

SOLID WASTE FACILITY PERMIT

SWIS Number: 50-AA-0058

- 1. Name and Street Address of Facility:** Divert Integrated Food Recovery Facility, Turlock,
4407 W. Main Street, Turlock, CA 95380
- 2. Name and Mailing Address of Operator:** Divert No Cal Dev Co LLC
23 Bradford Street, Concord, MA 01742
- 3. Name and Mailing Address of Property Owner:** Divert No Cal Dev Co LLC
23 Bradford Street, Concord, MA 01742
- 4. Specifications:**
 - a. Permitted Operations:** Transfer/Processing Facility & In-Vessel Digestion Facility
 - b. Permitted Hours of Operation:** 7 days/week; 24 hours/day
 - c. Permitted Maximum Tonnage:** 500 Tons per Day; 2,800 Tons per Week
 - d. Permitted Traffic Volume:** Traffic will be regulated pursuant to Title 14 CCR 17418.3 and
17896.54
 - e. Key Design Parameters:**
 - Total Permitted Area (in acres): 18.5
 - Design Capacity (tons per day): 500
- 5. Approval:**
 - Paulina Lawrence, Chief
 - Permitting & Assistance Branch
 - Waste Permitting, Compliance & Mitigation Division
- 6. Enforcement Agency Name and Address:** Department of Resources Recycling and Recovery
(CalRecycle), 1001 I Street, P.O. Box 4025, Sacramento, CA 95812
- 7. Date Received by CalRecycle:** April 23, 2024
- 8. CalRecycle Concurrence Date:**
- 9. Permit Issued Date:**
- 10. Permit Review Due Date:**
- 11. Owner/Operator Transfer Date:** N/A
- 12. Legal Description of Facility:** Assessor Parcel Number 089-010-022

13. Findings:

- a. The location of the facility is identified in the Nondisposal Facility Element, pursuant to Public Resources Code (PRC), Section 50001(a).
- b. This permit is consistent with the standards adopted by CalRecycle, pursuant to PRC 44010.
- c. The design and operation of the facility is consistent with the State Minimum Standards for Solid Waste Handling and Disposal as determined by the enforcement agency, pursuant to PRC 44009.
- d. Upon a significant change in design or operation from that described herein, this permit is subject to revocation or suspension. The permit findings and conditions are integral parts of this permit and supersede the conditions of any previously issued solid waste facility permit.
- e. An Environmental Analysis (Consistency Checklist), dated November 2022, was completed and determined that the proposed project is exempt under Public Resources Code 21083.3, CEQA Guidelines Section 15168 – Program EIR, and CEQA Guidelines Section 15183 – Projects Consistent with a Community Plan or Zoning. The City of Turlock filed a Notice of Exemption with the Stanislaus County Clerk-Recorder, dated November 14, 2022. A Notice of Exemption will be filed with the State Clearinghouse upon issuance of this permit and will support the design and operation which will be authorized by the issuance of this permit.

14. Prohibitions: The permittee is prohibited from accepting the following wastes:

Hazardous, radioactive, medical, liquid, designated, or other wastes requiring special treatment or handling, except as identified in the Transfer/Processing Report and In-Vessel Digestion Report and amendments thereto and as approved by the enforcement agency.

15. The following documents describe and/or restrict the operation of this facility:

Transfer/Processing Report (TPR): February 8, 2024

In-Vessel Digestion Report (IVDR): February 8, 2024

Notice of Exemption: November 14, 2022

16. Self-Monitoring: The owner/operator shall submit the results of all self-monitoring programs to the Enforcement Agency within 30 days of the end of the reporting period unless otherwise stated.

- a. The types and quantities (in tons) of material received at the facility per day. Reporting Frequency – Quarterly
- b. The number and types of vehicles using the facility per day. Reporting Frequency – Quarterly
- c. Results of the hazardous waste load checking program, including the quantities and types of hazardous wastes, medical wastes or otherwise prohibited wastes found in the waste stream and the disposition of these materials. Reporting Frequency – Quarterly
- d. Notify the enforcement agency via telephone or electronic mail of any special occurrences, such as fires, explosions, earthquakes, significant injuries, accidents or property damage, and all measures taken to address the incident. Reporting Frequency – Within 24 hours of the event
- e. Copies of all written complaints regarding this facility and the operator's actions taken to resolve these complaints. Reporting Frequency – Within 24 hours of the event

17. Enforcement Agency (EA) Conditions:

- a. The operator shall comply with all State Minimum Standards for solid waste handling and disposal as specified in Title 14, California Code of Regulations (CCR).
- b. The operator shall maintain a log of special/unusual occurrences. This log shall include, but is not limited to, operational shutdowns, fires, explosions, the discharge and disposition of hazardous or unpermitted wastes, injury and property damage, accidents, landslides, earthquake damage, unusual and sudden settlement, and flooding. Each log entry shall be accompanied by a summary of any actions taken by the operator to mitigate the occurrence. The log shall be available to site personnel and the EA at all times.
- c. Additional information concerning the design and operation of the facility shall be furnished upon request and within the time frame specified by the EA.
- d. The maximum permitted daily tonnage for this facility is 500 tons per day (2,800 tons per week) and shall not receive more than this amount without a revision of this permit.
- e. This permit is subject to review by the EA and may be temporarily suspended or revoked at any time by the EA for sufficient cause, in accordance with Division 30 of the Public Resources Code, Part 4, Chapter 4, Article 2, Sections 44305 et seq. and associated regulations.
- f. The EA reserves the right to suspend or modify waste receiving and handling operations due to an emergency, a potential health hazard, or the creation of a public nuisance.
- g. Any change that would cause the design or operation of the facility not to conform to the terms and conditions of this permit is prohibited. Such a change may be considered a significant change, requiring a permit revision. In no case shall the operator implement any change without first submitting a written notice of the proposed change, in the form of a Report of Facility Information amendment, to the EA at least 180 days in advance of the change.
- h. A copy of this Solid Waste Facility Permit and the most current approved TPR and IVDR, and any approved amendments, shall be readily available to site personnel and EA upon request.