important for us to speak
18 with the truth. The facility has been in this community for
19 30 years and helping this community. This project includes
20 things that will be beneficial to the community, but the most
21 important thing is that the community is with -- this is a
22 community with residents that truly want to help our
23 community.

24 The time that I have been working here, I have
25 heard clearly -- I've clearly heard that the groups that are

1 here against the company that they do not represent most of
2 the people --

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3

4 (Interruption in the proceedings in untranslated Spanish.)

5

6 MR. CECILIO BARRERA: -- of the community.
7 Unfortunately, in October, these groups are going to go to
8 Sacramento, and they're going to disguise themselves as
9 residents with their campaign that they're all Kettleman
10 City.

11 Ladies and gentlemen, what you are seeing here
12 today is reality. There are many residents that are in favor
13 of this project.

14 Thank you.

15 MS. ANA CORTEZ: Mr. Javier Cruz.

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16 MR. JAVIER CRUZ: Good evening. My name is
17 Javier Cruz. I've lived in Avenal for 15 years and four
18 years living here in Kettleman City.

19 I support granting the permit to Waste Management
20 because I believe that they don't have atomic bombs there.

21 Thank you.

22 MS. ANA CORTEZ: Ladies and gentlemen, I'm going to
23 interrupt for just a minute. When we first started the
24 hearing, we had a discussion as to how we would try to have
25 this interaction so that we could have a positive meeting.

1 Logically, with the subject at hand, it's impossible to have
2 a positive meeting, but we did want to have a civilized,
3 respectful meeting. We may be totally in agreement or
4 totally in disagreement, but what's important is for us to
5 try to adhere to the traditions that we initially mentioned
6 we would be observing.

7 If you have an opinion, please come to the
8 microphone; otherwise, it won't be written down, and it will
9 be useless.

10 Thank you.

11 Maricela Mares-Alatorre and John Lehn.

12 MS. MARICELA MARES-ALATORRE: Good evening. My
13 name is Maricela Mares-Alatorre. I've resided in Kettleman
14 City for 35 years.

15 I'd like to start today in informing the people at
16 this meeting that DTSC never sent a notice of this hearing,
17 nor gave us the legal period of notice to Kettleman City
18 residents (inaudible) not to us that are on the mailing list.

19 But I would like to talk about the fact that, as a
20 resident, if we were not in compliance with the law as many
21 times that Waste Management has been in noncompliance, we
22 could be in jail. They have violated the laws. They have
23 violated the conditions of their permits. There have been
24 situations of spills or releases of toxic, hazardous waste
25 that has been stored there without complying with the

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1 requirements. Some of these failures were over a long term
2 of time. All of this has been proven. You can obtain this
3 public information. It's not a secret.

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4 Aside from this, I'd like to say that the hazardous
5 waste landfill is going to pollute the air. We know that we
6 are in a poor air quality. Last week, there were three days
7 where the children could not go out to recess because of bad
8 air quality. This project -- we've been told this because it
9 is in their own documentation that says that there will be
10 400 other trucks a day that will be going by the town on the
11 I-5, and we know where there are diesel emissions that
12 negatively effect air quality. Given that this is the
13 situation, perhaps later on it won't be just three days that
14 the children can't go out to play, but the entire week.
15 Because we know that this is a fact. It's not a lie. It
16 will be negatively affecting the air quality.

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17 Aside from that, the study having to do with birth
18 defects that was carried out was incomplete. The only thing
19 that they did was to give a survey to mothers, and they
20 didn't do an analysis or examination of the body. We know
21 that there are a lot of birth defects in the area. There is
22 a lot of cancer here. These last few days, we've been
23 talking to people, going door to door. Just on 9th Street,
24 there are eight people that have cancer, and this is
25 something that worries me a lot.

4

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1 Aside from that, the decision of DTSC is based on
2 the Kings County study that was achieved using police dogs --
3 using police dogs and using racist rules.

4 In 2009, there was a public hearing that was
5 carried out by Kings County where Spanish speaking residents
6 were only given half the amount of time that was given to
7 English speakers, and we think that that's not right.

8 And aside from that -- I haven't finished.

9 But aside from this, there was a gentleman that is
10 here who says that there is no radioactive materials here,
11 but the Los Angeles Times said that they -- I'm sorry. Could
12 you please jot down your name again so that you could --

13

14 (Spanish translation concluded.)

15

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16 MS. ANA CORTEZ: Senior John Lehn, and then we will
17 go on to Maria Barrera.

18 MR. JOHN LEHN: Good evening. Thank you for taking
19 the time to be here this evening.

20 My name is John Lehn. I'm the president and CEO of
21 Kings County Economic Development Corporation, and part of
22 the purpose of our organization is the attraction of solid
23 businesses and good jobs for the community. That results in
24 economic opportunity for all of our residents.

25 With regard to the environmental responsibility,

1 corporate citizenship in standing as the actual employer, I
2 don't think there's a better example than Waste Management,
3 Kettleman Hills.

4 I'm here this evening to support and encourage the
5 release of the permits needed to expand the hazardous waste
6 processing capacity of the Waste Management facility in
7 Kettleman Hills. After eight years of review and studies,
8 the time has long passed to permit Waste Management to expand
9 and to resume normal operations at its Kettleman Hills
10 facility. To offer a perspective of how long this has been,
11 children that were entering the first grade when Waste
12 Management filed their request to expand its facilities are
13 now in their 8th grade, and still no permit. Whatever the
14 example, I believe a reasonable person would conclude that it
15 shouldn't take eight years to get a yes or a no from a
16 combined -- or combined regulatory agencies. So in the
17 meantime, Waste Management has laid off dozens of
18 well-paying, long-term employees, reducing its workforce
19 72 percent. Local and other California businesses have been
20 forced to expose their hazardous waste at other licensed
21 facilities -- in many cases, it's out of state -- increasing
22 the transportation costs and compounding our air pollution
23 problems. And local businesses that supplied goods and
24 services to Waste Management and their employees have seen a
25 dramatic reduction in that business, compounding the economic

1 loss.

2 In conclusion, the Kings County Economic
3 Development Corporation urges DTSC to issue the permits
4 needed to extend the life of their Kettleman City facility.
5 And we believe that the numerous health and environmental
6 studies appear to provide the competence and the evidence of
7 due diligence needed to issue the requested permit.

8 Thank you very much.

9 BY MS. ANA CORTEZ: Maria Barrera, Valerie Gorospe,
10 and Lupe Martinez.

11 Maria?

12 BY MS. MARIA BARRERA: My name is Maria Barrera. I
13 live at 124 Friend Street here in Kettleman City. I've lived
14 here for two years.

15 When we got married, we decided to move here. For
16 me, it has been a very fortunate decision. Many people have
17 accepted us. We've made many friends.

18 Many people have asked me, aren't you afraid? And
19 the truth is no, I'm not afraid because I trust that Waste
20 Management does not affect our health. I can assure you that
21 if I had the least doubt possible, I wouldn't live here. I
22 wouldn't risk myself, my health, or my family's. Before we
23 moved here, I used to help in community events. I used to
24 help out at my church. I was a catechism teacher, and I did
25 other activities. Presently, I continue to help in my

1 community, Kettleman City, at different events, as a
 2 volunteer, and I participate in church events. I am a
 3 catechism teacher. My values would not allow me to lie. I
 4 assure you that most of Kettleman City has accepted me and
 5 allowed me to be a part of their life. I am from Kettleman
 6 City, and I want people from other cities to realize that we
 7 here in Kettleman City happen to be hard working people with
 8 values. We want our families to improve.

9 I'd like to ask you to accept Waste Management's
 10 project because I've seen the time that they have dedicated
 11 to the community, to our children's well-being, and to people
 12 in general here in Kettleman City.

13 Thank you very much and good evening.

14 MS. ANA CORTEZ: Valerie Gorospe -- G-o-r-o-s-p-e.

15 MS. VALERIE GOROSPE: Good evening. My name is
 16 Valerie Gorospe. I'm a community organizer for the Center on
 17 Race, Poverty, and the environment. CRPE has a long history
 18 here in Kettleman City. Our founder, Luke Cole, recognized
 19 environmental injustices, and this is where his first case
 20 was.

21 It is extremely disappointing to see that a company
 22 that has continuously violated state and federal laws has the
 23 audacity to ask to expand their polluting business. If
 24 you're familiar with the Cerrell Report, the Cerrell Report
 25 says to look for communities for chem waste -- companies like

1

2

1 Chem Waste would for communities -- world communities --
 2 communities that are open to promises of economic benefits,
 3 like jobs, less than high school education, low income,
 4 Catholics, not involved in social issues. The Cerrell Report
 5 says to look for these types of communities and look at where
 6 Chem Waste has been for decades. Six out of these ten things
 7 in the Cerrell Report looked at communities that were least
 8 likely to resist, and these are some of the regions. We know
 9 that some companies like Chem Waste look for these types of
 10 communities, and this is where they've been. We have spent
 11 hours this week going door to door, speaking to Kettleman
 12 City residents. Many residents could not come to the meeting
 13 tonight, but signed a petition stating that they were opposed
 14 to the expansion because of the impact on their health.

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15 It is also disrespectful for Kettleman City
 16 employees to call other organizations and residents liars.
 17 The rules were stated in the beginning what we could and
 18 could not do. So do not call other organizations and other
 19 residents liars when they are speaking from their heart and
 20 when they are speaking from their own experiences.

4

21 Lastly, we are in opposition of the expansion. We
 22 believe that human health is a priority.

5

23 MS. ANA CORTEZ: Lupe Martinez? No?

24 Abre Conner.

25 UNIDENTIFIED SPEAKER: He's on his way.

1 MS. ANA CORTEZ: Lupe Martinez. Okay. Excuse me.

2 MR. LUPE MARTINEZ: I'm Lupe Martinez. I can help
3 myself. Let me help myself.

4 Good afternoon. My name is Lupe Martinez.

5 First of all, when I heard previously from people
6 that they say that we want more jobs, that we want a better
7 life, but at what expense will we have these jobs that they
8 want to bring with this company? At the expense that, just
9 in one block that I walked along today, there were more than
10 nine people that either passed away or have been diagnosed
11 with cancer. Just on one block.

12 Aside from that, this afternoon, I was walking and
13 I ran into three people that have just been diagnosed with
14 cancer. What do you think the reason is? Is it Chem Waste?

15 Is it the water? Is it the air? It could be many things,
16 that's true. But when are we -- when is our community going
17 to be able to say that it is not this company? But the
18 Department of Toxic Substances Control has not said that.
19 They haven't said that company is clean. There is no such
20 thing. There is no guarantee that everything will be fine
21 and that everything will be clean. How many lives will have
22 to be lost, adults or children? And how much are we going to
23 sell ourselves for?

24 This gentleman who spoke here was disrespectful to
25 everyone, whether he's from the community or outside the

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1 community. He said that we were liars. That's what the
 2 company has paid that person to come here and say, to make
 3 fun of us, saying that we're liars. He just got here. I've
 4 been here since 1989. I've been dealing with this situation
 5 when they wanted to set up the incinerator here. A lot of
 6 people were already living here, and they wanted to burn
 7 chemical substances here, so we organized so that wouldn't
 8 happen. But today, we're asking DTSC not to grant this
 9 permit. If I were to violate the law -- if I violate the
 10 law, I get sent to jail. If you violate -- the day that you
 11 remove that t-shirt, Cecilio will tell you that you are a
 12 bunch of liars.

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13 Thank you.

14 MS. ANA CORTEZ: Abre Conner -- C-o-n-n-e-r.

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15 MS. ABRE CONNER: Hi. My name is Abre Conner, and
 16 I'm an attorney with the Center on Race, Poverty, and the
 17 Environment.

18 I'm coming to discuss a few different issues.

19 Number one is that the Center on Race, Poverty, and
 20 the Environment is very invested in this because, in the
 21 early 1990s, Luke Cole had his first big case that he
 22 actually won here against Chem Waste because of the toxic
 23 chemicals that they were bringing into this community. And
 24 now, here we stand, over 20 years later, fighting to make
 25 sure that there aren't any toxic chemicals that are being

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1 brought in by Chem Waste. The reality is that we walked
 2 around, for the last several days, in talks with community
 3 members who weren't able to be here for various reasons. And
 4 just to highlight a few of the thing that they said, one
 5 person actually had direct ties to Chem Waste, and they said
 6 that they did not support this expansion and that not only
 7 did they not support this expansion, but also their wife
 8 didn't support this expansion.

9 Secondly, we talked to families who had members of
 10 their families who have asthma, who have lung problems, they
 11 have all different issues related to air quality here in
 12 Kettleman City.

13 And, lastly, that members of this community have
 14 been misinformed about what this expansion really means. So
 15 we at CRPE feel like it's important for all residents to be
 16 heard, not just the ones that are here today.

17 And, lastly, we're talking about the health of the
 18 community members here. So if we're going to talk about
 19 mitigating factors and whether or not Chem Waste is going to
 20 be able to follow these mitigating factors, we can just look
 21 at this long list of violations that Chem Waste has had over
 22 the years. And most recently, in 2013, they had a violation.
 23 Not only have they had state violations, but also federal
 24 violations as well.

25 We feel that this is very important for you all to

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1 take into consideration when you're looking at whether or not
2 to allow one of the largest chemical toxic waste facilities
3 in the west coast to be able to operate in this community.

5

4 Thank you.

5 MS. ANA CORTEZ: Jesus Ayala? No?

6 Paul Turek. No Paul Turek?

7 Okay. Help me out. You're coming up. Thank you.

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8 MR. PAUL TUREK: My name is Paul Turek. I'm the
9 environmental manager at the Kettleman Hills facility, and
10 I've worked there for over 20 years.

11 When the Federal Government started citing
12 hazardous waste sites in the 1980s, people in the
13 environmental community were happy. They were taking a step
14 forward by implementing stricter regulations to handle the
15 waste considered necessary for special treatment. With these
16 new facilities, there was no better protection for our health
17 and environment. Those sentiments stand today. People who
18 understand what we do, know why we are here. Our jobs -- in
19 particular, my job -- is to uphold these protections. One of
20 my responsibilities is to make sure that the site continues
21 to monitor the environment, collect all of that monitoring
22 data, and place that monitoring data into reports and
23 studies.

24 There are many environmental programs at Kettleman.
25 I'm going to briefly talk about only two.

1 First, the groundwater monitoring program. We have
2 certified lab data since 1984. The data tells us over and
3 over that the groundwater beneath the site is prehistoric
4 trapped seawater. It's so salty, it pollutes itself in
5 minerals and is of no beneficial use. You can't drink it,
6 agriculture can't use it, and the industry can't use it. Our
7 drilling records also confirm that there's no connection
8 between this trapped sea water beneath the site and
9 groundwater beneath Kettleman City.

10 Second, the air monitoring program. It's the most
11 extensive environmental monitoring program of all. There is
12 certified lab data going back to 1980. There have been
13 numerous air studies in the air monitoring program since. I
14 will only mention two. All right. The PCB congener study,
15 which was conducted in 2009. It not only monitored realtime
16 air emissions around the clock for the entire year at
17 multiple locations, but studied historic deposition of PCBs
18 in plants and soil on the facility. There is a huge amount
19 of data measured in fractions of a part per trillion. This
20 went into health risk assessment that not only looked at the
21 residents of Kettleman City, but at a hypothetical family
22 living on the fence line for their entire lives. We also did
23 an environmental assessment on endangered species, insects,
24 rodents, and birds. What was the conclusion of this
25 unprecedented study? I'm going to quote the U.S. EPA.

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1 Quote, "There is no evidence suggesting that PCB congeners
2 from the operation at the facility are migrating offsite at
3 concentrations that would adversely affect the health and
4 local community residents or the environment."

5 Currently, there's the ongoing monitoring program.
6 It's the latest in a long line of air monitoring programs and
7 studies. There are three pertinent stations. We have
8 certified lab data since 2006 for chem metals, gases, and
9 PCBs that pose no risk assessment, and the potential
10 emissions do not pose health risks in the residential areas
11 in and around Kettleman Hills --

12

13 (Spanish translation concluded.)

