



Yana Garcia
Secretary for
Environmental Protection



P.O. Box 806 • 1001 "I" Street, Sacramento, California 95812-0806



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VIA EMAIL

July 5, 2023

Sam Coe
Project Manager/Senior Environmental Scientist
Hazardous Waste Management Program, DTSC
Sam.Coe@dtsc.ca.gov

Re: Notice of Appeal of Temporary Authorization Issued to Ecobat Resources
California, Inc., Docket No. FY22/23-02

Dear Sam Coe:

On June 30, 2023, the Board of Environmental Safety (Board) received Special Appeal Form BES 2302 with a written statement (the "Appeal"), which was submitted by Earthjustice on behalf of Clean Air Coalition of North Whittier and Avocado Heights concerning the Temporary Authorization issued by DTSC's Permitting Division on July 22, 2022, for the hazardous waste facility (the "Facility") located at 720 South 7th Avenue in the City of Industry operated by Ecobat Resources California, Inc., formerly Quemetco, Inc. (EPA ID No. CAD066233966).

This letter confirms that the Appeal has been filed in accordance with the Board's recently adopted appeal procedures, at California Code of Regulations (CCR), Title 22, Section 66271.72. A copy of the Appeal is enclosed for your review. The Appeal will also be uploaded onto the Board's website. This letter confirms that the stay of the Temporary Authorization decision is extended until the Appeal is resolved, pursuant to 22 CCR Section 66271.71.

DTSC's Permitting Division is invited to file a statement of similar length in opposition to the Appeal by no later than July 28, 2023. The Appeal will be decided by the Board at a public hearing held pursuant to subsection (c) of 66271.72. Notice of the public hearing will be provided a minimum of ten (10) days in advance of the meeting. DTSC's Permitting Division will have an opportunity to address the Board at that meeting.

Notice of Appeal

Temporary Authorization – Ecobat Resources California, Inc Facility

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Additional information about the permit appeals process is available on the Board's website at the following address: <https://bes.dtsc.ca.gov/facility-permit-appeals/>.

A public notice announcing the date of the public hearing will be distributed to key stakeholders and community members residing near the facility. We hereby request the Facility mailing list maintained by the public participation staff, including a list of individuals who have requested notice of matters related to the Facility. Please submit the list within thirty (30) days of the date of this letter to appeals@bes.dtsc.ca.gov.

Thank you,



Sheena Brooks
Board Clerk
Board of Environmental Safety

Enclosure

cc (via email):

Matt Williamson, Manatt, Phelps and Phillips (MWilliamson@manatt.com)
Carl Raycroft, Ecobat Resources California, Inc. (Carl.Raycroft@ecobat.com)
Angela Johnson Meszaros, Earthjustice (Ameszaros@earthjustice.org)
Byron Chan, Earthjustice (Bchan@earthjustice.org)
Katie Butler, DTSC (Katherine.Butler@dtsc.ca.gov)
Lori Koch, DTSC (Lori.Koch@dtsc.ca.gov)
William Heung, DTSC (William.Heung@dtsc.ca.gov)
Sam Coe, DTSC (Sam.Coe@dtsc.ca.gov)
Alex Mayer, DTSC (Alexander.Mayer@dtsc.ca.gov)
Leah White, DTSC (Leah.White@dtsc.ca.gov)
Sangwon Ryan Choi, DTSC (SangwonRyan.Choi@dtsc.ca.gov)
Elsa Lopez, DTSC (Elsa.Lopez@dtsc.ca.gov)
Marcia Rubin, DTSC (Marcia.Rubin@dtsc.ca.gov)
BES Appeals Team (appeals@bes.dtsc.ca.gov)