



July 22, 2021

LDR Golden
Attn: Steve McLain
Re: Jobsite / One Space Park, Redondo Beach CA

Dear Steve,

SA Recycling, LLC hereby informs you that we will accept prepared scrap metal for recycling purposes, that may have lead based paint on it provided that the paint or coating is intact and exhibits no significant evidence of flaking or surface deterioration. If the paint or coating is separated during the physical removal or demolition activities, the paint waste or debris would be evaluated independently from the scrap metal to determine its proper management. If the paint exhibits hazardous characteristics, then the paint falling to ground is a release to the environment unless it was conducted in secondary containment and the operation was performed by OSHA 40 hour trained personnel. DTSC has enforced this opinion through several enforcement actions.

The basis for the above policy is as follows: Title 22, California Code of Regulations, Section 66260.10 (22 CCR 66260.10) provides the definition of Scrap Metal. 22 CCR 66261.6(a)(3)(B) exempts scrap metal from regulation under Division 4.5 of 22 CCR (i.e., hazardous waste regulations). Under 22 CCR 66260.10, "scrap metal" item (b)(4), excluded from the definition of scrap metal is "any metal contaminated with a hazardous waste, such that the contaminated metal exhibits any characteristic of a hazardous waste under article 3 of chapter 11 of this division;". Assuming the paint (separately from the scrap metal) exhibited lead concentrations exceeding the criteria for a characteristic of a hazardous waste, when evaluated as a whole with the scrap metal, due to the de minimus weight percent of the paint in comparison to the weight percent of scrap metal, the representative material (i.e., scrap metal w/lead paint) would not fail the criteria for the characteristic referred to in the above cited exclusion from definition of scrap metal.

It is the responsibility of the generator to determine that metal recycling is an appropriate management solution for all materials shipped to SA Recycling. Scrap metal from SA Recycling, LLC facilities is shipped directly to steel mills as feed material and improper classification may inadvertently place undue liability on SAR.

The above policy is subject to change without notice. Should you have any questions, please do not hesitate to call the undersigned.

Sincerely,

Diane Finchamp

Diane Finchamp
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