14

15 MS. ANA CORTEZ: Thank you very much.

16 I'm going to call Brad Loewen. Brad Loewen and
17 Ramon Mares.

18 MR. BRAD LOEWEN: Hello. My name is Brad Loewen.
19 I'm a registered geologist in California. I spent my entire
20 life in the Central Valley of California and the last
21 20 years in Fresno.

22 I've had the opportunity to review much of the site
23 geologic and archeological data that have been collected by
24 many companies and have come to the following conclusions:
25 The geologic system at the Kettleman Hills facility is

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1 characterized by confined and strict flow paths with small
2 gradings that are primarily in one direction and low or
3 stagnant groundwater velocities.

4 The geographic and hydraulic -- in this data -- the
5 conclusion from this data is that the groundwater below the
6 facility is geographically isolated from regional groundwater
7 resources.

8 These conclusions from the site data help support
9 your decision to approve this permit.

10 MS. ANA CORTEZ: Thank you so much.

11 Ramon Mares.

12 MR. RAMON MARES: I would like for everyone to
13 understand -- and my name is Ramon Mares, and I've lived here
14 in Kettleman City for 40 years.

15 We started our movement back when they wanted to
16 set up the incinerator here. We were able to not have it
17 here, thanks to community's efforts because the community was
18 very much up to date as to everything that was going on. But
19 nowadays, somebody is giving them a brainwashing with
20 parties, beers, t-shirts, little gifts. And people even
21 think that they're giving them as a gift of the potable water
22 system, which is something that they wanted to cover up.
23 They wanted to say that Chem Waste was giving this to the
24 community. The food that they give out, it's given by Chem
25 Waste. They think that Chem Waste is giving it to them as a

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1 gift. Chem Waste doesn't give anybody any gifts. It's just
 2 a lot of poisons. That's poison. It's been many years that
 3 they've been poisoning us. Kettleman City's water is the
 4 most poisonous water in any of the towns. And this is
 5 something that is not said by the government agencies that
 6 are here to defend us when they have defended us. They very
 7 well know about all the problems that we faced, and what have
 8 they done? They have given permits to them, even though Chem
 9 Waste has had to be fined many millions of dollars. But
 10 that's the way they operate.

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11 And what about Kettleman City? Where are our
 12 sidewalks? Where are our streets? We're supposed to be
 13 progressing. Yes, they're progressing by being able to do
 14 more business. That's the only thing. But they're sinking
 15 our community more and more because they're telling us that
 16 they're giving this as a gift, water and food, t-shirts,
 17 beer, parties. That's what they're doing, giving gifts to
 18 buy people. We don't have people that support us anymore
 19 because of all the parties that they were giving them.

5

20 MS. ANA CORTEZ: Roberto Medina and then
 21 Robert G. Henry.

22 Roberto Medina? No?

23 Robert G. Henry? No? Oh, here.

24 MR. ROBERT HENRY: Good evening. My name is
 25 Robert Henry, and I am the general manager for the Chemical

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1 Waste Management, Kettleman Hills facility.

2 KHF first submitted the landfill expansion permit
3 modification request to the DTSC in December of 2008. Since
4 2008, KHF has been put through an unprecedented barrage of
5 studies and inspections to determine if the facility is safe.
6 Cal EPA was ordered by the Governor to investigate KHF and
7 Cal EPA found -- through their numerous technical studies of
8 the land, the water, the air -- that KHF does not adversely
9 affect the community of Kettleman City. Both U.S. EPA and
10 DTSC have thoroughly inspected KHF over the course of the
11 last decade. I've issued a total of five (inaudible). These
12 violations have all been resolved, and the facility is
13 operating in compliance.

14 In regards to the violations, U.S. EPA and DTSC
15 have both stated publicly that these violations did not pose
16 a threat to human health or the environment. While these
17 studies and inspections were ongoing, KHF were forced to
18 reduce its disposal capacity and reduce employees. The state
19 of California was left with insufficient hazardous waste
20 disposal capacity and 65 good employees were laid off as a
21 result of the delays in improving our permit modification
22 request.

23 Based on the Cal EPA completing their studies and
24 determining that, quote, "KHF does not adversely affect the
25 community of Kettleman City" and U.S. EPA and DTSC having

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1 completed their inspections and determining that KHF was in
2 good standing with the agency, thus validating that KHF is a
3 safe facility, I strongly urge the DTSC to issue the permit
4 modification request, finally.

5 Thank you.

6 MS. ANA CORTEZ: Reyna Reyes. Reyna Reyes and
7 Yesenia Ayala.

8 MS. REYNA REYES: Good evening. My name is
9 Reyna. I've currently lived in Lemoore for the last five
10 months, but I've been a resident of Fresno County for
11 28 years.

12 As the manager of the onsite laboratory, it is my
13 responsibility to ensure that the waste samples created on
14 site meets the extensive federal and state guidelines before
15 it can be placed into the site's landfill.

16 Over the last five years, my job that was based in
17 that of the laboratory has grown, and our lab network
18 continues to strengthen, further improving the quality of
19 data that's being provided to the site. Kettleman Hills
20 facility has always maintained an open-door policy, and we
21 continue to work with the regulatory agencies to move forward
22 and improve on all of our site processes. We strive to
23 continue to meet the rigorous state and federal regulations,
24 no matter how ever changing those regulations may be.

25 I believe that this facility is not only positive

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1 for the well-being of this city and its county, but it's also
 2 providing for the people in the state. Kettleman Hills
 3 facility provides an avenue to safely and effectively vanish
 4 waste that is being generated throughout California every
 5 day. At our core, we are an environmentally conscious
 6 company, staffed by people who care about how waste is
 7 handled and care that generators are not haphazardly
 8 disposing of waste in a manner that is a danger to the
 9 environment that we all live in.

10 Many of us will come up here tonight to tell you
 11 that we are proud to have been or be KHF employees, proud to
 12 be KHF customers, and proud to be a part of this community.
 13 And that may not resonate with you as much as it should.
 14 However, what should resonate is that, ultimately, our
 15 facility and our employees share the same goals of
 16 environmental protection as you and the agency you represent.

17 Kettleman Hills facility serves the environment by
 18 treating and disposing of hazardous waste in a safe manner.
 19 Please allow us to continue to serve as that vital resource
 20 by granting us the permit modification.

21 Thank you.

22 MS. ANA CORTEZ: Yesenia Ayala? No Yesenia?
 23 Maria Saucedo? No Maria Saucedo? Oh, thank you.
 24 Saucedo is S-a-u-c-e-d-o.

25 MS. MARIA SAUCEDO: Good evening. A while ago, I

1 shouted out because I feel outraged.

2 I got here in 1990. I was a resident here for
3 almost 18 years -- 28 years. At that time, I suffered
4 greatly from asthma. I didn't take this too seriously until
5 I was pregnant with my daughter, Ashley. She was born with
6 birth defects. Unfortunately, she passed away in 2008. And
7 I feel outraged because many of the people that are here
8 today, they saw me suffer when my daughter was born. And now
9 I feel outraged to see them wearing a t-shirt from a company
10 that wants to continue to kill us. And these people know us
11 because they went to go visit me at the hospital, but they
12 didn't go because they wanted to or they felt bad for me.
13 They wanted to see my daughter because of her deformities.
14 And all of the people that have their t-shirts on and Cecilio
15 says that Kettleman Hills is a wonderful employer, they
16 haven't suffered what I suffered, what my daughter suffered.
17 Whatever they want to say, that they're residents, that
18 they've lived here, well, I've lived here and suffered here.
19 I don't think it's fair for my daughter to die, for her to
20 have been born with these defects. Why? No one has been
21 able to explain that to me to now. And I hope -- I pray to
22 God that nobody has to go through what I have gone through.
23 I hope nobody dies of cancer. I also have an aunt
24 who has been diagnosed with breast cancer. Thankfully, she
25 is in recovery.

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1 But these people that are wearing these t-shirts so
2 proudly, stop and think of all these trucks that are going to
3 be driving by our town. Yes, thank God that those spills
4 were resolved quickly, but in the paperwork that I got, it
5 said that there was a chemical spill, that they were very
6 sorry, and they were taking care of things.

7 Please, I don't want you to expand. I don't want
8 you to give them the permit. I want our Government to defend
9 us.

10 And I apologize to the people that I have perhaps
11 offended. I hope that they never have to go through what I
12 went through.

13 Thank you.

14 MS. ANA CORTEZ: Ingrid Brostrom. B-r -- well,
15 I'll let you spell it. I'm not sure.

16 MS. INGRID BROSTROM: My last name is
17 B-r-o-s-t-r-o-m.

18 I'm Ingrid Brostrom. I'm an attorney with the
19 Center on Race, Poverty, and the Environment, and I've been
20 representing residents of Kettleman City for about seven
21 years now.

22 Thirty-four years ago, Kettleman City was called
23 upon by the State to make the ultimate sacrifice, to
24 basically accept hazardous waste -- the most toxic material
25 -- from all over the state to be dumped just next door. That

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1 was 34 years ago. Now, they're being asked to do the same
2 thing again.

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3 We're asking DTSC to say enough is enough. These
4 residents have paid the ultimate price with their health,
5 with their lives, with their children's lives. Kettleman
6 City, as you well know, suffers not only from the risk of
7 having the largest hazardous waste dump site west of the
8 Mississippi here next to town, but of all the other
9 cumulative interests. You can't look at that dump in
10 isolation. You need to consider the fact that the community
11 sits next to I-5, that there's pesticides next door, that the
12 air quality is some of the worst in the nation, that the
13 water is contaminated with benzene and arsenic, that their
14 sewage sludge is dumped across the street. All of these
15 contaminants and all of these pollutions have an impact on
16 the people's bodies that live here.

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17 So yeah, we may not know exactly what caused the
18 birth defects and we may not know exactly what's causing the
19 cancer. But we know that environmental contaminants such as
20 those present in all of those different sources that I've
21 talked about have a combined impact. And it is up to the
22 Department of Toxic Substances Control to recognize that it
23 is absolutely inappropriate to site the facility and allow
24 this community to suffer for another 32 or 34 years.

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25 The EIR that the DTSC is relying upon right now

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1 never looked at the impact of the 400 hazardous waste trucks
2 traveling to and from the Kettleman Hills facility. It is
3 absolutely irresponsible that DTSC, when it redid its
4 analysis -- that is, the supplemental analysis -- continued
5 to ignore the diesel impact associated with the diesel
6 trucks. That is absolutely unacceptable.

4

7 Avenal power plant is also contaminated -- will
8 contaminate the community soon with additional air pollution.
9 Their analysis showed that the nitrous oxide contamination
10 will basically put people's health at risk. Where is that in
11 the supplemental EIR? Where is that in the addendum? Where
12 is the Valley Fever analysis? We know that since the EIR
13 came out for Kings County, there has been a huge influx of
14 Valley Fever cases in Kings County. Avenal has some of the
15 highest in the country. And yet nowhere in the addendum did
16 you look at the activities at the Chem Waste facility on
17 Valley Fever and on the residents.

5

6

18 There are so many impacts, and I will be submitting
19 my technical comments. They are much more lengthy, but it's
20 absolutely inappropriate for DTSC to accept this thing.

7

21 MS. ANA CORTEZ: Thank you.

22 Gumaro Tellez. Gumaro Tellez?

23 Wendy Ascencio Ramos. Thank you.

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24 MR. GUMARO TELLEZ: Good evening. My name is
25 Gumaro Tellez. I am a resident of Avenal, but I am here to

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1 give my support to Kettleman City because I am aware of all
2 of these situations that Kettleman City is going through.

3 The problem -- and I want to defend all of the
4 little children and the children that are about to be born
5 and the children that have already been born.

6 But where are our authorities? All of these
7 parties that issue permits, the ones that do the
8 investigations as to toxics, where are they? Why did they
9 site these toxics here, three miles from here? It's so close
10 to the town. It's really a pity. It's a shame that our
11 authorities, who are all responsible for all of those things
12 -- and that's why I support that the permit not be granted.

13 Many people, therefore, have been right in their
14 being opposed to the permit being issued. Many people,
15 perhaps, don't know or they work there in the company. I've
16 heard that many of them have been bought. That they've
17 bought them with parties, clothing. Well, that's -- I'm not
18 interested in that. But what I am interested in is the
19 health of the entire community.

20 Thank you very much and until next time.

21 MS. ANA CORTEZ: Okay. After Wendy is
22 Ynez Chavez-Andrade.

23 MS. WENDY ASCENCIO RAMOS: Good afternoon. My name
24 is Wendy Ascencio Ramos. I am a resident of Kettleman City.
25 I've been here since March of 2006, and I live here

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1 currently.

2 I wanted to bring up this point: I, as a resident,
3 support Waste Management. I know that they do manage
4 hazardous waste, but they did not ask us to come here today.
5 Presently, our entire community knows who our neighbor is,
6 but we don't believe that they are the cause of the birth
7 defects. The contrary group says that they represent this
8 community, but they're telling lies, and they're taking
9 advantage of the misfortune of others. Like the resident of
10 Kettleman City who died, her son and other family member said
11 that this is because of Waste Management. This is a terrible
12 blow because, among Mexicans, we are doubting as to the
13 veracity of other members of the community. And they ask,
14 what's your name so that they can focus on them.

15 I think that there's a lack of respect when they
16 have insulted other people who today have come forward to
17 support Waste Management. These people say that they were
18 brought up right. Well, prove it. I don't think that they
19 should insult us because we're supporting Waste Management.
20 That's called slander, saying that we were paid to support
21 the company. That's not true. We wear the t-shirt because
22 we want to support the company, not because they've paid us.

23

24 (Interruption in the proceedings in untranslated Spanish.)

25 ///

1 MS. WENDY ASCENCIO RAMOS: I've never been given a
 2 dollar or been given anything in exchange. If you have the
 3 proof, prove it to me.

4 I'd like to ask the media to please support us and
 5 to ask public opinion. Stop using us as publicity.
 6 Mexicans -- stop using Mexicans as a scrap of paper that you
 7 can step on in the streets. Stop. Stop humiliating us.
 8 Stop criticizing us. Stop telling us that we are illiterate.
 9 You don't need to be literate to know how to live and protect
 10 your children. We are responsible workers. If these
 11 children are living in such poor conditions, why don't you
 12 call CPS so that these children can be protected and taken
 13 care of? We don't need to have a diploma to know how to take
 14 care of our children. If we truly were endangering our
 15 children, our children would be taken away from us.

16 MS. ANA CORTEZ: Ynez Chavez. Ynez Chavez-Andrade.
 17 No? Ynez?

18

19 (Interruption in the proceedings in untranslated Spanish.)

20

21 MS. YNEZ CHAVEZ-ANDRADE: This is a personal
 22 attack.

23 MS. ANA CORTEZ: We can go ahead and take a break
 24 right now.

25 ///

1 (Recess taken.)

2

3 MS. ANA CORTEZ: If any of you still want to make a
4 comment, please go to the back of the room and sign up.

5 Let's quiet down so the translators can translate.
6 Folks from the back, please take a seat. If you need to have
7 conversations, please go outside for now, just so we can hear
8 the speakers.

9 And again, folks, we're trying to conduct a
10 hearing. We're trying to conduct a hearing where everyone
11 can be respectful. We don't all have to agree. If we all
12 don't agree, that's okay. What's not okay is being
13 disrespectful.

14 Please, let's continue on with the hearing. We
15 have an hour and a half of an excellent hearing.
16 Unfortunately, we are having a little bit of trouble, but
17 it's not really a problem. It's part of the democratic
18 process.

19 First, Ynez Chavez-Andrade and then Ramona.

20 MS. YNEZ CHAVEZ-ANDRADE: Good afternoon -- good
21 evening. I'm sorry.

22 A year and a half ago, I stood here before you to
23 let you know that my signature was forged in past
24 documentation by people working for green action.

25 I am here today to comment that, after doing my own

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1 homework and after asking many questions, I have no problem
2 with Waste Management continuing their business operations.
3 And if approved, I would like to see that the tax money that
4 goes to the county be invested in Kettleman City, especially
5 our youth. I am sure that we all would agree that they need
6 more positive activities in this community. And primarily,
7 the water treatment facility should be constructed soon.

8 I also would like to mention that I have no
9 personal issues with the opposition, but they continue to use
10 dirty tactics, as you just noticed -- witnessed here yourself
11 -- to get people to follow them. Just tonight, as some
12 people were walking in with their shirts on, they were asked,
13 what are you going to get out of this? Papers? So this is
14 so unnecessary. We are a community, and we need to learn to
15 live with each other.

