

CALIFORNIA ENVIRONMENTAL QUALITY ACT
NOTICE OF EXEMPTION

2019068144

To: Office of Planning and Research
State Clearinghouse
P.O. Box 3044, 1400 Tenth Street, Room 212
Sacramento, CA 95812-3044

From: Department of Toxic Substances Control
Brownfields and Environmental Restoration
5796 Corporate Avenue
Cypress, CA 90630

Project Title: Parking Lot Expansion Project 1428-1430 East Vermont Avenue Removal Action Workplan
(Theodore Roosevelt Elementary School)

Project Location: 1428-1430 East Vermont Avenue, Anaheim, 92805

County: Orange

Project Description:

The project includes excavation, transportation, and off-site disposal of approximately 600 cubic yards (CY) of soil containing elevated concentrations of organochlorine pesticides (chlordane and dieldrin) at the Parking Lot Expansion for Theodore Roosevelt Elementary School (Site). The California Department of Toxic Substances Control (DTSC) determined that these removal actions were required to address elevated concentrations of chlordane and dieldrin detected in soil at the Site. This determination was based upon the findings of the Removal Action Workplan (RAW). The RAW included sample results from the Site and selection of the appropriate remedial measures to address the onsite contamination. DTSC is considering approval of the January 2019 RAW, prepared by Padre Associates, Inc., pursuant to the California Health and Safety Code, Title 22, Chapter 6.8.

Background:

The Site consists of approximately 0.5 acres of residential property, which is currently a vacant lot. The Site is bordered to the north by East Vermont Avenue, beyond which residential property; to the east by a residential property, beyond which is Theodore Roosevelt Elementary School; to the south by a City of Anaheim community garden; and to the west by an alley way, beyond which is residential property. Historically, the Site was used for agricultural purposes (orchards) from at least 1938 through the early 1950s. A residential building is present in the northern portion of the Project Site in the 1953 aerial photograph; however, the southern portion of the Project Site is still planted in orchards. The orchards have been replaced with additional structures in the 1963 aerial photograph. Additional structures continued to be constructed on the Project Site until all the structures were demolished and the Project Site was rough graded in the first half of 2017.

To assess the impacts from historical usage, the Site soil was evaluated for residual pesticides from historic agricultural use and possible termiticides, and lead from lead-based paint near the former wood structures. Previous investigations were conducted at the Site in 2018 and are documented in a Preliminary Environmental Assessment (PEA) Report. The PEA identified the presence of organochlorine pesticides; dieldrin and chlordane in soil at concentrations above applicable residential screening levels.

Anaheim Elementary School District and DTSC entered into a School Cleanup Agreement (Docket Number HSA-FY18/19-064) dated March 25, 2019, to determine the nature and extent of any release of hazardous waste constituents at the Site and conduct cleanup of soil, as necessary to protect human health and the environment. The Site is planned as a future parking lot for the school.

Project Activities:

Removal, transportation, and off-site disposal activities for approximately 600 CY of soil containing elevated concentrations of chlordane and dieldrin. Excavated soil will be stockpiled in quantities of approximately 200 CY per stockpile for waste characterization. Confirmation soil samples will be collected from the excavated areas and compared with the Cleanup Goals (CGs). If needed, additional soil will be excavated until the CGs are met. The activities will be performed in accordance with all applicable federal, State, and local laws, regulations, ordinances and requirements, including implementation of South Coast Area Quality Management District (SCAQMD) Rule 1466 during excavation of soils containing chlordane. The stockpiled soil will be loaded and will be disposed to the appropriate disposal facility.

The RAW will be implemented in the second or third quarter of 2019. Specific enforceable environmental safeguards and monitoring procedures will be made a condition of project approval to ensure that impacts to the environment are less than significant. Dust control measures and monitoring activities will be implemented at the Site.

Although not anticipated, in the event biological, cultural or historical resources are discovered in the course of project activities, work will be suspended while a qualified biologist, cultural or historical specialist makes an assessment of the area and arrangements are made to protect or preserve any resources that are discovered.

If human remains are discovered, no further disturbance will occur in the location where the remains are found, and the County Coroner will be notified pursuant to the Health and Safety Code, Chapter 2, Section 7050.5.

An analysis of project activities upon existing environmental conditions indicates that implementation of environmental safeguards and monitoring procedures are enforceable and made a condition of project approval and will ensure that impacts to the environment will be less than significant.

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

Name of Person or Agency Carrying Out Project: Aerodynamic Plating Company

Exemption Status: (check one)

- Ministerial [PRC, Sec. 21080(b)(1); CCR, Sec. 15268]
- Declared Emergency [PRC, Sec. 21080(b)(3); CCR, Sec. 15269(a)]
- Emergency Project [PRC, Sec. 21080(b)(4); CCR, Sec. 15269(b)(c)]
- Categorical Exemption: [Section 15330, Class 30]
- Statutory Exemptions: [State code section number]
- General Rule [CCR, Sec. 15061(b)(3)]

Exemption Title: Minor Actions to Prevent, Minimize, Stabilize, Mitigate or Eliminate the Release or Threat of Release of Hazardous Waste or Hazardous Substances.


Reasons Why Project is Exempt:

1. The project is a minor action designed to prevent, minimize, stabilize, mitigate, or eliminate the release or threat of release of hazardous waste or hazardous substances.
2. The project will not exceed \$1 million in cost.
3. The project will be consistent with applicable State and local environmental permitting requirements.
4. The project does not involve the onsite use of a hazardous waste incinerator or thermal treatment unit.
5. The project does not involve the relocation of residences or businesses.
6. The project does not involve the potential release into the air of volatile organic compounds as defined in Health and Safety Code Section 25123. (Exception: Small-scale in situ soil vapor extraction and treatment systems which have been permitted by the local Air Pollution Control District or Air Quality Management District.)
7. The exceptions pursuant to California Code of Regulations, Title 14, Section 15300.2 have been addressed as follows:
 - a. Cumulative Impact. The project will not result in cumulative impacts because it is designed to be a short-term final remedy that would not lead to a succession of projects of the same type in the same place over time.
 - b. Significant Effect. The environmental safeguards and monitoring procedures that are enforceable and made a condition of project approval will prevent unusual circumstances from occurring so that there is no possibility that the project will have a significant effect on the environment.
 - c. Scenic Highways. The project will not damage scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, because it is not located within a highway officially designated as a state scenic highway.
 - d. Hazardous Waste Sites. The project is not located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code. (<http://calepa.ca.gov/sitecleanup/corteselist/default.htm>)
 - e. Historical Resources. The project will not cause a substantial adverse change in the significance of a historical resource at the Site because there are none at the Site.

Evidence to support the above reasons is documented in the project file record, available for inspection at:

Department of Toxic Substances Control
Brownfields and Environmental Restoration Program
5796 Corporate Avenue
Cypress, California 90630

https://www.envirostor.dtsc.ca.gov/public/profile_report?global_id=60002597

<u>Aslam Shareef</u> Project Manager Name	<u>Hazardous Substances Engineer</u> Project Manager Title	<u>(714) 484-5472</u> Phone #
<u></u> Unit Chief Signature		<u>6.27.19</u> Date
<u>SHAHER HADDAD</u> Unit Chief Name	<u>SUPERVISING HSEI</u> Unit Chief Title	<u>714-484-5368</u> Phone #

TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR:

Governor's Office of Planning & Research

JUNE 28 2019

STATE CLEARINGHOUSE