



**Jared Blumenfeld**  
Secretary for  
Environmental Protection

## Department of Toxic Substances Control

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**Gavin Newsom**  
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February 4, 2019

Jason Chase  
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### EMERGENCY PERMIT FOR TRANSFER OF HAZARDOUS WASTE, DK DIXON, SOLANO, EPA ID: CAT080012602

DK Dixon has requested an emergency permit from the Department of Toxic Substances Control (DTSC) to transfer hazardous waste from a tanker truck into a Department of Transportation (DOT) approved truck and/or container. Once the hazardous waste is transferred, it will be transported offsite for proper disposal. The hazardous waste to be transferred consists of approximately 3,100 gallons of ignitable used oil. Upon arrival to the DK Dixon facility, the used oil was tested and found to have a flash point of less than 100°F. This classifies the waste as hazardous waste under the Resource Conservation and Recovery Act (RCRA). DK Dixon does not have a permit to manage RCRA hazardous waste and the tanker truck does not meet the specifications that would allow it to transport ignitable hazardous waste. Once the used oil is transferred to an appropriate container, it will be transported to an authorized hazardous waste facility.

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 DK Dixon. This emergency 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 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 DK Dixon to enforcement action.

1. Transfer must be conducted, in accordance with all safety protocols established for such activity and according to the procedures contained in the February 1, 2019 emergency permit request.
2. DK Dixon must notify the Certified Unified Public Agency (CUPA) and local Fire Department that this emergency permit has been issued by DTSC before the transfer of hazardous waste takes place.
3. Deploy portable secondary containment for liquids in the area under the hose and couplings if secondary containment does not exist in place.
4. If it is necessary to perform the bulk transfer within 100 feet upgradient of a storm drain, drainage ditch or body of water, lay out diking material so as to block flow of liquid waste to the storm drain, drainage ditch or a body of water, in the event of a major leak that is not captured by the portable secondary containment.
5. Presume that any and all waste resulting from decontamination processes is hazardous waste and collect, contain, and transport to an appropriate facility accordingly.
6. The area must be inspected after the transfer to ensure that there is no release of hazardous waste from the area. Any released waste must be immediately disposed of properly.
7. In the event that DK Dixon identifies any releases of hazardous waste, DK Dixon must notify DTSC's Permitting Division orally within 24 hours of discovery.
8. DK Dixon must allow inspection of records and of the facility by any duty-authorized representative of DTSC, in order to carry out the requirements of Chapter 6.5, Division 20 of the California Health and Safety Code.
9. The issuance of this Permit by DTSC does not release DK Dixon from any liability or duty imposed by federal or state statutes or regulations, or local ordinances. DK Dixon 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 transfer operations.
10. Within 10 business days following the expiration of this permit or the execution of the transfer operation in whichever is shorter, DK Dixon 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

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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."

This emergency permit is effective beginning February 5, 2019 and shall expire on March 4, 2019.

If you have any questions, please contact me at (916) 255-6531 or [Matthew.Mullinax@dtsc.ca.gov](mailto:Matthew.Mullinax@dtsc.ca.gov).

Sincerely,



**Matthew Mullinax**  
Hazardous Substance Engineer  
Permitting Division  
Hazardous Waste Management Program

cc:

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Environmental Program Manager I (Sup)  
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