16 Interestingly enough, I wrote this before this
17 happened tonight, so you can see the type of person that I
18 am, just by what I had written.

19 We need to learn to love with each other. Whether
20 this get approved or not -- oh, we need to learn to live with
21 each other, whether this gets approved or not.

22 There are many things that I would like to comment
23 on. I can stay here all night about all the negative things
24 that have been said and the positive things, but I am not
25 going to do that because I wish -- and continue to live here.

1 But about the lying, about how they mentioned --
2 they were saying that people were lying, I would like to
3 mention that those documents that were given to you earlier
4 today, several people commented that they were asked to sign
5 those just to prove that somebody spoke to them, that
6 somebody went to their door. So how do we know that those
7 are actual signatures of people saying, yes, I agree with
8 green action, when, in the past, signatures were forged. I'm
9 not saying those signatures were forged. I'm sure they
10 weren't, but were they actually told that this was to support
11 the cause of the opposition?

12 Let's see. Let me see.

13

14 (Interruption in the proceedings in untranslated Spanish.)

15

16 MS. YNEZ CHAVEZ-ANDRADE: No, I had one minute.

17 And then I want to comment about four different
18 comments that were said. The water that the community
19 receives -- we all know. We had a public service meeting.
20 That the Department of Public Health gave \$50,000, which
21 Waste Management matched those funds. So nobody said Waste
22 Management gave us that water. Nobody said it's because of
23 Waste Management. The food that we received, Community Food
24 brings it out. Waste Management is nice enough to send
25 volunteers to help. If you've ever been there, which I am

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1 all the time -- receiving food and volunteering -- it's a
2 hassle.

3 And about the shirts, as you can see, they didn't
4 buy them for us because I would have gotten an appropriate
5 size. This doesn't fit me.

6 Thank you.

7 MS. ANA CORTEZ: Next is Ramona.

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8 MS. RAMONA CERVENY: Good evening. My name is
9 Ramóna Ramos Cervený. I have worked at Waste Management,
10 Kettleman Hills, for ten years. I worked at the facility as
11 a receiving technician and scheduling coordinator. My job
12 entailed the scheduling of those in our facility, as well as
13 reviewing and signing off on the paperwork that the drivers
14 bring along with their load of waste for disposal at our
15 landfill facility. I also do waste counseling and working
16 schedules.

17 I know the type of waste that comes to this
18 facility and can tell you that the majority of the waste is
19 contaminated soil that comes from road construction, new
20 schools, and clean up projects from communities all over
21 California. In fact, some of the waste that the Kettleman
22 Hills facility receives comes from some of the communities
23 that groups like green action work hard to clean up.

24 I feel very safe at my job, and work safety is
25 important to me and my family. As a matter of fact, I was

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1 pregnant during the time that I worked at Kettleman. My,
2 now, six-year-old daughter is my pride and joy.

3 There are a number of other women who have gone
4 through a full-term pregnancy and have also given birth to
5 healthy babies. The Kettleman Hills facility is a good place
6 to work, and the company is good to the community too. Waste
7 Management is a big community supporter. We support the
8 local schools, the community center, the senior citizen lunch
9 program, and numerous other programs and worthwhile causes.

10 I support Waste Management receiving its permit so
11 we can continue doing business here in Kettleman.

12 MS. ANA CORTEZ: Thank you.

13 We have Ana Martinez, and next is John Prill.

14 Ana Martinez? Ana Martinez?

15 MR. ANA MARTINEZ: Good evening. My name is
16 Ana Martinez. I am representing green action.

17 I'd like to start by telling you that it's very sad
18 to see that many of you who we have visited at your home who
19 are aware of the problems that exist in this community -- to
20 see you wearing a t-shirt that supports this company that, as
21 you all know, has many violations. And this is really sad
22 because your mothers, your sisters, you yourselves have
23 participated. But your opinion is respected.

24 More than anything, we will see the health problems
25 that exist in this community. Just two-and-a-half months

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1 ago, one of the women here lost her baby. And people have
 2 already mentioned that the risk of cancer is increasing in
 3 this community. And whether you're for or against the
 4 company, one thing that we do know -- and it's a fact -- is
 5 that the air here in the San Joaquin Valley is very polluted.
 6 And that's why we are working together. The strategy that
 7 the company has of dividing the community by hosting
 8 parties -- we'd like to also host parties, but there is not
 9 enough money for that. You need a lot of money to be able to
 10 have a party. The community deserves it.

2

11 Are you laughing, Wendy? Do you think it's funny?
 12 I was not disrespectful to you.

3

13 So, again, think in the future of the children of
 14 this community. These t-shirts, I know that many of you,
 15 they were just given to you. You don't even know why you
 16 have them on. If somebody gives me a gift, I'll take it too.
 17 Yes, I'm not from this community, just like many people who
 18 are here today that are not residents of this community. But
 19 I do know in my heart that we have to fight against
 20 environmental injustice because the children that are
 21 tomorrow's future should not be suffering through health
 22 problems, and our people should not be dying of cancer.

4

23 We came here to work in this state. We didn't come
 24 here to die.

25 Thank you.

1 MS. ANA CORTEZ: Okay. Lisa Weir.

2 MS. LISA WEIR: My name is Lisa Weir, and I came to
3 Kettleman City in October of 1968.

4 One of the first things I did was to visit Waste
5 Management. They had over 300 employees at that time. Now,
6 from what I understand, they have about 35 or 36. Kettleman
7 City -- I mostly served on the community services board and
8 have been for over 12 years. Eight of those years or nine of
9 those years we (inaudible) because the water had benzine in
10 it. Waste Management promised to help us, but it all depends
11 on the permits. And if we don't get the permits, we don't
12 get water. Some of these people don't understand what it's
13 all about. They complain because they're buying water. The
14 water's not fit to drink. The water from the well was like
15 that when I first came here. We brought water from Fresno,
16 where I live.

17 The next thing I want to talk about is, what is the
18 difference -- I want to ask somebody what the difference is
19 -- and I know you can't answer it now, but what is the
20 difference in talking to people from other companies about
21 bringing their products to Kettleman Hills? What is the
22 difference between that and telling people, if you don't vote
23 the way I do or if you don't go with me, I'm going to turn
24 you over to the immigration office? What is the difference
25 between the two?

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1 Okay. Excuse me. That's all I wanted to ask.

2 And I just want to ask one more thing. There's one
3 more thing I want to ask you, please. I'm 80 years old, and
4 I want that water done before I die. So whatever it is you
5 can do to help get us this permit, I would certainly
6 appreciate that, and all those people would too.

7 Thank you.

8 MS. ANA CORTEZ: John Prill -- P-r-i-l-l.

9 After that, we have Maria D. Acatone.

10 John?

11 MR. JOHN PRILL: Thank you.

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12 Good evening. My name is John Prill. I worked as
13 the environment protection manager at Kettleman Hills
14 facility.

15 I came here by (inaudible) in power plants -- you
16 can't hear me?

17 This is better? Okay. Want me to start over?

18 My name is John Prill. I worked at the Kettleman
19 Hills facility as an environmental protection manager. I
20 come from over 20 years experience within the environmental
21 field, relating to the utilities side of it. And I'm kind of
22 new to the waste area here.

23 I guess, I saw when I first got here, the level of
24 effort that I saw from environmental compliance was no less
25 at the landfill than it was at a power plant. And that's a

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1 lot, from the outside in.

2 So from that point, it led me to the standard
3 that's already there for it. You know, again, I have gone
4 through all the decades of data and studies that have been
5 done, and I'm sure you've been looking at that to understand
6 the impact on the human health and the environment. So I
7 guess I urge you to look at that data, and this is available
8 at the facility that the State does meet. And I guess nobody
9 really wants to see the waste go out of state to Utah and
10 Nevada. That's to a lesser-regulated facility. That just
11 isn't safe for the Mother Earth. I guess it's just common
12 sense to just go through and -- you know, the facility is
13 serving in California effectively by handling its hazardous
14 waste.

15 Thank you.

16 MS. ANA CORTEZ: Maria Acatone, Guadalupe Alatorre,
17 and Maricela Alatorre. Alatorre is A-l-a-t-o-r-r-e.

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18 MS. MARIA ALATORRE: Good evening. My name is
19 Maria Alatorre. I just wanted to tell you to take into
20 consideration that our community, Kettleman City, is only
21 three miles away from this Chemical Waste company. This is
22 too short a distance for this company to be operating there.

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23 Another observation: We have learned through the
24 local news -- from the newspaper in our area -- that this
25 company has had many irregularities or violations with very

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1 expensive fines. Millions of dollars. This company having
2 set up closer to this community is responsible for ensuring
3 we have a clean environment, for ensuring that they will not
4 damage our community. But I -- and many in our community --
5 believe that they are a danger to our environment. We are
6 too close. If this company wants to expand their operations,
7 they can go many miles away from here to do their work.

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8 It's been said that they've presented a project and
9 a plan that ensures our security, but what can assure us that
10 they are going to comply, if we've seen that they have so
11 many violations or irregularities?

3

12 We are asking for your help. We are asking that
13 you take into consideration in a conscientious manner whether
14 this company should expand. Because, as one of the people
15 who previously spoke said who suffered a loss, we perhaps
16 don't truly know why that's happening. But this company is
17 too close to our community.

18 I have a nephew that suffers from a severe
19 deficiency. He's alive, but he doesn't even have half a
20 brain. So we're asking you, from the bottom of our hearts,
21 to consider whether you should grant this company their
22 permit. This company has the money to send transportation to
23 transport their employees so that many of the people that are
24 here wanting to work for them can work for them far away from
25 here.

4

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1 Thank you.

2 MS. ANA CORTEZ: Guadalupe Alatorre.

3 MS. GUADALUPE ALATORRE: Good evening. My name is
4 Guadalupe Alatorre. I'm a resident of Kettleman City. I
5 have lived here since I was little. Since I was seven years
6 old.

7 I am against granting permits to Chem Waste
8 because, from my short age when I was seven -- and now I'm 57
9 years old -- I've seen so many illnesses. Cancer, asthma,
10 people have died. It's the real people that do live or had
11 lived in Kettleman City that lived here for years.

12 Right now, what I see has saddened me because there
13 is no respect. We don't respect each other. We're fighting
14 for our lives here. We're fighting for humans that are
15 endangered because that dump is there. Nobody told us then.
16 When they set it up there when I was a little girl, I used to
17 play over there. And I'm saddened because there is division
18 among us. We're trying to find an answer that will guarantee
19 life, not death. As a resident, I'm sad. We've lost many
20 people. Many people are being born with defects, and there
21 are no answers. There haven't been any answers so far.

22 And the revenue that is generated there but leaves
23 for Hanford, what good does it do here in Kettleman City? We
24 don't even have sidewalks.

25 If you want me to leave and not be here and, you

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1 know, having to stay up late because I have to start work at
2 4:00 a.m. every day -- buy my house from me, and this matter
3 will be resolved. Because I bought my home many years ago,
4 and it's not fair for there to be no clean air here and so
5 many illnesses, and nobody can find an answer to that.

4

6 Thank you.

7 MS. ANA CORTEZ: We have one more, and then we are
8 done with speakers. So if any of you want to speak again,
9 please sign up over there at the back of the room so you can
10 have another opportunity.

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11 MS. MARICELA MARES-ALATORRE: Good evening again.

12 One of the things that I forgot to ask on my first
13 time is that Debbie Raphael, head at DTSC, promised us that
14 she would be doing an independent cumulative health impact
15 study. The only thing that's been released so far is the
16 27-page environmental justice review, which is not a
17 cumulative health impact study. She assured us that she
18 would be doing one, independently of the one EIR report from
19 Kings County.

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20 Is that coming or not? And if not, why not, if she
21 promised it?

22 Another thing I wanted to ask about on the record
23 is whether we're in danger -- elevated danger from Valley
24 Fever. Because in Avenal, which is a community 15 miles
25 away, they have an enormous amount of cases of Valley Fever.

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1 And one of the things that they think may be causing it is
2 the waste dump that they have. They have a municipal dump.
3 They are very close to the community, and they're thinking
4 that, from digging these massive amounts of dirt, that may be
5 shifting around the floor that causes Valley Fever. We are
6 already shifting massive amounts of dirt here at Waste
7 Management. We're a little bit further than Avenal -- how
8 close Avenal is with their dump, but the wind carries also.
9 And if we know that we're in an area where the Valley Fever
10 lives, are we all in danger? I've known many people -- I've
11 had Valley Fever, my mother has had Valley Fever, and my
12 niece had Valley Fever at 11 years old. She almost died from
13 it. Are we at elevated risk because of all the massive
14 shifting of earth that's going on at Waste Management?

15 I also wanted to clear up -- there seems to be some
16 mistake about the water that the community is getting.
17 Because I know people are coming up, and they're saying all
18 the wonderful benefits that we get from having Waste
19 Management. But the water -- the 15 gallons per month that
20 every family is receiving is not because of Waste Management,
21 and they didn't give matching funds. It's because of Prop
22 82, through the Governor's office, that he made these funds
23 available for communities like Kettleman City that were
24 working on long-term solutions for water. They made these
25 funds available as a short-term solution. So it's important

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1 for the community to know that. Because whether they get
2 their permit or not, the community needs to be well informed.
3 It has nothing to do with the permits. You have ample reason
4 to turn down these permits, but I think it's important in the
5 community forum to say the truth.

3

6 Thank you.

7 MS. ANA CORTEZ: And the last speaker is
8 Mr. Avalos, but let me remind folks that we have these
9 comment cards -- oh, we have more. Okay.

10 We have these comment cards. So if you want to
11 make additional comments, this is where you can do it. You
12 can write as much as you want.

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13 MR. AVALOS: Well, I wanted to share that I agree
14 with what Guadalupe Alatorre said. It's really sad to see a
15 community that's divided, that there are people on one side
16 and people on the other. It's also sad to see that we can be
17 influenced by people that come from outside of our community,
18 and they're dividing our community. If we're truly concerned
19 about our community, I think that the best way in which we
20 could resolve this problem would be to trust that all of the
21 government agencies that are carrying out the studies are
22 doing what they should do and us also to be a part of the
23 process, give our opinion. Respect each other. I have not
24 seen that respect. We continue to talk about the same thing
25 and the same thing and same thing. It's 2008 and blaming

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1 whether it's this or it's that and maybe it's the other.
2 Many studies have been carried out, and I believe that these
3 studies take time and money, and we have to trust that
4 somebody is doing the work right. Our job is to be well
5 informed, to meet and to respect each other, and try to find
6 the solution to this problem. I trust that you -- the
7 Department that is reviewing this application -- will take
8 into consideration the studies that have been made.

9 I think that many people in the community are not
10 participating in the process because they feel intimidated.
11 They're afraid of participating. They're afraid of saying
12 what they feel. They don't come to the meetings. Some
13 people maybe say, I'm representing this group, but they don't
14 meet with the people. But then they can't say during this
15 meeting that this happened and the other happened and we
16 resolved this and that.

17 It's easy to say that a meeting is illegal and it
18 is nonsense, but I think that if all of us -- if both sides
19 were to get together and to, you know, do a balance of what's
20 good and what's bad, what can we do to mitigate the worst
21 part or get rid of the worst part and benefit from something
22 that already exists. For example, the 400 trucks that
23 they've mentioned, I don't know if anybody in the community
24 has noticed that there are four semi companies that changed
25 their transfer point. There are four. And that at 1:00 or

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1 2:00 a.m., the parking lots of all of the restaurants are
2 full of these trucks that are doing their transfers
3 northbound and southbound. I haven't seen one single group
4 come and protest or -- you know, we're not talking about
5 maybe 400 trucks. It could be maybe 1,000 or 2,000 trucks
6 that are doing these transfers here in Kettleman City. And
7 that is business, so we have to respect businesses. And we
8 have to be fair to each other.

