

April 12, 2021

Ms. Kelly Colopy, Director
City of Long Beach
Department of Health & Human Services
2525 Grand Avenue
Long Beach, California 90815-3125

Dear Ms. Colopy:

From March through July, 2018, CalEPA and the state program agencies conducted a performance evaluation of the City of Long Beach Department of Health & Human Services Certified Unified Program Agency (CUPA). The evaluation comprised of an assessment of administrative documentation, regulated facility file documentation, California Environmental Reporting System data, and verification and oversight inspections.

Upon completion of the evaluation, CalEPA issued a final report that included program deficiencies with corresponding corrective actions. CalEPA has received and reviewed an Evaluation Progress Report submitted by the CUPA documenting the correction of program deficiencies identified in the final report. Of the 16 deficiencies identified, CalEPA considers six deficiencies as corrected.

Upon closing the 2018 evaluation, the following 10 deficiencies will be incorporated into the scheduled 2021 evaluation:

- #2 The CUPA is not remitting all collected state surcharge fees to CalEPA.
- #6 The UST operating permit, issued under the consolidated UPFP, does not contain all required components and contains citations outside the scope of the UST program.
- #7 The CUPA is citing violations as "General" or "General/Local Ordinance" for which it has no authority under either HSC, Chapter 6.7 or Local Ordinance.
- #8 The CUPA is not ensuring all USTs including associated piping, used for the storage of hazardous substances installed on, or after, July 1, 2004, are in compliance with the design, construction, monitoring, and testing requirements of HSC, Chapter 6.7, Section 25290.1.
- #9 The CUPA is not properly classifying hazardous waste generator (HWG) violations.

- #10 The CUPA is not inspecting all HWG facilities at least once every three years, in accordance with the inspection frequency in the I&E Plan for the HWG program.
- #11 The CUPA is not consistently including observations, factual basis, and corrective actions for each violation cited on HWG inspection reports and TP inspection reports and in CERS.
- #12 The CUPA is not properly reviewing, processing, and authorizing each annual Onsite Hazardous Waste (HW) Treatment Notification for PBR facilities with a Fixed Treatment Unit (FTU) within 45 calendar days of receiving the notification.
- #14 The CUPA is not consistently reporting all inspection, violation, and enforcement information, also known as compliance, monitoring and enforcement (CME) information, to CERS.
- #15 The CUPA is not certifying to Cal OES every three years that it has conducted a complete review of the area plan, making any necessary revisions.

The CUPA's implementation and performance of the Unified Program will remain as "*satisfactory with improvements needed*" until the remaining deficiencies are corrected or until the conclusion of the upcoming 2021 evaluation.

Thank you for your continued commitment to the protection of public health and the environment through the implementation of the Unified Program.

If you have any questions or need further assistance, please contact John Paine, Unified Program Manager, at (916) 327-5092.

Sincerely,



Jason Boetzer
Assistant Secretary
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