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7 **STATE OF CALIFORNIA**

8 **CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD**

9 In the matter of:

10 GOLDEN BY-PRODUCTS, INC.
11 PROPERTY OWNER AND OPERATOR

AMENDED ADMINISTRATIVE DECISION
FOR WASTE TIRE FACILITY PENALTIES

12
13 TPID NO.: 1003314-01

Agency No: 2007-010971-ADC

14 ASSESSOR'S PARCEL NO.: 041-120-019

15 RESPONDENT.

16
17 **PROCEDURAL HISTORY**

18 Pursuant to Public Resources Code section 42850(b), the California Integrated
19 Waste Management Board ("CIWMB") served an Administrative Complaint on GOLDEN
20 BY-PRODUCTS, INC. PROPERTY OWNER AND OPERATOR ("RESPONDENT"), on
21 June 8, 2007. RESPONDENT requested a hearing in a timely manner. RESPONDENT
22 and CIWMB staff negotiated a July 31, 2007, Stipulation For Issuance of Administrative
23 Decision For Waste Tire Facility Penalties (Stipulation) with the CIWMB in lieu of
24 litigating the case at an administrative hearing.
25

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27 On August 9, 2007, pursuant to Public Resources Code section 42851(b), the
28 Board adopted the Stipulation, including the Stipulated Statement of Facts, Stipulated

1 Conclusions of Law, and the Stipulated Order, including the penalty schedule for future
2 violations of the terms and conditions of the Stipulation.

3 On August 9, 2007, CIWMB inspectors found that water tanks containing
4 approximately 50,000 gallons were at the Golden By-Products, Inc. permitted facility.
5 Item 11 of Exhibit A of the Stipulation requires water tanks containing 62,000 gallons of
6 water on site by August 5, 2007. Therefore, RESPONDENT violated this provision of
7 the Stipulation.

8 In accordance with the terms of the Stipulation, RESPONDENT owes thirty-five
9 thousand dollars (\$35,000) in administrative penalties plus an additional five thousand
10 dollars (\$5,000) in administrative penalties for the violation. RESPONDENT orally
11 requested that CIWMB waive the August 9, 2007 violation. CIWMB denied this request
12 by letter of August 15, 2007.


13 **ORDER**

14 RESPONDENT is ordered as follows:

15 1. RESPONDENT shall comply with the compliance plan as set forth in Exhibit
16 A, and Exhibits B (map no. 5 of the proposed fire plan), C (tire conversion calculation
17 method), and D (cone calculation method), which are incorporated by reference into the
18 STIPULATION.

19 2. RESPONDENT shall pay \$40,000 (forty thousand dollars) in administrative
20 penalties pursuant to the terms of the Stipulation.

21
22 Dated: 8/22/07

23 
24 MARGO REID BROWN
25 Chair
26 California Integrated Waste Management Board
27
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