3

9 Thank you.

10 MS. ANA CORTEZ: Thank you. And the last person is
11 Angela Borrello and then Cecilio Barrera.

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12 MS. ANGELA BORRELLO: Good evening. My name is
13 Angela Borrello, and I am a resident of Kettleman. I've been
14 here since 1966. I did not come to this town yesterday. I
15 don't gather information from yesterday or today. I've lived
16 here enough time to be able to come and tell you to use your
17 wisdom. I'm not here to place people against each other, but
18 please use your wisdom. I'm here to support my community
19 because I am truly 100 percent from Kettleman City, and I
20 offer my respect to everyone.

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21 Apologies for all of the insults that were handed
22 out. That is not proper human beings. That's something that
23 God would not approve of, to be insulting each other right
24 and left.

25 We want answers here. We want solutions to the

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1 problem.

2 And I also want to tell you that I'm talking to you
3 from the bottom of my heart. Everything that I say comes
4 from my heart. I don't need any papers so that I can come
5 here because I could say one thing or say another. But what
6 we want are solutions. We want answers. And I don't want
7 you to go home and think, who spoke nicely? Who did not
8 speak nicely? Use your wisdom that God gave you.

9 MS. ANA CORTEZ: Mr. Barrera.

10 MR. CECILIO BARRERA: Good evening. I want to
11 clarify something. It was said that Waste Management did not
12 help with the water project that is being received at the
13 different homes. DTSC already knows and the California
14 Department of Health already knows that Waste Management
15 donated \$50,000 for that project that is providing water to
16 homes. We didn't want this to be public because we didn't do
17 it to get publicity. We did it to help the community. We're
18 also very much involved in the new treatment project that is
19 going to be developed here in Kettleman City. We're helping
20 to pay the debt that the District has. The County has used
21 the taxes from the installation to also be able to help with
22 the operation and maintenance at the plant. I wanted to
23 clarify that.

24 Thank you.

25 MS. ANA CORTEZ: Don't forget to fill out your

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1 comment cards.

2 Ingrid Brostrom.

3 And, again, if you still want to make a comment,
4 please sign up. We still have time.

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5 MS. INGRID BROSTROM: Ingrid Brostrom from CRPE.

6 One issue that I didn't get to raise that I think
7 is very important is that this is not an isolated issue. The
8 State is watching what DTSC does here.

1

9 I want to talk about compliance. As you know, DTSC
10 has the responsibility to consider violations and a history
11 of violations in determining whether or not the facility
12 should get a permit. If DTSC goes ahead and issues a permit
13 for this facility, it sends a message to every polluting
14 industry in the state that there is no accountability, that
15 you can violate and you can pay your fines and it's the cost
16 of doing business, and you will never have to pay the
17 consequence. So yes, do the right thing for Kettleman City,
18 but also, do the right thing for every resident in California
19 that deserves an agency that will -- that will -- that will
20 enforce its laws, that will look at compliance, that will
21 hold its polluting facilities accountable.

2

22 So I just wanted to recognize that this is a larger
23 issue. This is the first time that DTSC can make a decision
24 like this, and everybody is watching you.

25 And lastly, I just want to point out that the last

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1 three days I've been in Kettleman City, and I've been going
2 door to door and talking to the residents. So I know --
3 regardless of what you hear tonight, I know that the
4 residents are deeply, deeply concerned and are deeply, deeply
5 opposed to permitting that site. I was moved -- I was moved
6 by what I heard. I was disturbed by the number of cancers I
7 saw and the health impacts. So I just wanted to let you know
8 we were able to, in just a matter of hours, have 100 people
9 sign onto the petition saying that they were opposed. So I
10 don't want -- I don't want there to be a mistake that the
11 residents of Kettleman City, from what I saw, are deeply
12 opposed to that permit.

3

13 MS. ANA CORTEZ: Thank you.

14 Do we have any -- yes, we have one here.

15 MS. THERESA MORENO: My name is Theresa Moreno.

16 The State broke -- broke its promise to reduce
17 pollution in Kettleman City. If reducing pollution to -- is
18 it reducing pollution to permit an expansion?

1

19 MS. ANA CORTEZ: Okay. Thank you.

20 Do we have -- I think we are done. Going once,
21 going twice.

22 So at this point, I will give the microphone to the
23 hearing officer.

24 MR. RIZGAR GHAZI: Thank you, Ana.

25 Thank you, everyone, for coming tonight and hearing

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1 and submitting the comments.

2 This concludes our hearing for tonight.

3 For the record, it's September 18th. It's

4 9:06 p.m.

5 Thank you for coming. Have a good day.

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7 (The public hearing was adjourned.)

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1 STATE OF CALIFORNIA)
2 COUNTY OF FRESNO) SS

3

4 I, Mikki L. Morse, CSR No. 13642, a Certified Shorthand
5 Reporter in and for the County of Fresno, State of
6 California, do hereby certify:

7 That said transcript of proceedings was taken before me
8 at the time and place set forth and was taken down by me in
9 shorthand thereafter reduced to computerized transcription
10 under my direction and supervision, and I hereby certify the
11 foregoing proceedings are a full, true, and correct
12 transcript of my shorthand notes so taken.

13 I further certify that I am neither counsel for nor
14 related to any party to said action nor in any way interested
15 in the outcome thereof.

16

17 IN WITNESS WHEREOF, I have hereunto subscribed my name
18 this 18th day of September, 2013.

19

20

21



22

23 Mikki L. Morse
24 Certified Shorthand Reporter No. 13642

24

25

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2009 32:14 41:4	<hr/> 7 <hr/>
50:15	7:00 9:20
2011 19:23	701 1:14
2013 1:16 3:1	72 42:19
48:22 84:18	
21 25:17	<hr/> 8 <hr/>
22 16:24	80 71:3
24 37:15	82 76:22
25 19:13,23,24	8th 42:13
22:25 25:21	
25-foot 15:7	<hr/> 9 <hr/>
25200 16:23	9:06 1:17 83:4
27-page 75:16	93239 1:15
28 55:11 57:3	965 15:2
<hr/> 3 <hr/>	9th 40:23



Bennett & Bennett Irrigation Systems

September 19, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

On behalf of Bennett & Bennett, Inc., I want to inform you of our strong support for granting Waste Management at its Kettleman Hills Facility the required permits to continue its operation and expansion of the B-18 hazardous waste landfill. Our Company represents 70 employees in the business of design and construction of agricultural irrigation systems, and supports Waste Management's efforts to expand its current B-18 landfill.

We work closely with Waste Management and rely on them, as do other businesses, for the safe treatment and disposal of hazardous waste. California needs them to be allowed to continue to operate so they can assist our businesses and citizens in meeting our current and future hazardous waste disposal needs. Especially during these challenging economic times, our business, our employees and our families rely on Waste Management and the Kettleman Hills Facility to safely meet our hazardous waste disposal needs.

We have been closely following the permitting process for B-18 and are aware of the numerous studies conducted on the site; the results which find that there is no threat to human health and the environment provide further reason for our strong support for their permit application.

We urge you to grant Waste Management the necessary permits so they can extend the life of their hazardous waste landfill. We believe the time has come to issue Waste Management the necessary permits.

Respectfully submitted,

Bennett & Bennett, Inc.

A handwritten signature in black ink, appearing to read "Tyler Bennett".

Tyler Bennett, President
Cc: Congressman David Valadao
Senator Andy Vidak
Assemblyman Rudy Salas
Supervisor Richard Valle

322

VALLEY ACID, INC.
P.O. Box 185
Stratford, CA 93266
(559) 947-3734

September 20, 2013

Deborah O. Raphael
Director
Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95814-2828

COPY

Dear Director Raphael:

I want to inform you of our company's strong support of Waste Management (WM) and their efforts to extend the B-18 hazardous waste landfill. Valley Acid, Inc. is based in Stratford, California and employs 10 employees.

WM provides a critical and essential public service to our business and businesses like ours throughout Kings County, the Central Valley and the State of California. Business and government relies on the Kettleman Hills Facility for the safe treatment and disposal of hazardous waste.

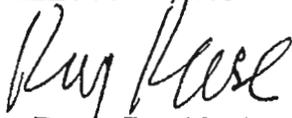
We have worked with WM for many years. WM is a good corporate citizen and provides a tremendous economic value to Kettleman City and Kings County. In years past they have contributed millions in taxes, payroll and charitable contributions annually. Unfortunately, due to the slowdown in waste that they take in because of the long permitting process they endured, the Kettleman City Hills Facility has lost dozens of employees to layoffs.

However, we would not be making this request if we did not believe that the Kettleman City Hills Facility was safe, well regulated and did not provide an essential public service to business, government agencies, communities and the public.

We urge DTSC to grant WM and the Kettleman Hills Facility the necessary permits so they can continue to provide safe hazardous waste treatment and disposal.

Sincerely,

VALLEY ACID, INC.


Ray Rose, President

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**Department of Toxic Substances Control
Comment Form for the Kettleman Permit Modification**

Please include your name and mailing address. DTSC will mail a response to all comments to you after the end of the public comment period. Please present this form to any DTSC representative at the meeting or mail to:

California Department of Toxic Substances Control
Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

PLEASE PRINT

Name Jennifer Ayala
Mailing Address P.O. Box 4, 207 Maud St.
City Kettleman State CA Zip Code 93239

Comments:

I don't really like the fact that your trying to make the waste get bigger. First of all it ain't fair to none of us specially because your polluting the air + water that we need. And if you haven't noticed Waste Management tries to bribe our community to be on their side + that ain't fair. So you guys need to quit trying to expand this object because the air that's polluted has taken away so many young lives. And I think the residents of Kettleman city are OK with that.

1

2

324



Departamento de Control de Sustancias Tóxicas
Formulario para comentarios sobre la
Modificación al Permiso de Kettleman

Favor de incluir su nombre y domicilio. DTSC enviará por correo respuestas a todos sus comentarios al término del periodo de comentarios. Favor de presentar este formulario a cualquier representante de DTSC en la audiencia o envíela por correo a:

Departamento de Control de Sustancias Toxicas de California

Atencion: Sr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

POR FAVOR USE LETRA DE MOLDE

Nombre Rosa Ayala Ramirez

Domicilio 207 Maud St. PO Box 4

Ciudad Kettleman City Estado CA. Código Postal 93239

Comentarios:

"Sr Wayne Lorentzen"

De la manera más atenta le ago saber que estoy en contra, de este proyecto que quieren, hacer más grande, porque somos residentes yo y mi familia por 26 años en este pueblo y ahora, con ese problema, de sustancias toxicas es un peligro para nuestra comunidad, haciendo tanto lugar donde esta desierta porque van a poner este basurero, cerca de nuestras casas, la mayoría de nuestra comunidad somos personas hispanas, trabajamos en la agricultura, y para mi, es una bendición estar en este país - y espero tome en cuenta mi comentario y que Dios les bendiga Gracián

324

**Department of Toxic Substances Control
Form to comment on the Kettleman permit modification**

Please include your name and address. DTSC will send responses to all comments at the end of the commentary period by mail. Please present this form to any DTSC representative in the audience or send it by mail to:

Department of Toxic Substances Control

**Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826**

Please print

Name Rosa Ayala Ramirez

Address 207 Maud St. P.O. Box 4

City Kettleman City State CA Zip Code 93239

Comments: "Mr. Wayne Lorentzen"

With all due respect I am letting you know that I am against, this project they want to make bigger, [sic] because we are residents my family and I [sic] for 26 years in this town and now, with that problem, of toxic substances is a danger for our community, there being so much space where there is desert why are you going to put this landfill, close to our houses, [sic] the majority of our community are Hispanic people, we work in agriculture, and for me, it's a blessing to be in this country. and [sic] I hope [that you] take into account my comment and may God bless you thank you [sic]

1
2
3

325

STONE LAND COMPANY

POST OFFICE BOX 146
STRATFORD, CALIFORNIA 93266-0146

TELEPHONE
(559) 945-2205
(559) 947-3185

FAX NUMBER
(559) 945-9442

September 24, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael:

On behalf of Stone Land Company, I want you to know of our strong support for granting Waste Management the necessary permits to continue its operation and expansion of the B-18 hazardous waste landfill. Stone Land Company represents seventy-two employees and supports Waste Management's efforts to expand its current B-18 landfill.

We rely on Waste Management for the safe treatment and disposal of hazardous waste. We need them to be allowed to continue to operate so they can assist us in meeting our current and future hazardous waste disposal needs. Especially during these challenging economic times, our business, our employees and our families rely on Waste Management and the Kettleman Hills Facility to safely meet our hazardous waste disposal needs.

We have been closely following the permitting process for B-18 and are aware of the numerous exhaustive studies conducted on the site; the results which find that there is no threat to human health and the environment provide further reason for our strong support for their permit application.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. We believe the time has come to issue Waste Management the necessary permits.

Respectfully submitted,

Stone Land Company


Bill Stone, President

Cc: Congressman David Valadao
Senator Andy Vidak
Assemblyman Rudy Salas
Supervisor Richard Valle

326

STRATFORD RANCH
28521 NEVADA AVE
STRATFORD, CA 93266-0146
559-816-7015

September 24, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael:

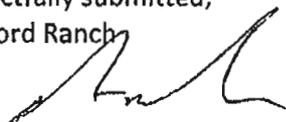
On behalf of Stratford Ranch, I want you to know of our strong support for granting WM the necessary permits to continue its operation and expansion of the B-18 hazardous waste landfill. Stone Land Company represents six employees and supports Waste Management's efforts to expand its current B-18 landfill.

We rely on Waste Management for the safe treatment and disposal of hazardous waste. We need them to be allowed to continue to operate so they can assist us in meeting our current and future hazardous waste disposal needs. Especially during these challenging economic times, our business, our employees and our families rely on Waste Management and the Kettleman Hills Facility to safely meet our hazardous waste disposal needs.

We have been closely following the permitting process for B-18 and are aware of the numerous exhaustive studies conducted on the site; the results which find that there is no threat to human health and the environment provide further reason for our strong support for their permit application.

We urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. We believe the time has come to issue Waste Management the necessary permits.

Respectfully submitted,
Stratford Ranch



Tony Azevedo, Partner

Cc: Congressman David Valadao
Senator Andy Vidak
Assemblyman Rudy Salas
Supervisor Richard Valle



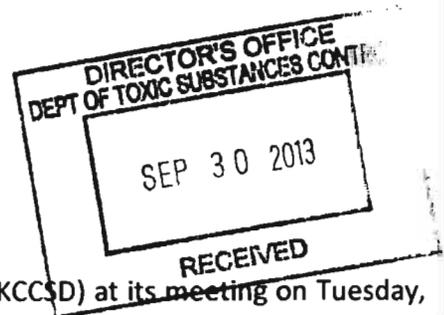
327

**KETTLEMAN CITY
COMMUNITY SERVICES
DISTRICT**

P.O. BOX 179 • KETTLEMAN CITY, CA 93239
(559) 386-5866 • FAX (559) 386-9202

September 25, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828



Dear Director Raphael:

The Board of the Kings County Community Services District (KCCSD) at its meeting on Tuesday, September 17, 2013, voted to strongly support the Waste Management permit request to expand the B-18 hazardous waste landfill at the Kettleman Hills Facility. The Community Services District is the elected governing body for the Kettleman City community.

The KCCSD takes very seriously its responsibility on behalf of all the residents of Kettleman City. We have listened closely to all parties and have taken into consideration their comments, concerns and recommendations. The KCCSD has closely followed the permitting process for the last 8 years, including the public hearings before the Kings County Planning Commission, the Kings County Board of Supervisors and the Local Assessment Committee. After thoughtful consideration and review of the health and environmental studies and discussion with the agencies involved, the Board has taken a strong support position.

Waste Management is a critical part of the infrastructure of Kings County and the Central Valley; they provide an essential and necessary public service, namely the safe treatment and disposal of hazardous waste. Communities and cities like ours, government agencies, businesses and residents all rely on the Kettleman Hills Facility.

Waste Management has assisted the KCCSD for decades. They have been an outstanding corporate citizen and a strong supporter. Whether it be providing \$50,000 to help fund free drinking water for residents until the proposed water treatment facility comes on line or providing free bins for trash disposal or sponsoring clean-up of State Route 41 or providing

holiday baskets to Kettleman City residents, Waste Management has been one of the City's and District's strongest supporters.

In addition, the Kettleman Hills Facility employs dozens of people; contributes millions in taxes, payroll, and charitable contributions and generates a positive economic impact to the Central Valley and Kettleman City.

