



Department of Toxic Substances Control



Matthew Rodriguez
Secretary for
Environmental Protection

Barbara A. Lee, Director
8800 Cal Center Drive
Sacramento, California 95826-3200

Edmund G. Brown Jr.
Governor

July 24, 2018

Mr. Mark Bouchard
Director of Environmental Health and Safety
Salk Institute
10010 North Torrey Pines Road
La Jolla, California 92037

EMERGENCY PERMIT FOR TREATMENT OF HAZARDOUS WASTE, SALK INSTITUTE, SAN DIEGO COUNTY, EPA ID: CAD078731668

Salk Institute has requested an emergency permit from the Department of Toxic Substances Control (DTSC) to allow Clean Harbor Environmental Services (CHES) to treat hazardous waste by controlled reaction with a chemical solution. The hazardous waste to be treated consists the following item:

| Description | Quantity of Containers | Hazard Designation | Container Size |
|------------------|------------------------|--------------------|----------------|
| Picric Acid (E1) | 1 | Shock Sensitive | 100 grams |

This chemical is expired and currently being stored at Salk Institute located at 10010 North Torrey Pines Road, La Jolla, California 92037. It has been determined that this chemical may be unstable and should be chemically stabilized as a safety precaution prior to transportation off site by CHES. The treatment of the hazardous waste involves the controlled addition of a solution to the container to reduce the reactive or ignitable characteristics of the chemical.

Once the chemical is treated, it will be transported offsite to a hazardous waste facility. CHES personnel are tentatively scheduled to arrive at the facility between July 30, 2018 and September 28, 2018 to conduct the treatment operation, in an exclusion zone set up and maintained at the location outside the building (see Section 7.0 of the Permit Application).

Based on the authority in Title 22, California Code of Regulations (22 CCR), Division 4.5, Section 66270.61, DTSC finds there to be imminent and substantial endangerment to human health and the environment, and by way of this letter, issues this emergency permit to Salk Institute. The emergency permit is a temporary measure, which allows Salk Institute

to have CHES personnel treat the chemical so it can be safely transported offsite for proper management.

This permit is not transferable to any other party and may not be used in any other capacity or for any other activity. This permit may be revoked by DTSC at any time without process if it is determined that termination is appropriate to protect human health and the environment.

The emergency permit is effective beginning July 30, 2018 and shall expire on September 28, 2018. The treatment activities will be conducted by qualified Reactive Materials Technicians from CHES.

The following requirements are specific conditions of this permit. Failure to comply with any of the following conditions may cause an immediate revocation of this permit pursuant to 22 CCR, section 66270.61(b)(4), and could subject Salk Institute to enforcement action.

1. The treatment of the item mentioned above must be conducted by qualified personnel from CHES and shall take place within the designated exclusion zone as illustrated in the workplan submitted to DTSC by CHES on July 17, 2018. Only CHES Reactive Material Technicians with proper health and safety equipment and attire shall be allowed in the 50' area during the treatment and during the movement of the items from the storage location to the exclusion zone.
2. Salk Institute must have a predetermined route from the storage location to the exclusion zone that allows for unobstructed movement for CHES Reactive Material Technicians. Building Management and occupants must be notified of the treatment activity and any occupants must be moved as needed to meet the requirements of permit condition #1.
3. All items to be treated must be appropriately labeled and marked before CHES personnel arrive to the facility.
4. Salk Institute must notify the Certified Unified Public Agency (CUPA) and local Fire Department that this emergency permit has been issued by DTSC by the effective date.
5. In the event that Salk Institute identifies any releases of hazardous waste, Salk Institute must notify DTSC's Permitting Division orally within 24 hours of discovery.
6. The area must be inspected after treatment to ensure that there is no release of hazardous waste from the area. Any untreated waste must be immediately retreated or removed.
7. Salk Institute must allow inspection of records and of the facility by any duly-authorized representative of DTSC, in order to carry out the requirements of Chapter 6.5, Division 20 of the California Health and Safety Code.
8. Only the items listed in the table above may be treated. Additional quantity or type of hazardous waste may be treated if they follow the same treatment procedures listed in the July 17, 2018 workplan submitted to DTSC by CHES. Salk Institute must notify and request authorization from DTSC for any additional

items that are discovered and that require a treatment process not described in the workplan.

9. The issuance of this Permit by DTSC does not release Salk Institute from any liability or duty imposed by federal or state statutes or regulations, or local ordinances. Salk Institute must obtain permits required by other governmental agencies, including but not limited to, the applicable land use planning, zoning, air quality, and water quality laws for the treatment operations.
10. Within 10 business days following the expiration of this permit or the execution of the treatment operation in whichever is shorter, Salk Institute must submit a report signed, in accordance with Title 22 CCR, section 66270.11(d) to DTSC and the overseeing Certified Unified Program Agency (CUPA). The report must contain following certification statement, "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The report must state whether the treatment area has been cleared of all residual hazardous waste generated from this emergency treatment, and if all waste has been properly managed. The report must also contain a list of all the hazardous waste that was treated by CHES and a description of any deviations from the established guidelines of this emergency permit, or information submitted to DTSC.

This emergency permit is effective beginning July 30, 2018 and shall expire on September 28, 2018.

If you have any questions, please contact me at (916) 255-6668 or Vinke.Menardo@dtsc.ca.gov

Sincerely,



Vinke Menardo
Hazardous Substance Engineer
Permitting Division
Hazardous Waste Management Program

cc: See next page

Mr. Bouchard
July 24, 2018
Page 4 of 4

cc (via-email):

Mr. Robert Kou
Environmental Program Manager I (Sup)
Chatsworth Enforcement Branch
Hazardous Waste Management Program
Department of Toxic Substances Control
9211 Oakdale Avenue
Chatsworth, California 91311-6505
Robert.Kou@dtsc.ca.gov

Ms. Diana Peebler
Sr. Environmental Scientist (Sup)
Berkeley Enforcement & State Oversight Branch
Hazardous Waste Management Program
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710-2721
Diana.Peebler@dtsc.ca.gov