From:	Kiruja, Eric@CalRecycle
To:	Debra Larson
Cc:	Clegg, Michael@CalRecycle; Young, Stephanie@CalRecycle; Maalouf, Isabelle@CalRecycle; Yeates, Nevin@CalRecycle
Subject:	RE: Slaton 18955 Industry Way - Clarification of uses for Inert Debris Type A
Date:	Tuesday, June 9, 2026 5:01:56 PM

Hi Debbie,

My apologies for the delayed response, I'm just getting to your questions.

My understanding of Mr. Slayton project touches on two distinct activities (CDI **Processing** & CDI **Disposal**), and we should be looking at the pertinent regulations for the different activities in order to determine permit applicability, i.e.:

1. Title 14 CCR Division 7, Chapter 3, **Article 5.9** - CDI Transfer/Processing regulations – Regulations that set minimum operating standards for facilities/operations that **receive, store, handle, transfer, or process** construction and demolition (C&D) debris and inert debris.
   a. Section 17381.1 provides specifications for two activities that are **NOT subject** to CDI regulations, namely; CDI Recycling Center and Inert Debris Recycling Center. I am assuming Camage Road Waste Management Facility is operating as an Inert Debris Recycling Center because I couldn't find it in the SWIS database (no LEA oversight). Please note that these two recycling activities are subject to storage timeframes for their processed and unprocessed CDI debris and recycled material, otherwise the material is deemed to be illegally disposed if storage time limits are not met.
   b. Section 17381.2 provides the regulatory tiers for CDI processing operations and facilities (including activities that require Notification tier or permits).
   c. Section 17382 provides a list of activities that are **Excluded** from CDI processing regulations e.g. Grading or clearing of land that is consistent with local ordinances. "*Grading" means any land excavation, filling, earth moving or combination thereof*. Please note that any grading activities should be approved locally and possibly conducted under technical specifications.
2. Title 14 CCR Division 7, Chapter 3, **Article 5.95** - CDI Disposal regulations – Regulations that set minimum operating standards for facilities/operations that **dispose** construction and demolition (C&D) debris and inert debris. These regulations focus on the final deposition of CDI waste onto land (disposal).
   a. Section 17388.2 provides a list of disposal activities that are deemed to be **Excluded** from CDI disposal regulations e.g. *Engineered fill activities which have local permits as required, and are carried out in conjunction*

with a construction project (e.g., building and other construction, bridge and roadway work, development of pathways or riding trails, etc), and which use uncontaminated concrete and/or fully cured asphalt which has been reduced in particle size to 2" or less as part of a recycling activity and concludes within two years from commencement.

b. Section 17388.3 contains regulatory requirements (EA Notification, WDR if applicable, etc.) for Inert Debris Fill Operations (IDEFO) that exceed one year in duration. Of course, the required documentation should be submitted prior to commencing operations.

Long story short, the approach should be to determine if Mr. Slayton's activities are subject to LEA/CalRecycle oversight via Article 5.9 or 5.95, and if they are...what regulations best fit this activity. The LEA needs to determine the following:

a. Is the material being used by Mr. Slayton indeed Inert debris (non-hazardous) or is the material a product from an Inert Debris Recycling Center? Uncontaminated concrete is considered Inert Debris, and as Stephanie mentioned, recycled/crushed concrete has many beneficial reuses including application as "fill' – T14 definition *"Fill" means gravel, rock, soil, sand, uncontaminated concrete, or fully cured asphalt in conjunction with a construction project or grading*. The fill material needs to meet quality standards and compacted under controlled conditions in accordance with applicable local approvals i.e. grading/building permit.
b. If it's determined that the material is NOT a recycled product and therefore deemed to be solid waste (Inert Debris) subject to LEA oversight, then the following questions arise: What is the source of the Inert Debris (from the public, commercial construction sites, etc.)? What **processing** is conducted on the incoming Inert Debris, and what is the proposed use of the processed Inert Debris (e.g. engineered fill)? The responses to these questions will guide the LEA on permit applicability for the activities under review.
c. In regard to the asphalt handling, fully cured asphalt is also considered a type of Inert Debris and therefore subject to the same permitting evaluation as (b) above. However, if the asphalt contains serpentine/asbestos and therefore suspected to be hazardous, the use of this material should be referred to the local Air Control District with jurisdiction over regulation of airborne contaminants.

I hope this is helpful.

Thanks,

Eric Kiruja.

From: Debra Larson <DLarson@co.tuolumne.ca.us>
Sent: Friday, May 29, 2026 12:51 PM
To: Maalouf, Isabelle@CalRecycle <Isabelle.Maalouf@calrecycle.ca.gov>; Clegg, Michael@CalRecycle <Michael.Clegg@CalRecycle.ca.gov>; Young, Stephanie@CalRecycle <Stephanie.Young@CalRecycle.ca.gov>
Subject: Slaton 18955 Industry Way - Clarification of uses for Inert Debris Type A
Importance: High

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Hello all,

Could you help us make sure we are on the right track? I just received some information from Mr. Slaton that he used crushed concrete to "backfill" a trench project.

If we are understanding this correctly, the only way to land apply/bury/backfill with crushed Type A Inert Debris is:

- To be an engineered fill activity,
- To be an Inert Debris Type A disposal facility
- Be a Federal, State, or local Public Works (and contractors) government project, or
- The material origin has never been used in connection with any structure, road, parking lot, or similar use,

Mr. Slaton has the contract with the Camage Road Waste Management Facility that takes in Inert Debris Type A from the public. Mr. Slaton crushes it onsite and hauls it away - sometimes to his yard and sometimes uses if for ?? where??. Since the source of the inert debris is unknown, then disposal to land would not be allowed unless the disposal was part of an engineered fill or part of a government project, a compliant disposal site, defacto, he is unable to use it for his work, backfill a trench, use it for a private driveway, or use it for private road base, sell it for fill, etc.

The same applies to the ground asphalt that does not contain serpentine road base (not sure about containing serpentine road base – we will be conducting lab testing).

Could you all take a look and clarify if our understanding is accurate?

Debbie Larson, REHS
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