In spite of all the benefits provided by Waste Management, if the KCCSD did not believe the Facility was safe to human health and the environment, the KCCSD would not be in support of the Kettleman Hills Facility extension.

On behalf of the Board of the Kettleman City Community Services District, we strongly urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of the B-18 hazardous waste landfill. If you have any questions, please feel free to contact me at (559) 386-5866.

Respectfully submitted,



Aletha Ware

Chairperson, KCCSD

CC: Hon. Richard Valle, Supervisor, Kings County
Robert G. Henry, Senior Project Manager, Waste Management, Kettleman Hills Facility

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September 25, 2013

WASTE MANAGEMENT

35251 Old Skystone Road
P.O. Box 471
Kettleman City, CA 93239

Hon. Andy Vidak
State Senator, 16th SD
2550 Mariposa Mall, Suite 2016
Fresno, CA 93721

Dear Senator Vidak,

On behalf of the employees at the Kettleman Hills Facility, we thank you for your support of the Waste Management Kettleman Hills Facility. We understand that your representative read a statement supporting Waste Management's permit request at a press conference held last week by Supervisor Richard Valle in Kettleman City.

We hope we are nearing the end of a very long road. It has been almost 8 years since Waste Management applied for a permit to extend the life of the hazardous waste landfill. As you know, the Kettleman Hills Facility is the largest permitted hazardous waste facility in California and provides a tremendous environmental and public health service. More than 80% of the waste we receive is classified as Cal Haz (California Hazardous) waste, which means that because of the stringent regulations in California, that waste can only be disposed of in a hazardous waste facility like ours.

In addition, due to the slowdown in taking waste at the Kettleman Hills Facility, (in order to extend the life of the landfill until we can get a permit decision), the company has laid off about 65 of the 90 people that have been working at the site. Many of those employees have been working at the site for a long time and have been earning a good wage (the average annual salary is about \$50,000 excluding benefits). If we get our permits, many are hoping to come back and work at the Kettleman Hills Facility site.

Not only have we the employees suffered, but Kings County and the Kettleman City community has suffered as a result of the delay. In good years, The Kettleman Hills Facility contributed more than \$17.5 million annually in taxes, fees, local purchases and contributions to worthwhile causes. And, prior to recommending that the permits for the extension of the B-18 hazardous waste landfill be granted, the Local Assessment Committee (appointed by the Kings County Board of Supervisors) negotiated \$1.3 Million in local, direct benefits to Kettleman City. Included in that agreement was the payment of \$552,000 to pay off the debt on the existing water treatment facility. Payment of the entire debt would make it possible for the Kettleman City community to be awarded more than \$8 million in grants and awards so that a new, state-of-the-art water treatment facility could be built to deal with the poor water quality of Kettleman City.

From everyday collection to environmental protection, Think Green® Think Waste Management.



Senator Vidak we like our jobs We want to continue to work for Waste Management at the Kettleman Hills Facility We hope we can count on your support in urging the Department of Toxic Substance Control to grant us the necessary permit so we can continue to operate Attached is a list of officials you can communicate with to express your support for us

Thank you for consideration of our request. Please contact us if you have any questions We can be reached at (559) 386-9711

Sincerely,

A handwritten signature in black ink, appearing to read 'Ramona Ramos'.

Ramona Ramos
Receiving Technician

A handwritten signature in black ink, appearing to read 'Carlos Navarro'.

Carlos Navarro
Heavy Equipment Operator

Attachment



List of Officials to Send Letters

For Hazardous Waste Permit

Deborah O Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

For Air Permit:

David Warner
Director of Permit Services
San Joaquin Valley Unified Air Pollution Control District
1990 E Gettysburg Avenue
Fresno, CA 93726-0244

For Water Permit:

Daniel L Carlson
Senior Engineering Geologist
Central Valley Regional Water Quality Control Board
1685 E Street
Fresno, CA 93706

329



diversified | crop
services
13498 15TH AVENUE • HANFORD, CA 93230
(559) 582-5644

September 26, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael:

On behalf of Diversified Crop Services, I strongly urge you to grant Waste Management and its Kettleman Hills Facility the required permits for the operation and expansion of its B-18 landfill.

As a business in Kings County and the Central Valley, I feel it is very important to support a company and facility that provides an essential and important service to business. Business relies on the Kettleman Hills Facility for the safe treatment and disposal of hazardous waste.

Business is one of the primary economic engines that drive the financial welfare of communities and governments through taxes, employment and participation in worthwhile causes. Over the last couple of years, the important service of safe hazardous waste disposal and treatment has been impacted by a slowdown in the amount of waste that can be taken at the facility due to its permit. In addition, the Facility has lost dozens of employees to layoffs. Many of those employees come from communities surrounding the Facility.

Numerous local and statewide businesses, communities and government agencies rely on the Facility for the safe treatment and disposal of their hazardous waste. Thousands of businesses and communities are safer because of the existence of the Kettleman Hills Facility.

I urge you to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can extend the life of their hazardous waste landfill. The health and environmental studies should give you the confidence to grant the Kettleman Hills to continue to provide safe hazardous waste treatment and disposal.

Sincerely,

Diversified Crop Services



Brandon Silveira, President

Cc: Congressman David Valadao
Senator Andy Vidak
Assemblyman Rudy Salas
Supervisor Richard Valle, Kings County Board of Supervisors

GLB CONSULTING
WE SEE YOUR VISION

330

September 26, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Ms. Raphael:

I wanted to inform you of our company's strong support of Waste Management (WM) and their efforts to extend the B-18 hazardous waste landfill. GLB Consulting is based in the Central Valley, specializing in agronomy and advising and monitoring agricultural clients regarding pesticides and fertilizers.

Waste Management provides a critical and essential public service to our business and the agricultural community throughout Kings County, the Central Valley and the State of California. Business and government relies on the Kettleman Hills Facility for the safe treatment and disposal of hazardous waste.

I believe WM is a good corporate citizen and provides a tremendous economic value to Kettleman City and Kings County. In years past they have contributed millions in taxes, payroll and charitable contributions annually. Unfortunately due to the slowdown in waste that they take in because of the long permitting process they endured, the Kettleman Hills Facility has lost dozens of employees to layoffs.

However, we would not be making this request if we did not believe that the Kettleman Hills Facility was safe, well regulated and did not provide an essential public service to business, government agencies, communities and the public.

We urge DTSC to grant Waste Management and the Kettleman Hills Facility the necessary permits so they can continue to provide safe hazardous waste treatment and disposal.

Sincerely,

Guy Brautigam

Cc: Supervisor Richard Valle, Kings County Board of Supervisors



**Kettleman City
Chamber of Commerce**
P.O. Box 57, Kettleman City, CA 93239
(559) 386- 9850

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September 27, 2013

Department of Toxic Substances Control
Wayne Lorentzen, Project Manager
8800 Cal Center Drive
Sacramento, CA 95826

We the Kettleman City Chamber of Commerce as a group, looking for the well-being of Our community members and business' consider that after 8 years of testing and evaluations with positive reports, it's time to support Chemical Waste Management(Kettleman Hills Facility) get approval and all the necessary permits so they can go forward with their expansion.

We believe that this is good for our community and local business' and brings more full-time Jobs to Kettleman City Community residents, in our believe they are a safe company and great neighbor, Chemical Waste Management are supporters of our town, Elementary School and community activities they are also helping the Kettleman City Community a new surface water Treatment plant

Clean water is our community's number one priority, but also the need of jobs

Please consider our community by favoring and granting Chemical Waste Management (Kettleman Hills Facility) so they can obtain their expansion permits.

Sincerely,

Cris Gonzalez

President Chamber of Commerce

Cris Gonzalez	Jimmy Phelan	Aletha Ware	Rosa Maldonado
President	Vice President	Secretary	Treasurer
559-386-5003	559-386-4828	559-386-9838	559-386-5866

DAVID G. VALADAO
21ST DISTRICT, CALIFORNIA

COMMITTEE ON APPROPRIATIONS

SUBCOMMITTEES:
AGRICULTURE
INTERIOR
LEGISLATIVE BRANCH



UNITED STATES
HOUSE OF REPRESENTATIVES

332

1001 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 225-4695

101 NORTH IRWIN STREET
SUITE 110B
HASTING, CA 93230
(559) 582-5526

2700 M. STREET
SUITE 250B
BAKERSFIELD, CA 93301
(661) 864-7736

WWW.VALADAO.HOUSE.GOV

September 27, 2013

Deborah O. Raphael
Director
Department of Toxics Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael:

I understand your Department has recently issued a draft permit for the Waste Management Kettleman Hills Facility. I have closely followed the permit developments on the Facility, including being briefed on the extensive health and environmental studies conducted by numerous federal, state, and local agencies. In addition, my staff has attended a number of the public meetings and hearings held on the permit extension.

Thorough studies and analysis have concluded with results that indicate public health and the environment are not being compromised. Additionally, the continuing need for California permitted hazardous waste facilities, gives me the confidence to support the continued operation and expansion of Waste Management's B-18 landfill at the Kettleman Hills Facility.

Waste Management is a critical employer within the 21st Congressional district, where unemployment sits at 14.8 percent, nearly double the national average. I believe failing to grant Waste Management the necessary permits to continue operation of its facility would have a detrimental effect on many of my constituents.

I support Waste Management and the Kettleman Hills Facility in their application to receive the necessary permits to extend the life of their hazardous waste landfill. If you have any questions, please feel free to contact me at 559-582-5526.

Regards,

David G. Valadao
Member of Congress

Lorentzen, Wayne@DTSC

From: Bradley Angel <bradley@greenaction.org>
Sent: Wednesday, October 02, 2013 3:12 PM
To: Lorentzen, Wayne@DTSC
Cc: Raphael, Debbie@DTSC; Mataka, Arsenio@EPA; Marxen, Jim@DTSC; Schumacher, Nathan@DTSC; Ingrid Brostrom; alatmig@netzero.com
Subject: Re: concern about delay in release of transcript from September 18th DTSC hearing

Hi Wayne,

Thanks for the update...but there is a problem with the delay in providing us a copy of the transcript: DTSC's so-called (and improperly noticed) public comment period ends next week...and we wanted to be able to review the transcript to determine if it contained information or statements we would want to respond to in our comments - so now we will not be able to do that or at best might have a day or so to do that which is not adequate.

Please include this email in the official public comment record.

Bradley Angel
 Greenaction for Health and Environmental Justice

On 10/2/2013 12:38 PM, Lorentzen, Wayne@DTSC wrote:

> Hi Bradley, I just wanted to follow up with you on your request for the written transcript of the September 18 Public Hearing. We want to ensure that the transcripts are released in both Spanish and English at the same time. It will take about a week for the translation to be complete. We will email you digital copies as soon as both are available. I We will also post both to the Community Involvement page.

>
 > Wayne Lorentzen, P.E.
 > Hazardous Substances Engineer
 > Department of Toxic Substances Control
 > 8800 Cal Center Drive, Sacramento, CA 95826
 > (916) 255-3883
 > Wayne.Lorentzen@dtsc.ca.gov

> -----Original Message-----

> From: Lorentzen, Wayne@DTSC
 > Sent: Tuesday, October 01, 2013 8:50 AM
 > To: Bradley Angel
 > Cc: Raphael, Debbie@DTSC; Mataka, Arsenio@EPA; Marxen, Jim@DTSC;
 > Schumacher, Nathan@DTSC
 > Subject: RE: request for copy of transcript from September 18th DTSC
 > hearing

> Hi Bradley, we plan to provide a digital copy of the written transcript on our Envirostor website as soon as it becomes available to us at

http://www.envirostor.dtsc.ca.gov/public/hwmp_profile_report.asp?global_id=CAT000646.117&starttab=. Please click on the Community Involvement tab. We expect to receive it this week, but I will email you as soon as we post it. We have also uploaded the public comments received for the Class III Permit Mod draft decision to this page. You can also

sign up for email alerts on the Community Involvement page to be notified when we upload any new documents to the page.

>

> Wayne Lorentzen, P.E.
> Hazardous Substances Engineer
> Department of Toxic Substances Control
> 8800 Cal Center Drive, Sacramento, CA 95826
> (916) 255-3883
> Wayne.Lorentzen@dtsc.ca.gov

>

> -----Original Message-----

> From: Bradley Angel [<mailto:bradley@greenaction.org>]
> Sent: Sunday, September 29, 2013 2:26 PM
> To: Raphael, Debbie@DTSC; Marxen, Jim@DTSC; Lorentzen, Wayne@DTSC;
> Mataka, Arsenio@EPA; Schumacher, Nathan@DTSC
> Subject: request for copy of transcript from September 18th DTSC
> hearing

>

> On behalf of our members in Kettleman City and Avenal, we request a copy of the written transcript of the "public hearing" held by DTSC in Kettleman City on September 18, 2013.

>

> Please let me know when we can receive this, and we request a waiver of any fees due to this being in the public interest for environmental justice communities.

>

> Bradley Angel
> Greenaction for Health and Environmental Justice

>

>

>

>

>

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Departamento de Control de Sustancias Tóxicas
Formulario para comentarios sobre el
Anteproyecto del Plan de Clausura para



Favor de incluir su nombre y domicilio. DTSC enviará por correo respuestas a todos sus comentarios al término del periodo de comentarios. Favor de presentar este formulario a cualquier representante de DTSC en la audiencia o envíela por correo a:

California Department of Toxic Substances Control
Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

POR FAVOR USE LETRA DE MOLDE

Nombre Dolores Moreno
Domicilio P.O. Box 172
Ciudad Kettleman City, Estado CA Código Postal 93239

Comentarios:

Estoy en contra de la expansión de
Waste Management. En Kettleman City hay
mucha contaminación. En vez de aumentar
la contaminación, debemos tomar pasos para
rebajarla. Me preocupa la calidad del
aire. Con esta expansión va ver un aumento
de tráfico de camiones diesel. Esto va afectar
la calidad de nuestro aire. Nos merecemos
aire limpio porque somos seres humanos. En
Kettleman City hay mucha gente enferma.
Queremos una solución a la contaminación y
no un aumento. La compañía quiere comprar
al pueblo. Dicen que si no aceptamos la
expansión, no nos arreglarán nuestra agua
que esta contaminada. El agua se tiene →



Department of Toxic Substances Control
Comment Form for the Kettleman Permit Modification



Please include your name and mailing address. DTSC will mail a response to all comments to you after the end of the public comment period. Please present this form to any DTSC representative at the meeting or mail to:

California Department of Toxic Substances Control
Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826

PLEASE PRINT

Name _____

Mailing Address _____

City _____ State _____ Zip Code _____

Comments:

que arreglar, con o sin la expansión por
que es nuestro derecho tener agua
limpia. Esta expansión tiene el pueblo bien dividido.
Pero lo cierto es que se debe hacer la decisión basada
en la ciencia y no porque hay gente que se vende
a la compañía por una camiseta gratis. Finalmente la
expansión se debe negar por el hecho de que esta compañía
tiene muchas violaciones. DTSC esta muy conciente de
esto porque ustedes mismos les han dado multas por estas
fallas. Por favor hagan lo correcto para
Kettleman City, y nieguen los permisos para
la expansión.

Dolores Moreno,
Residente de Kettleman City por
45 años.

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T0086-040 KETTLEMAN COMMENTS

**Department of Toxic Substances Control
Comments form for the Kettleman permit modification**

Please include your name and address. DTSC will send responses to all comments at the end of the commentary period by mail. Please present this form to any DTSC representative in the audience or send it by mail to:

Department of Toxic Substances Control

**Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826**

PLEASE PRINT

Name Dolores Moreno

Address P.O. BOX 172

City Kettleman City, State CA Zip Code 93239

Comments:

I am against the expansion of Waste Management. In Kettleman City there is a lot of pollution. Instead of increasing the pollution, we should take steps to reduce it. The quality of the air worries me. With this expansion there will be an increase of diesel truck traffic. This will affect the quality of our air. We deserve clean air because we are human beings. There are a lot of sick people in Kettleman City. We want a solution to the pollution and not an increase.
The company wants to buy the town. They say if we don't accept the expansion, they won't fix our water that is polluted. The water has to be fixed, with or without the expansion because it's our right to have clean water.
This expansion has the town really divided. To be sure the decision has to be made based on science and not because there are people who sell themselves to the company for a free t-shirt.
Finally the expansion should be rejected due to the fact that this company has a lot of violations. DTSC is

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very aware of this because you yourselves have fined them for these failures.
Please do what's right for Kettleman City, and reject the permits for the
expansion.

