Department of Toxic Substances Control

Yana Garcia
Secretary for
Environmental Protection

Katherine M. Butler, MPH, Director
8800 Cal Center Drive
Sacramento, California 95826-3200
https://dtsc.ca.gov/

Gavin Newsom
Governor

CALIFORNIA ENVIRONMENTAL QUALITY ACT

NOTICE OF EXEMPTION

To: Office of Land Use and Climate Innovation (LCI)
State Clearinghouse
P.O. Box 3044, 1400 Tenth Street, Room 212
Sacramento, California 95812-3044

From: Department of Toxic Substances Control
Permitting Division
8800 Cal Center Drive
Sacramento, California 95826

Project Title: Emergency Permit for Management of Hazardous Waste, Bio-Rad Laboratories, Hercules, California

Project Location: 6000 James Watson Drive, Hercules, California 94547

County: Contra Costa

Project Applicant: Julianna Wittmann, Environmental Health and Safety

Approval Action Under Consideration by DTSC: Emergency Permit

Statutory Authority: California Health and Safety Code, Chapter 6.5

Project Description: The California Department of Toxic Substances Control (DTSC), pursuant to authority granted under California Code of Regulations (CCR), Title 22, Division 4.5, Chapter 20, Sec. 66270.61, has issued an Emergency Permit to Bio-Rad Laboratories, (EPA ID# CAD983606872) to treat hazardous waste through a controlled reaction with a chemical solution. Specifically, one (1) 500-gram container, one (1) 50-gram container, and three (3) 5-gram containers of Benzoyl Peroxide must be stabilized prior to transport to an authorized hazardous waste treatment, storage, and disposal facility.

These chemicals are currently being stored at Bio-Rad Laboratories located at 6000 James Watson Drive, Hercules, California 94547. DTSC has determined as a safety precaution to prevent an accident or severe injury, an Emergency Permit should be issued for to chemically stabilize the hazardous waste by Advanced Chemical Transport LLC (ACT), DBA Republic Services Inc. (ACTenviro) prior to storage and eventual transportation off-site.

Background: Temperature and shock-sensitive materials can decompose or detonate with external energy when dry or concentrated. If the material is improperly handled, there is a potential for a reaction, which includes fire, deflagration, or detonation. Due to the presence of temperature or shock sensitive materials, DTSC considers this chemical to be an imminent and substantial endangerment to human health and the environment. Chemical stabilization is recommended prior to transport to a permitted treatment, storage, and disposal facility.

Project Activities: The treatment of this hazardous waste involves the addition of the hazardous waste to a solution in a controlled manner to reduce the reactive or ignitable characteristics of the chemical. Treatment will take place within a designated exclusion zone. Only technicians from ACTenviro will be allowed in the exclusion zone. Movement, preparation, and treatment of the containers will be in accordance with established standards.

Within 10 business days of the expiration of this permit, Bio-Rad Laboratories will submit a final report, signed in accordance with Title 22, CCR Sec. 66270.11(d). The report shall include certification that the treatment area has been cleared of all residual hazardous waste generated from this emergency treatment and all generated waste has been properly managed. The Emergency Permit is effective beginning November 6, 2026 and shall expire on February 3, 2027.

Name of Public Agency Approving Project: Department of Toxic Substances Control

Name of Person or Agency Carrying Out Project: ACTenviro

Exempt Status: Emergency Project Public Resources Code (PRC), Sec. 21080(b)(4); 14 CCR, Sec.15269(b)(c)

Reasons Why Project is Exempt: This action is necessary to prevent an emergency. Chemical stabilization of this chemical is necessary prior to transportation to an authorized hazardous waste treatment, storage, and disposal facility to prevent accidental fire and/or explosion during transport.

State of California – California Environmental Protection Agency
Department of Toxic Substances Control

The administrative record for this project is available to the public by appointment at the following location:

Department of Toxic Substances Control
Permitting Division
File Room
8800 Cal Center Drive
Sacramento, CA 95826

Approver's Name	Approver's Title	Approver's Phone Number
Michelle Snapp	Hazardous Substances Engineer	(916) 255-3647

Approver's Signature: Date:

Michelle Snapp November 3, 2026

TO BE COMPLETED BY LCI ONLY

Date Received for Filing and Posting at LCI: