Print Form

# Notice of Exemption

**Appendix E**

**To:** Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk
County of: Sacramento

**From:** (Public Agency): Department of Resources Recycling and Recovery
1001 "I" St., MS-24B, Sacramento, CA 95814

(Address)

Project Title: Illegal Disposal Emergency Rulemaking

Project Applicant: Department of Resources Recycling and Recovery (CalRecycle)

Project Location - Specific:
Statewide

Project Location - City: N/A Project Location - County: N/A

Description of Nature, Purpose and Beneficiaries of Project:

Provisions of the California Integrated Solid Waste Management Act of 1989 (IWMA) mandate CalRecycle to adopt and revise regulations which set forth minimum standards for solid waste handling, transfer, composting, transformation, and disposal in accordance with Public Resources Code (PRC) sections 40502, 43020, and 43021. Furthermore, Assembly Bill 2679 (Chapter 500, Statutes of 2008) added PRC section 44000.5 prohibiting a person from disposing, transporting, or arranging for the disposal of solid waste except at a permitted solid waste disposal facility and authorizes CalRecycle or the LEA to issue a cease and desist order to any person who violates this provision. CalRecycle has developed a proposed emergency regulation to establish administrative procedures to enable CalRecycle fulfill its responsibilities pursuant to PRC Sections 40502, 43020, 43021, and 44000.5.

Name of Public Agency Approving Project: Department of Resources Recycling and Recovery

Name of Person or Agency Carrying Out Project: Department of Resources Recycling and Recovery

Exempt Status: **(check one):**

- ☐ Ministerial (Sec. 21080(b)(1); 15268);
- ☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
- ☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- ☒ Categorical Exemption. State type and section number: Class 8; Class 21 (15321); 15061(b)(3).
- ☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The proposed regulation falls under the Class 8 exemption for actions by regulatory agencies to protect the environment, the Class 21 exemption for enforcement actions, and the common-sense exemption. Please see attachment for more information.

Lead Agency
Contact Person: Craig Castleton Area Code/Telephone/Extension: (916) 327-0089

**If filed by applicant:**

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? ▪ Yes No

Signature: Craig Castleton Digitally signed by Craig Castleton Date: 2025.11.20 10:16:43 -08'00' Date: _____ Title: Illegal Disposal Emergency Rulemaking

Signed by Lead Agency Signed by Applicant ☑

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____