4

Dolores Moreno,
Resident of Kettleman City for 45 years.



October 8, 2013

Director Debbie Raphael
Department of Toxic Substances Control
Sacramento CA

Dear Director Raphael:

Re: Permit Modification for Chemical Waste Management facility at Kettleman Hills

Californians for a Healthy and Green Economy (CHANGE) is a state-wide coalition of environmental and environmental justice groups, health organizations, labor advocates, community-based groups, parent organizations, faith groups, and others who are concerned with the impacts of toxic chemicals on human, environmental, and occupational health.

1

CHANGE opposes DTSC's draft decision to approve a Class 3 Permit Modification for the Kettleman Hills facility of Chemical Waste Management (CWM). The proposed permit modification would expand the permitted capacity of this hazardous waste landfill by one third to a new maximum of 15.7 million cubic yards. The five million cubic yard expansion is the equivalent of more than 220,000 medium-sized waste trucks.

We oppose this decision simply because Title VI of the 1964 *Civil Rights Act* prohibits discrimination based on ethnicity or national origin, among other criteria.

As DTSC well knows, the three permitted hazardous waste landfills in California (Buttonwillow, Westmoreland, and Kettleman Hills) are all located in communities whose residents are primarily Latino. OEHHA's EnviroScreen has identified Kettleman City as one of the most affected communities in California. Accordingly, this means it is a community with:

2

higher vulnerabilities and burdens as compared to other areas, and therefore most in need of assistance. In a time of limited resources, this tool will provide significant insight into how decision makers can focus available time, resources, and programs to improve the environmental health of Californians, particularly those most burdened by pollution. Potential uses of the tool at the state level include administering environmental justice grants, promoting greater compliance with environmental laws, prioritizing site cleanup activities, and identifying opportunities for sustainable economic development in heavily impacted neighborhoods. (emphasis added)

Expanding the Kettleman Hills landfill represents an unlawful dumping on a community already impacted by the long-term presence of CWM's facility. It is inconsistent with the CalEPA goals outlined above, and is tantamount to environmental racism.

The U.S. EPA's Office of Civil Rights dismissal of an 18 year-old complaint against DTSC did not address siting issues because the facilities were sited by local agencies that did not receive federal funding. CHANGE considers this reasoning to be a blatant evasion of responsibility to protect communities under Title VI. The

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Asian and Pacific Islander Obesity Prevention Alliance * Bayview Hunters Point Community Advocates * Black Women for Wellness * Breast Cancer Action * Breast Cancer Fund * California Healthy Nail Salon Collaborative * California Latinas for Reproductive Justice * California Pan-Ethnic Health Network * Californians Against Waste * Californians for Pesticide Reform * Center for Environmental Health * Center for Race, Poverty and Environment * Clean Water Action * Coalition for Clean Air * Commonwealth * Communication Workers of America- District 9 * Communities for a Better Environment * East Yard Communities for Environmental Justice * Environment California * Environmental Working Group * Forward Together (formerly Asian Communities for Reproductive Justice) * Green Schools Initiative * Green Science Policy Institute * Healthy 880 Communities * Healthy Child, Healthy World * Healthy Children Organizing Project * Instituto de Educaci3n Popular del Sur de California * Just Transition Alliance * Making Our Milk Safe (MOMS) * Movement Strategy Center * Pesticide Action Network North America * Physicians for Social Responsibility - Los Angeles * Science and Environmental Health Network * Silicon Valley Toxics Coalition * United Steel Workers - Local 675 * Worksafe

Contact: Kathryn Alc3ntar, CHANGE Campaign Director - changeocalifornia@gmail.com or 510.655.3900 x315

www.changeocalifornia.org



Kings County EIR was flawed, and the fact remains that all three of California's hazardous waste landfills are in Latino communities. The draft decision to expand CWM's Kettleman Hills facility perpetuates institutional racism that is prohibited by federal law.

3

CHANGE recognizes that California faces a hazardous waste landfill crisis. The state's permitted capacity is reaching its maximum yet the state still must dispose of nearly one million tons of hazardous waste yearly (of which 333,000 tons are shipped to landfills in other states).

We acknowledge that DTSC has launched a new campaign to reduce hazardous waste by 50 percent by 2025, so that future hazardous landfill needs are reduced. We are committed to participating in DTSC's proposed stakeholder process to evaluate options, although we note this initiative has no funding currently and is thus unlikely to succeed in its goals.

4

In our view, a successful approach will include three key activities:

- a. Actually reducing hazardous waste generation at its source and the contamination caused by its use.
- b. Increased enforcement.
- c. Fee reform that eliminates existing incentives for waste generators to be wasteful.

In the meantime, CHANGE recommends denying any expansion at CWM's Kettleman City facility while the following activities are undertaken:

5

- 1. a comprehensive assessment of all hazards present at the facility and a cumulative impact assessment of the chemical and biological exposures among Kettleman City residents of all ages, as well as those who work at the facility;
- 2. a biomonitoring study of Kettleman City residents by Biomonitoring California, to be paid for by CWM;
- 3. a DTSC-proposed siting of new hazardous waste landfills in at least two other locations in California that are not primarily low-income communities of color;
- 4. requirements that hazardous waste generators safely store waste on-site where it is generated until a viable solution is found; and
- 5. all communications, assessments, and studies must be translated into Spanish and other appropriate languages based on the affected communities' demographics.

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We stand with the residents and workers of Kettleman City who have already paid a higher price for the rest of us, just because they live next to, or work at, a hazardous waste landfill. We expect DTSC to stand with them too, and to take the same kind of courageous stand it has made with the Safer Consumer Products regulations.

10

Please let me know if you have questions or wish to discuss our recommendations in more detail.

Yours truly,

Kathryn Alcántar
CHANGE Campaign Director

336-387

October 9, 2013

Debbie Raphael
Director
Department of Toxic Substances Control
Sacramento, CA 95814

Director Raphael,

We the undersigned organizations are united in calling on the California Environmental Protection Agency/Department of Toxic Substances Control to deny permits to expand Chemical Waste Management's Kettleman Hills hazardous waste and PCB landfill.

1

DTSC's issuance of a draft permit to expand the violation-plagued Chemical Waste Management Kettleman Hills hazardous waste landfill in the farmworker town of Kettleman City is a violation of environmental justice and the civil rights of the people of color and Spanish-speaking residents of Kettleman City.

It is unacceptable that the State issued the draft permit despite years of violations, racial discriminatory processes, flawed studies, the state's own CalEnviroScreen tool ranking Kettleman City in the top 10% impacted zip codes in the state, and your own admission that Kettleman City is one of the most vulnerable communities in the state.

2

The residents of Kettleman City continue to suffer high rates of unexplained birth defects, infant deaths and childhood cancer, yet the expansion of the landfill would expose residents to decades of increased toxic pollution including breathing the emissions from hundreds of toxic waste trucks every day.

3

In the last few years, Chem Waste has been cited for violations including years of illegal disposal of hazardous wastes and PCBs, years of failing to conduct some of the required monitoring, failing to report 72 spills of hazardous waste over a four year period, and faulty laboratory results.

4

These chronic violations clearly are grounds for a permit denial, yet the state's decision to issue a draft permit sends a message to polluters that they can violate their permit dozens of times as Chem Waste has, yet still get new permits.

The State's decision also relies heavily on and incorporates into its decision Kings County's Environmental Impact Report that was approved in 2009 with the use of police dogs, police intimidation and racially discriminatory rules that gave Spanish-speaking residents half the time to testify as was given to white employees shipped into the county to pack the "public hearing" held by Kings County. This Jim Crow-style racism makes a mockery of the state's alleged commitment to environmental justice, is a blatant violation of civil rights, and DTSC's use of the county's EIR is an affront to justice.

5

To add insult to injury, DTSC also cites to various incentive programs and the US Environmental Protection Agency Environmental Justice Small Grant Kettleman City received in its Environmental Justice Analysis as grounds to support granting Chem Waste its permit. This is unacceptable. As the State provides more funding for highly impacted communities to remediate past disparities based on the CalEnviroScreen tool, this cannot be used as grounds to permit additional disproportionate impacts. The goal of the tool and of those who participated in its creation is to reduce impacts in these highly impacted communities.

We therefore call on DTSC/Cal EPA to comply with your legal mandates, deny the permit to expand this violation-plagued hazardous waste landfill, and uphold the rule of law and justice for all.

Please include this letter as official comments in opposition to the issuance of the draft permit.

For environmental health and justice,

ACT for Women and Girls

Erin Garner-Ford, Executive Director
Visalia, CA

Asamblea de Poder Popular de Gonzales

Roberta Camacho
Gonzales, CA

Asian Pacific Environmental Network

Miya Yoshitani, Associate Director
Oakland, CA

Association of Irrigated Residents

Tom Frantz, President
Shafter, California

Bay Area Environmental Health Collaborative

Rosina Roibal, Coordinator
Oakland, CA

Bay Area Health 880 Communities

Wafaa Aborashed, Executive Director
San Leandro, CA

Breast Cancer Action

Joyce Bichler, Deputy Director
San Francisco, CA

California Environmental Justice Alliance

Amy Vanderwarker, Co-coordinator
Oakland, CA

Californians For Justice- Fresno Region

Ernesto Saavedra and Angelica Lemus, Organizers
Fresno, CA

California Prison Moratorium Project

Debbie Reyes, Executive Director
Fresno, CA

California Safe Schools

Robina Suwol
Founder & Executive Director

Center for Community Action and Environmental Justice

Penny Newman, Executive Director
San Bernardino, CA

Center on Race, Poverty and the Environment

Caroline Farrell, Executive Director
Delano, CA

Clean Water and Air Matter (CWAM)

Renee Nelson, President
Kern County, CA

Comite Civico Del Valle

Luis Olmedo, Executive Director
Imperial Valley, California

Committee to Bridge the Gap

Daniel Hirsch, President
Ben Lomond, CA

Communities for a Better Environment

Bill Gallegos, Executive Director
Los Angeles, CA

Consumer Watchdog

Liza Tucker, Consumer Advocate
Santa Monica, CA

Del Amo Action Committee

Cynthia Babich, Founder and Director
Rosamond, CA

East Bay Alliance for a Sustainable Economy (EBASE)

Nikki Fortunato Bas, Executive Director
Oakland, CA

East Yard Communities for Environmental Justice

Angelo Logan
Commerce, CA

El Pueblo Para El Aire y Agua Limpia/People for Clean Air and Water of Kettleman City

Maricela Mares Alatorre
Kettleman City, CA

Energy Justice Network

Mike Ewall, Esq., Founder & Director
Washington, DC

Environmental Health Coalition

Diane Takvorian, Executive Director
San Diego, CA

Environmental Justice Air Quality Coalition

Marie Harrison
San Francisco Bay Area

Environmental Justice Coalition for Water

Colin Bailey, Executive Director
Sacramento, CA

Equal Justice Society

Eva Patterson, President
San Francisco, CA

Fresno Brown Berets

Juan R. Avitia
Fresno, CA

Fresno Metro Ministry

Sarah Sharpe, Co-Director
Fresno, CA

Global Alliance for Incinerator Alternatives

Monica Wilson, U.S. Coordinator
Berkeley, CA

Global Community Monitor

Denny Larson, Director

Grayson Neighborhood Council

John Mataka
Grayson, CA

Greenaction for Health and Environmental Justice

Bradley Angel, Executive Director
San Francisco and Kettleman City

Huntersview Mothers and Fathers Committee for Health and Environmental Justice

Tessie Ester, President
Bayview Hunters Point, San Francisco, CA

Indigenous Environmental Network

Tom Goldtooth, Executive Director
Bemidji, Minnesota

Just Transition Alliance

Jose Bravo, Executive Director
San Diego, CA

La Cuna de Aztlan Sacred Sites Protection Circle

Alfredo Figueroa, Director
Blythe, CA

Los Angeles Environmental Justice Network

Cynthia Babich, Coordinator
Los Angeles, CA

LUCA (Latinos Unidos Concientizados al Ambiente)

Mario Talavera
Fresno, CA

Mexican American Political Association

Juan R. Avitia, President
Fresno, CA

Physicians for Social Responsibility, Los Angeles

Martha Dina Arguello, Director
Los Angeles, CA

PODER

Antonio Diaz, Organizational Director
San Francisco, CA

Regional Asthma Management & Prevention (RAMP)

A Project of the Public Health Institute
Azibuike Akaba, Policy Analyst
Oakland, CA

San Joaquin Valley Latino Environmental Advancement Project

Rey Leon, Director

Fresno, CA

Sierra Club Tehipite Chapter

Gary Lasky, Conservation Chair

Fresno, CA

Silicon Valley De-Bug

Charisse Domingo

San Jose, CA

Tri Valley CAREs/Citizens Against a Radioactive Environment

Marylia Kelly, Executive Director

Livermore, CA

Valley Improvement Projects

Emiliano Mataka

Modesto, CA

West Berkeley Alliance for Clean Air and Safe Jobs

Janice Schroeder, Core Member

Berkeley, CA

West County Toxics Coalition

Henry Clark, Executive Director

Richmond, CA

West Oakland Environmental Indicators Project

Brian Beveridge, Co-Director

Oakland, CA

Youth United for Community Action

Annie Loya, Executive Director

East Palo Alto, CA

Mr. Wayne Lorentzen,

388-490

Basta que otros grupos de a fuera representen a nuestra comunidad y usen nuestra comunidad para sus beneficios. Nosotras como residentes hemos colectado firmas de residentes que apoyan a Waste Management. Estas firmas no fueron colectadas por grupos pagados que vienen de fuera.

Enough of outside groups representing our community and using our community for their own benefits. We as residents have collected signatures from residents that support Waste Management. These signatures have not been lected by paid groups who come from outside.

Rosa Maldonado

Guiseldi Garcia Rodriguez

Maria Barrera

Wendy Ascencio Ramos

Mr. Wayne Lorentzen,

388-490

Basta que otros grupos de a fuera representen a nuestra comunidad y usen nuestra comunidad para sus beneficios. Nosotros como residentes hemos colectado firmas de residentes que apoyan a Waste Management. Estas firmas no fueron colectadas por grupos pagados que vienen de fuera.

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Rosa Maldonado

Guisela Garcia Paz.

Maria Barrera

Wendy Arcenio Ramos.

388-490

T0086-041 KETTLEMAN COMMENTS

PG. 1

Mr. Wayne Lorentzen,

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We as residents have collected [sic] signatures of residents that support Waste Management. These signatures were not collected by paid groups that come from outside.

Rosa Maldonado

Maria Barrera

Guiselda [sp?] Garcia R[illegible]Wendy Ascenas [sp?] Ramos

PG. 2

Waste Management has been available to answer any questions and has maintained open communication with me. I trust and support your continuation of business at the Kettleman Hills Facility.

388-490

Mr. Wayne Lorentzen,

Basta que otros grupos de a fuera representen a nuestra comunidad y usen nuestra comunidad para sus beneficios. Nosotros como residentes hemos colectado firmas de residentes que apoyan a Waste Management. Estas firmas no fueron colectadas por grupos pagados que vienen de fuera.

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Rosa Maldonado

Guisele Garcia Pdz.

María Barrera

Wendy Ascencio Ramos.

Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicaci3n abierta con migo. Yo confi3 y apoyo su continuaci3n de negocio en la instalaci3n de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	José Luis	209-7th St	Kettleman	CA	93239	386-5761	
2.	Esperanza Pina	317 Cortez St	KC	CA	93239	8028380	
3.	JUAN RAMIREZ	400 King St	"	"			
4.	FRANCISIB BARRERA	300 7th	"	"			
5.	Rubén Barrera	300 7th	Kettleman City	CA	93239		
6.	Mike Suter	116 Fried	"	"			
7.	BARBARA HERNANDEZ	205 WINDY ST.	KETTLEMAN CITY	CA	93239		
8.	Roman Estrada	235 2nd	"	"			
9.	Javier Cruz	9th street.	Kettleman City	CA	93239		
10.	Enrique Guzman	741 Kings Ct	Kettleman City	CA	93239	5723543	
11.	Edgar Guzman	741 King St	Kettleman City	CA	93239	(559) 530-13-13	
12.	Jhuz A Chavez-Andrade	321 4th St	Kettleman City	CA	93239	(559) 836-0570	
13.	Armonia Heredia	201 5th St	Kettleman City	CA	93239	(559) 500-1-0369	
14.	Enrique Guzman Tr.	208-5th St.	Kettleman City	CA	93239	(559) 362-7138	

Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicación abierta con migo. Yo confió y apoyo su continuación de negocio en la Instalación de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Virginia Arana	110 Edward st	Kettleman city	CA	93239	206 92-45	
2.	Ana Saizaga	404 Millham	Kettleman city	CA	93239	5	
3.	Wendy Ascenso Ramos	108 5th St Edwards	Kettleman city	CA	93239	557-572-8837	sami.princess79@hotmail.com
4.	Claudia Villareal	200 W St Edwards	Kettleman city	CA	93239	558-572-2874	
5.	Beatriz Barboza	314 St	Kettleman city	CA	93239	559-804-2654	
6.	MARCIALA Flores	314 St	Kettleman city	CA	93239	554-3014-78	
7.	Marialuisa	301	Kettleman city	CA	93239	386 1046	
8.	Liane Acarado	2049th st.	Kettleman City	CA	93239	559 572 7493	
9.	KATHN DOMINGUEZ	500 general padilla	Kettleman city	CA	93239	559 107-4293	
10.	SALVADOR PADILLA	225 BECKY PEACE	Kettleman city	CA	93239	309 7223	
11.	BEA FLORES	"225 BECKY PEACE"	"Kettleman City"	"CA"	93239	707-7066	
12.	Raymond Sanchez	559-816 8904	Kettleman city	CA	93239	559-	
13.	David Sanchez	559-8366777	Kettleman City	CA	93239		van.dam@hotmail.com
14.	Claudio	408-516-6460	Kettleman City	CA	93239		

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	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Griselda Garcia	215 6th St.	K.C.	Ca	93239	830-1040	n/a
2.	Carlos Solorio	221 W. Merced 1444 Chimney Crest	Avenal Lemoore	CA	93204	816-5027	n/a
3.	Jose B. Conejo	2256th St	K.C.	CA	93245	410-2620	n/a
4.	Julia Rodriguez	225 457	K.C.	CA	93239	362-8836	n/a
5.	Marta Rodriguez	225 657	K.C.	CA	93239	—	—
6.	Julia Rodriguez	—	—	—	—	—	—
7.	Luis Andrade	215 6th St.	K.C.	CA	93239	—	—
8.	Eloy Andrade	KING ST.	KC	CA	93239	386-1239	—
9.	Jesus Navarro	225 3rd st	K.C.	CA	93239	—	—
10.	Aberto Navarro	225 3rd st	K.C.	CA	93239	—	—
11.	CARLOS A. SOLORIO JR,	221 W. MERCED	Avenal	CA	93204	904-0419	n/a
12.	Michael Navarro	111 King St.	K.C.	CA	93239	3	—
13.	Jose Navarro	111 King St.	K.C.	CA	93239	—	—
14.							

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	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Mania Barrera	124 Friend St	Kettleman City	CA	93239	(559) 904-3735	
2.	Amal Aranda	205 8th St	Arthran City	CA	93259	559 7071185	
3.	Miguel Maldonado	118 Rocky Pass St	Kettleman City	CA	93259	(559) 550-6785	
4.	JOSE ESPERANZA	601 General Polanco	"				
5.	JOSE R AVILES	313 90 Street	Kettleman City	CA	93239	(559) 309-0484	HOME
6.	JUVENTO CARDENA	313 90 Street	Kettleman City	CA	93239	(559) 309-0484	HOME
7.	JOSE CRUZ ALANIZ	205 9 Street	Kettleman	CA	93229		
8.	Alfo Galvan	"	"				
9.	Barbara	"	"				
10.	Jose Cardenas	120 6th St.	"				
11.	Felipe Nolasco	205	Kettleman City	CA	93239	(559) 272-8534	
12.	Abel Estrada	"	"				
13.	Guadalupe Garcia	401 9th	"				
14.							

Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicación abierta con miigo. Yo confió y apoyo su continuación de negocio en la Instalación de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Angel: Castro	107 General Patton	Kettleman City	CA	93239	386 1851	
2.	Becky Ayala	208 4th	Kettleman City	CA	93239	386-9531	
3.	Salvador Ramirez	221 Second St	Kettleman City	CA	93239		
4.	Hilda Garcia	221 Second St	Kettleman City	CA	93239		
5.	Margarita Navarro	225 3rd St	Kettleman City	CA	93239	836 3921	
6.	Rosa Maldonado	125 5th St	Kettleman City	CA	93239	386-5840	
7.	Christian Ramirez	111 Maude St	Kettleman City	CA	93239	572-5799	
8.	Sally Salinas	108 King St	Kettleman City	CA	93239	415-0698	
9.	Rosemary	108 King St	Kettleman City	CA	93239	415-0698	
10.	Yvonne Medina	209 First St	Kettleman City	CA	93239	362-2937	
11.	Blanca	212 5th	Kettleman City	CA	93239	904-5306	
12.	Jose Gutierrez	110 Edward St	Kettleman City	CA	93239	386-9245	
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Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicacion abierta con migo. Yo confió y apoyo su continuacion de negocio en la Instalacion de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	LEDE GARCIA	733 Kings St	Kettleman city	CA	93239	559-386-9930	
2.	Marillo Andrade	733 Kings St	Kettleman city	CA	93239	559 386 9930	
3.	Karla Andrade	733 Kings St	Kettleman city	CA	93239	559 386 9930	
4.	WALTERA SALAZAR	428 9th St	Kettleman City	CA	93239	559-210-5108	
5.	Stephanie Salazar	428 9th St	Kettleman City	CA	93239	569-210-5108	
6.	Jennifer Cruzman	741 Kings St	Kettleman city	CA	93239	559-386-4448	
7.	Rodrigo Alvarez	604 Kings St	Kettleman city	CA	93239	559-530-6735	
8.	Roberto Hilias	791 King St	Kettleman city	CA	93239	559-386-4448	
9.	Jesus R Guzman	741 King St	Kettleman city	CA	93239	559-572-9368	
10.	MARGARITA GUERRA	ST 314	Kettleman city	CA	93239	559-237-52	
11.							
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Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicacion abierta con migo. Yo confio y apoyo su continuacion de negocio en la instalacion de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Gloria Cruz	100 9th street	Kettleman City	Ca.	93239	386 01 18	
2.	José D. Ortiz	206 E Guar	Kettleman City Ca.		93239	3318992	
3.	Yovani Caudes	700 EDUAR ST	Kettleman City Ca		93239	904 3106	
4.	Rafael Rodriguez		Kettleman City Ca		93289	661927-412-20	
5.	Martín Herrera		Kettleman City		93239	313 21609	
6.	Araceli Gomez	318 St G	Kettleman City		93239	386.4574	
7.	Maria Quares	500 Robinson St	Kettleman City		93239	217-76-15	
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Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicación abierta con migo. Yo confió y apoyo su continuación de negocio en la Instalación de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	Barada Maldonado	135 5th Street	RC	CA	93239	559-386-9573	
2.	Helenita Maldonado	135 5th Street	Kettleman City	CA	93239	559-386-9573	
3.	Mmmmm Diego	113 3rd Street	Kettleman City	CA	93239	-	
4.	Emilio Vega	113 3rd St.	Kettleman City	Ca	93239	-	
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14.							

Waste Management ha estado disponible para contestar cualquier pregunta y ha mantenido una comunicacion abierta con migo. Yo confio y apoyo su continuacion de negocio en la instalacion de Kettleman Hills. Waste Management has been available for questions and has kept an open communication with me. I trust and support their continued business at the Kettleman Hills Facility.

	Name	Address	City	State	Zip Code	Phone # (optional)	Email Address
1.	SABER M. MONTANA	1117 S. SANDRIN	AVILA	CA	93904	8168061	
2.	Abdul Alhazeb	1681 Ave 261 Tulare	Tulare	CA	93224	(559) 558-6009	
3.	Asor y Kassim	100 E Fresno St	Avenal	CA	93201	(559) 9048260	
4.	and	308-10th St	Avenal	CA	93201	559 3864648	
5.	AMBER MARTIN	200 E BRISBEE	Avenal	CA	93201	559 3861058	
6.	Melba Lopez	301 W Mendota	Avenal	CA	93214	559 3861058	
7.	Alvarez, Rosa	5525 Glenn Ave #3	Coalinga	CA	93210		
8.	Christina Lopez	Yembarca	504e Glenn	CA	93210	559 633 0724	
9.	Alexandra Lopez	410 E Monterey	AVENAL	CA	93204	559 284-2537	
10.	Jill Park	225 3rd St	Red Bluff	CA	93239	559-362-4588	
11.	Angelica Lopez	3574 Ave 54	Alpaugh	Ca	93201		
12.	and	5946 Billing Rd	Alpaugh	Ca	93201		
13.							
14.							

STATE CAPITOL
P.O. BOX 942849
CRAMENTO, CA 94249-0097
(916) 319-3965



Assembly
California Legislature

ASSEMBLY COMMITTEE ON
ENVIRONMENTAL SAFETY AND TOXIC MATERIALS

LUIS A. ALEJO, CHAIR
ASSEMBLYMEMBER, TWENTY-EIGHTH DISTRICT

MEMBERS
VICE CHAIR, JEFF MILLER
NORA CAMPOS
WESLEY CHESBRO
MIKE DAVIS
TIM DONNELLY
MIKE FEUER
BONNIE LOWENTHAL
MIKE MORRELL

October 9, 2013

Debbie Raphael
Director
California Department of Toxic Substances Control
1100 I Street
Sacramento, Ca 95814

Dear Director Raphael:

As the Chairman of the Assembly Environmental Safety and Toxic Materials Committee, I have a number of serious concerns regarding the California Department of Toxic Substances Control (DTSC) actions at the Kettleman Hills Hazardous Waste Facility and must oppose the proposed facility expansion. The operation of this hazardous waste landfill has both statewide importance and an immediate effect on the surrounding community. Our management of hazardous waste and how we protect our poorest members of society in rural communities reflects on all of us as a state.

DTSC has proposed a Class 3 permit modification to expand the Chemical Waste Management Kettleman Hills Facility landfill unit, which sits three and a half miles southwest of Kettleman City. The permit modification, if approved, will increase the amount of hazardous waste Chemical Waste Management can place at the landfill. This modification adds about 14 landfill acres and increases the capacity by approximately 5 million cubic yards. The effect of this expansion would add an estimated 4.6 billion pounds of toxic waste to this Kings County site.

There are two fundamental statewide issues of concern with this proposed permit expansion. The failure of DTSC to adequately address these issues makes the proposed permit action unwarranted and inappropriate.

Failure to consider long-term statewide hazardous waste disposal capacity needs

The permitting process has failed to provide a useful review or consideration of the needed state capacity for hazardous waste disposal in California. DTSC has identified the need to reduce the overall hazardous waste generation in California by the year 2025. Specifically, DTSC's goal is to reduce the estimated waste production from the current levels of 1.7 million tons of hazardous waste generated every year by 50% by 2025. The 50 percent waste reduction goal and the draft permitting decision are closely related. Of the current 1.7 million tons generated, an estimated 933,000 tons are currently disposed of at existing facilities. One of the fundamental stated



Ms. Debbie Raphael
Page 2
October 9, 2013

reasons underlying the permitting of this facility by DTSC is the need to secure additional disposal capacity. To date, DTSC has not justified their recommended facility permit modification on a finding of additional capacity needs.

2

Failure to Enforce Environmental Justice Standards

The Department did not mitigate the potential effects on the community from the additional environmental burden on the community nor has it adequately considered the potential cumulative environmental effects on the people of Kettleman City. The California Environmental Protection Agency has released a new study that evaluated pollution, poverty and other facts and found that Kettleman City is one of the most vulnerable communities for pollution in the entire state. California must find a way to protect its most negatively impacted communities. While DTSC has talked about the need for environmental justice the permitting process has simply failed to put forward a plan of action for impacted communities like Kettleman City. DTSC performed an Environmental Justice analysis but failed to take action to address the clearly adverse conditions that affect the people of Kettleman City. The need for environmental justice requires that the permitting agencies consider the cumulative effect of expanded facilities on the people of Kettleman City. The limited step to regulate the new truck traffic fails to meet the mandate or spirit of the State's commitment to environmental justice.

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If the State of California meets its goals of reducing waste to less than 500,000 tons per year it is not known how the additional 5 million cubic yards of capacity will be needed at Kettleman Hills. The expansion of landfill capacity is likely to have the effect of reducing the costs of disposal and act as a disincentive to reaching the state's 50% hazardous waste reduction goal.

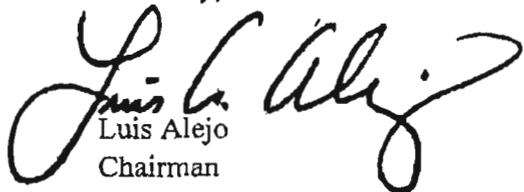
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The expansion of the Kettleman Hills facility provides the possibility of unlimited trucks delivery waste to this facility. This lack of enforceable daily, monthly or yearly limits on waste disposal opens the community up to a potential massive influx of hazardous waste.

I share your concern that permitting hazardous waste facilities is not a long-term and sustainable way to protect the public and our environment. Thank you for your attention to these important considerations in this permit process and I look forward to working with you on this important issues.

8

Sincerely,


Luis Alejo
Chairman

492

Lorentzen, Wayne@DTSC

From: Catherine Garoupa White <cgaroupa@ucdavis.edu>
Sent: Thursday, October 10, 2013 4:10 PM
To: Lorentzen, Wayne@DTSC
Subject: Chem waste permit in Kettleman City

Do not permit an expansion to the dump. KC and the Valley already have enough toxic trash from other places! The local community does not benefit and we pay with our health. Side with public health, protect the people, deny the expansion!

Sincerely, Catherine Garoupa White

493

Lorentzen, Wayne@DTSC

From: Flora E. Lu <floralu@ucsc.edu>
Sent: Thursday, October 10, 2013 2:15 PM
To: Lorentzen, Wayne@DTSC
Subject: Kettleman City

I am writing to encourage you to deny the permit to Chem Waste to expand their hazardous waste facility at Kettleman City. The people of this community deserve a healthy environment, and the burden of our consumptive lifestyles should not be disproportionately borne on the most vulnerable and marginalized of our society.

Thank you.

Flora Lu
Associate Professor
Environmental Studies
UC Santa Cruz
<http://people.ucsc.edu/~floralu/Welcome.html>

Mailing Address:
Mailstop: Environmental Studies
1156 High Street
Santa Cruz, CA 95064

Email: floralu@ucsc.edu
(Office, Nat Sci II room 479) 831-459-2034
(Lab, Nat Sci II room 407) 831-459-2497
(Fax) 831-459-4015

STATE CAPITOL
P.O. BOX 942849
SACRAMENTO, CA 94249-0032
(916) 319-2032
FAX (916) 319-2132

Comment Page 376 of 1672

Assembly
California Legislature

494



RUDY SALAS, Jr.
ASSEMBLYMEMBER, THIRTY-SECOND DISTRICT

COMMITTEES
ACCOUNTABILITY AND
ADMINISTRATIVE REVIEW
GOVERNMENTAL ORGANIZATION
VETERANS AFFAIRS

SELECT COMMITTEES
CHAIR, REGIONAL APPROACHES
TO ADDRESSING THE STATE'S
WATER CRISIS
CHAIR, WORKFORCE AND
VOCATIONAL DEVELOPMENT IN
CALIFORNIA
CALIFORNIA'S HIGH TECHNOLOGY
COMMUNITY COLLEGES
PRIVACY

October 11, 2013

Deborah O. Raphael, Director
California Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95814-2828

Dear Director Raphael,

I am writing in support of your department granting a permit to Waste Management Kettleman Hills Facility so that they may continue to operate the B-18 hazardous waste landfill. With your oversight, this facility can continue to be a good community partner and stewards of the safest and best environmental practices in their industry. As you know, this facility treats and disposes of hazardous waste from businesses, government, and the public throughout the State of California.

In addition, this facility provides good paying jobs in Kings County and has the potential to create even more in the future. Further, this facility contributes millions of dollars to the local economy annually through local taxes, fees, local purchases, and charitable contributions.

Thank you for your consideration. Should you have any questions or concerns, please contact me or Gilbert Felix in my Kings County office at (559) 585-7170.

Sincerely,

RUDY SALAS
Member of the Assembly
32nd District

RS:gf

cc: David Warner, Director of Permit Services
San Joaquin Valley Unified Air Pollution Control District

Daniel L. Carlson, Senior Engineering Geologist
Central Valley regional Water Quality Control Board

DISTRICT OFFICE: KERN COUNTY DISTRICT 1430 TRUXTUN AVENUE, SUITE 803 • BAKERSFIELD, CA 93301 • (661) 335-0302 • FAX (661) 335-0361
KINGS COUNTY DISTRICT 113 COURT STREET, SUITE 201 • HANFORD, CA 93230 • (559) 585-7170 • FAX (559) 585-7175



Printed on Recycled Paper

Lorentzen, Wayne@DTSC

From: smittie01@verizon.net
Sent: Saturday, October 19, 2013 8:56 AM
To: Lorentzen, Wayne@DTSC
Subject: DENIAL OF THE PERMITEXPANSION OF THE CHEMICAL WASTE MANAGEMENT IN KETTLEMAN HILLS

Dear DTSC,

I am a public health student in Pennsylvania. I will be presenting this story in my Environmental class in a call to action on 10/22. Please know that outside of California the world is watching the outcome of this debate. **I am confident that you will halt this expansion!** I am also confident that you will clean up this environment of the existing threats to human health and never allow this to happen to disproportionate populations again.

Here is to you, to do the right thing for the entire cities surrounding Kettleman.
Demanding environmental justice,
Roslyn Smith

496



**Department of Toxic Substances Control
Comment Form for the Kettleman Permit Modification**

Please include your name and mailing address. DTSC will mail a response to all comments to you after the end of the public comment period. Please present this form to any DTSC representative at the meeting or mail to:

California Department of Toxic Substances Control

**Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826**

PLEASE PRINT

Name Bertha Pimentel

Mailing Address P.O. Box 443

City Kettleman City State CA Zip Code 93239

Comments:

As human beings that we are, definitely we
deserve some respect. This comment section
is not sufficient to name all diseases common
within this little town. I will limit myself to
name them A-Z. In sum, what our small
community is begging for is plain and simple.
We need clean potable water, free of high levels
of arsenic and other elements and clean air,
free of pesticides. We do not need
additional toxic sources which are slowly
harming our health leading to a silent
decline of our overall being.



Central California Environmental Justice Network

October 22, 2013

Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95812-0806

RE: Proposed Draft Permit to the Expansion of the Kettleman Hills Facility in Kings County

Central California Environmental Justice Network (CCEJN) would like to submit the following comments on behalf of our resident members in Kings County and the San Joaquin Valley. In addition to the comments in this document, we incorporate into our concerns those comments raised by Greenaction for Health and Environmental Justice and Center on Race, Poverty and the Environment.

1

CCEJN urges DTSC to revoke the draft permit modification to the Kettleman Hills Facility located at 35251 Old Skyline Road, Kettleman City, CA 93239. CCEJN makes this demand based on 3 main principles: (I) the faulty process that DTSC engaged in while considering this permit modification—including the issuance of a problematic Environmental Justice Review; (II) the extensive history of violations committed by Chemical Waste Management in this facility; and (III) problematic implications and misuse of logic and ethical practice, as stated in the Findings of Fact and Statement of Overriding Considerations prepared by DTSC in regards to the CEQA Addendum in the Final Subsequent Environmental Impact Report.

I. Faulty Process as DTSC Considered this Permit Modification

In July 2013, DTSC made the announcement of the proposed draft permit modification and announced a public hearing for August 27, 2013. The announcement came alongside a commitment set forth by DTSC to reduce the hazardous waste produced by the State of California by 50% by the year 2025. As DTSC sent this notice, they failed to notify all of the interested parties in the list that DTSC has promised to notify for years. Due to this violation DTSC released a second announcement in August rescheduling the hearing for September 18, 2013 and a newly scheduled comment period that would culminate on October 11, 2013. This notice was contested by Greenaction for Health and Environmental Justice because of its failure to provide notice in both English and Spanish, a serious infringement to fair practice processes considering that the demographic population of Kettleman City is 96.1% Latino and has 23.6% linguistic isolation of monolingual Spanish speaking households.¹ The result of the problematic notification process, is inadequate public participation during the hearing or the comment period. DTSC was unsuccessful at engaging a considerable amount of residents in this decision hearing and thus following through with an expansion permit would be done so with a legitimate disregard for the voice of the people of Kettleman City.

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Furthermore, the Environmental Justice Review of June 2013 does little to alleviate the concerns of the environmental justice group in regards to this expansion. In the EJR DTSC admits that “siting of the facility in a low-income Latino community [is] an environmental justice concern” especially if there are already “multiple environmental pollution burdens borne by the Kettleman City community, and the presence of poverty, language barriers and other factors which tend to make

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¹ California Environmental Screening Tool (2012): California Environmental Protection Agency and Office of Environmental Health Hazard Assessment

those people vulnerable to the impacts of pollution.² According to the assessment and admittance of DTSC, OEHHA, and Cal-EPA, Kettleman City is an overburdened community as specified above. In fact, the Department of Public Health even conducted a study in 2010 looking at birth defects, in it, they conclude that the number of children with birth defects exceeds the number expected based on historical pattern during the period of study. This, even though, the mothers interviewed did not use alcohol, drugs or tobacco during pregnancy, and other family medical factors are unlikely to explain the increment.³ The study did not establish a cause for the birth defects mainly because the observed birth defects did not represent a unique pattern and thus cannot be expected to come from a "common underlying cause." However, the array of chemicals that the KHF processes in a regular basis is vast, it seems obvious that it is possible that these birth defects can come from underlying exposure to different chemicals managed by this facility based on leaks or spills at different times. At the time of the report DPH supported sampling for indoor pesticide exposure as potential cause for birth defects, when the U.S. EPA investigated in 2011, they found that residents are in fact exposed to pesticides, but not at levels that would present significant health risk.⁴ Much like DPH supported a study on pesticides we expect that DTSC would engage in an extensive investigation that would study different chemicals and combinations of chemicals seen in hazardous waste at different concentration based on the amount of waste transported and admitted to KHF, before permitting an expansion. Such an investigation can cross reference chemicals with medical records and find if there is any health risk correlation. Such a study would be stronger basis for permitting an expansion as opposed to the current Environmental Impact Report or the Environmental Justice Report which lack data and scope.

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Because of the extensive lack of data, there is a possibility that DTSC will be willingly and actively hurting the people of Kettleman City. In the proposed mitigation standards put forth in the Environmental Justice Review DTSC mentions different mitigation projects to validate this expansion. However, it is inexcusable that access to healthcare is not one of the proposed mitigation methods. Bringing a clinic with the ability to conduct medical testing and preventative treatment at low cost would directly benefit the people of Kettleman City. Also, the operation of a clinic can solidify the accessibility to aggregate medical records and symptoms that will aid in identifying the common underlying cause for the disproportionate cases of illness and birth defects in Kettleman City. Without this crucial mitigation method, CCEJN cannot fathom how DTSC can in good faith permit this expansion.

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II. Extensive History of Violations

On March 27, 2013 DTSC fined Chemical Waste Management \$311, 194 for the company's failure to notify DTSC of 72 spills in a 4 year period. In the press release Brian Johnson, DTSC Deputy Director of Enforcement is quoted as saying "[t]his is a significant fine that underscores our commitment and send a clear message to communities that DTSC will protect violations of the hazardous waste control laws."⁵ However, a few months later, DTSC sent a stronger message by approving the draft permit modification. That message tells communities and other polluting agencies that DTSC has no

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² Department of Toxic Substances Control; Environmental Justice Review (2013).

³ California Environmental Protection Agency, California Department of Public Health: Investigation of Birth Defects and Community Exposures in Kettleman City, CA. December 2010.

⁴ United States Environmental Protection Agency: Kettleman City Indoor Pesticide Sampling Status Update. November 2011.

⁵ News Release: DTSC Announces Substantial Fine for Kettleman Facility. Department of Toxic Substances Control March 27, 2013.

will to hold polluters accountable, and lacks the structural backbone to protect the residents of California. Perhaps even more troubling is the statement on the same March 27 notice that states that “[b]ased upon DTSC’s review of the facility’s monitoring records and the facility’s documentation DTSC has no evidence to suggest that any of the 72 spills posed any danger to nearby communities or the environment.⁵” That statement is oxymoronic at best given that it is placed on a notice that inherently discredits the facility’s documentation process and places a negative view on the intentions of the company to comply with the law. What kind of accountability does DTSC demand if it trusts the source of unreported violations with unreported violation details? The Kettleman Hills Facility has proven disregard for following the process of the law, especially since this isn’t an isolated notice. In May 20, 2011 we saw a similar notice informing the public that DTSC had fined CWM-KHF \$46,000 and US EPA had fined them \$300,000 for a failure to report releases of hazardous waste including failing to properly manage PCB’s⁶. On a notice dated November 15, 2012, Brian Johnson, DTSC Deputy Director of Enforcement speaks about the 72 spills saying “[i]t is troubling to me that Chemical Waste Management violated their current permit by not reporting these spills to DTSC, particularly after having been down this road with them a year ago.⁷” It is even more troubling to us that DTSC would grant this permit expansion given the history of violations of this facility. CCEJN absolutely rejects the idea that violations do not represent a threat to communities, and instead believe that all violations represent a threat to communities and human life. It is almost fraudulent that DTSC would rely on documentation from KHF to assess the threat of violations, after DTSC has discredited the KHF documentation and notification process by fining them because said process does not comply with the law. Those reasons combined with the historic disregard of KHF to comply with regulations should be enough to revoke all of the permits that this facility holds, and of course merit the denial of an expansion.

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III. Problematic Implication and Misuse of Logic and Ethical Practice on Findings of Fact and Statement of Overriding Consideration.

DTSC considered a CEQA addendum and environmental checklist as part of the additional capacity proposed by the draft permit that KHF will operate. Among other things, the increased capacity adds 5 million cubic yards of operating space for Kettleman Hills expanding the B-18 unit footprint from 53 acres to 67 acres. Kings County and DTSC thus set forth an updated Final Subsequent Environmental Impact Report (FSEIR). After considering those documents DTSC as the Responsible Agency for the project “determined that no new significant effects would result from the changes included in the B-18 expansion phased approach and that these changes did not constitute a “substantial change” to the Project that would require “major revisions.⁸” However, even without the “major revisions” Kings County concluded that the expansion would have “significant and unavoidable impacts” to “air quality, greenhouse gas, lifetime cancer risk under a hypothetical worst case scenario at the Facility property boundary for toxic air contaminants, and transportation.⁸” Based on those factors both Kings County and DTSC adopt a Statement of Overriding Considerations for these impacts. CCEJN urges DTSC to revoke this SOC based on illogical considerations and problematic use of ethics for justification. As cited by DTSC, the California Health and Safety Code Section 25135, subdivision (a)(5) states that the “[s]afe and responsible management of hazardous

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⁶ News Release: DTSC Issues Hazardous Waste Enforcement Order to Kettleman Facility; Department of Toxic Substances Control. May 20, 2011.

⁷ News Release: DTSC Cracks Down on Kettleman Facility for Failing to Report Hazardous Waste Spills; Department of Toxic Substances Control. November 15, 2012

⁸ California Department of Toxic Substances Control: California Environmental Quality Act Findings of Fact and statement of Overriding Considerations. July 2013.

wastes is one of the most important environmental problems facing the state.⁹ CCEJN is inclined to agree with the code, however, it is clear to us that DTSC is not managing hazardous waste in a safe and responsible manner by permitting this expansion. As mentioned in item I and II of these comments, DTSC lacks the ability to say that the KHF is safe, and putting more pollution in an already over-burdened area is the opposite of responsible. DTSC goes on to site subdivision (e) in the code that states that it is a public necessity that “the number of existing hazardous waste facilities be retained to the extent feasible.” However given the violations and disproportionate cases of illness, birth defects and the lack of trustworthy data it becomes clear that it is unfeasible and hazardous to public interest to permit this expansion. DTSC also sites subdivision (f) which states that “the availability of land suitable and capable of being developed as hazardous waste disposal sites is decreasing.” DTSC sites this subdivision but fails to recognize that DTSC views said available land in a way that is inherently problematic. As set forth by the Cerrell report, the California Waste Management Board has always considered available land to be that of undereducated communities, low-income communities and primarily communities of color to site hazardous waste plants.¹⁰ We have seen this in Kettleman City and all 3 communities that hold these plants in California. Finally DTSC cites Section 25146 subdivision (h) arguing that an increase in the distance traveled in order to “properly dispose of hazardous waste encourages illegal dumping.” This is problematic logic to merit an expansion, because illegal dumping is an action punishable by California law and thus should not be used to justify this permit expansion. Perhaps it is common practice for DTSC to choose which laws to enforce but it is illogical to assume the same of all enforcing agencies within the state of California.

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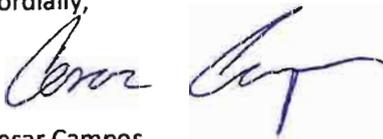
11

Essentially, the fact that DTSC adopts this Statement of Overriding Considerations presents clear ethical problems in how we see overburdened communities. It is and should be unethical in all research, well-being, and law-abiding practices to hurt the well-being of some and justify that action by citing the well-being of a majority, which potentially resulted from the first action. That attitude is incongruent with the principles of environmental justice. In fact that kind of ethical consideration to grant this permit is explicit environmental racism and geographic discrimination.

12

For the reasons detailed above, Central California Environmental Justice Network demands that the Department of Toxic Substances Control deny the proposed permit expansion to Chemical Waste Management for the Kettleman Hills Facility.

Cordially,



Cesar Campos
 Coordinator
 Central California Environmental Justice Network

⁹ State of California; Health and Safety Code; Section 25146. Added by Stats, 1981, Ch.244.

¹⁰Powell, Stephen J, Senior Associate Cerrell Associates, Inc. for California Waste Management Board. *Political Difficulties Facing Waste-to-Energy Conversion Plant Siting*. State of California, 1984.

498



**Departamento de Control de Sustancias Tóxicas
Formulario para comentarios sobre la
Modificación al Permiso de Kettleman**

Favor de incluir su nombre y domicilio. DTSC enviará por correo respuestas a todos sus comentarios al término del periodo de comentarios. Favor de presentar este formulario a cualquier representante de DTSC en la audiencia o envíela por correo a:

Departamento de Control de Sustancias Toxicas de California

**Atencion: Sr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826**

POR FAVOR USE LETRA DE MOLDE

Nombre J.P.

Domicilio P.O. Box 443

Ciudad Kettleman City Estado CA Código Postal 93239

Comentarios:

yo no estoy de acuerdo que les den
el permiso para seguir enterrando
Químicos.-

Queremos agua buena el agua tiene
mucho arsénico y otras cosas.-

y en este pueblo estamos rodeados de
arboles almendros y de otros y fumigan
y todos esos químicos nos caen a
nosotros y cuando corren todo el
Pobes va por el Pueblo

Gracias

498

T0086-039 KETTLEMAN COMMENTS

**Department of Toxic Substances Control
Form to comment on the Kettleman permit modification**

Please include your name and address. DTSC will send responses to all comments at the end of the commentary period by mail. Please present this form to any DTSC representative in the audience or send it by mail to:

Department of Toxic Substances Control

**Attention: Mr. Wayne Lorentzen
8800 Cal Center Drive
Sacramento, CA 95826**

PLEASE PRINT

Name J.P.

Address P.O BOX 443

City Kettleman. City State CA Zip Code 93239

Comments:

I don't agree that you should give them permission to keep burying
chemicals.

We want good water the [sic] water has a lot of arsenic and other things and
in this town we're surrounded by almond trees and others and [they]
fumigate and all of those chemicals fall on us and when [they] harvest all of
the dust goes toward the town.

thank you

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