

CALIFORNIA ENVIRONMENTAL QUALITY ACT NOTICE OF DETERMINATION

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
Site Mitigation and Restoration Program
8800 Cal Center Drive
Sacramento, CA 95826

Subject: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OF THE PUBLIC RESOURCES CODE

Project Title: Carquinez Middle School Replacement Project, Removal Action Workplan

State Clearinghouse Number: 2018072003

Project Location: 1099 Pomona Street, Crockett, California 94525

County: Contra Costa

Project Applicant: John Swett Unified School District

Project Description: Soils adjacent to the eastern portion of the Band Building at the Carquinez Middle School (Site) contains lead which was identified as the chemical of concern (COC) and could result in potentially unacceptable risks and hazards for future users. The lead was detected in soil north of the main school building and near the eastern portion of the band building. Proposed cleanup activities involve excavating contaminated soil from the Site and then transporting and disposing of appropriately as hazardous or non-hazardous waste. The project involves approval of a Remedial Action Workplan (RAW) for the Site to address the removal of lead from five excavation areas. The Site is located at 1099 Pomona Street in the community of Crockett, California.

Background: On September 20, 2018, the John Swett Unified School District (JSUSD) circulated for public review and comment on a draft Initial Study / Mitigated Negative Declaration (ISMND) for the approval of the Carquinez Middle School Replacement Project (Project). The ISMND evaluated the impacts of replacing the existing Carquinez Middle School with a new school building that would be constructed on the same site to address seismic safety issues.

During the site investigation, the potential for soil contamination was identified at the Site. The ISMND concluded that the proposed Project would be required to comply existing regulations for school site evaluation and cleanup under Department of Toxic Substances Control (DTSC) oversight. Further, the ISMND concluded these regulations would ensure that the proposed Project would result in a less-than-significant impact related to the potential release of hazardous materials that could be present in the subsurface of the Site. The District circulated the ISMND for public review from July 6, 2018 to August 20, 2018, and then revised the ISMND on August 8, 2018 and extended the comment period to September 8, 2018. The ISMND determined that the project could have potentially significant impacts specific to historic architectural resources. For this reason, the District prepared a Focused EIR that analyzed historic architectural resources alone. Mitigation measures for other environmental topics were also identified for the project in the ISMND.

Because a previous ISMND was approved by the JSUSD as the lead agency, DTSC is required by the California Environmental Quality Act (CEQA)¹ and the CEQA Guidelines² to conduct an analysis of that previous document to determine if it provides an accurate description of the current environmental and regulatory conditions, and analyses of potential impacts and mitigation measures associated with the proposed final remedial action remedy. The information and analysis are then used to support a final determination of the type of environmental document required to be prepared for the project as provided by sections 15162, 15163 and 15164 of the CEQA Guidelines. These alternatives include an addendum, a supplement to the previous ISMND, or a subsequent environmental document to the original ISMND.

Project Activities: The cleanup activities will involve excavating approximately 96 cubic yards of contaminated soil which will be stored in roll-off bins at the Site, sampled, classified, profiled, manifested, and transported and disposed of appropriately as hazardous or non-hazardous waste. If disposal of hazardous soils is needed, those soils will be transported to a Class I landfill. If disposal of non-hazardous soils is needed, those soils may be transported to a Class II landfill or to a Class III landfill to be recycled for alternate daily cover.

Cleanup activities will utilize earth moving construction equipment (e.g., backhoe, bulldozer, excavator, shovel) for the completion of soil remediation from five Site locations and will excavate to a depth of up to 3 feet from the excavation areas. Soil transportation will be completed by approximately 6 truckloads following standard dust control measures (e.g., monitoring dust levels at site boundaries, spraying water as a suppressant at and during excavation/loading activities, cover stored soil with tarps or other appropriate materials), as identified in the RAW under the Dust Control Plan. Cleanup

¹ Pub. Resources Code, div. 13, § 21000 et seq.

² Cal. Code Regs., tit. 14, § 15000 et seq.

activities will be performed only between the hours of 7:00 a.m. and 7:00 p.m. Monday through Saturday. Similarly, earth-moving activities (i.e., grading, excavation, backfill) will be limited to between the hours 7:30 a.m. and 5:30 p.m. on weekdays.

DTSC utilized information and analysis in the Initial Study / Mitigated Negative Declaration for the Carquinez Middle School Replacement Project to support a final determination about the type of environmental document required to be prepared for the Carquinez Middle School Replacement Project, Removal Action Workplan as provided by Sections 15162, 15163, and 15164 of the CEQA Guidelines, which was determined to be an Addendum. As Responsible Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on August 13, 2021 and has made the following determinations:

1. The project will not have a significant effect on the environment.
2. A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were made a condition of project approval.
4. A Statement of Overriding Considerations was not adopted for this project.
5. Findings were made pursuant to the provisions of CEQA.

The administrative record for this project is available to the public by appointment at the following location:

Department of Toxic Substances Control
 Site Mitigation and Restoration Program
 8800 Cal Center Drive
 Sacramento, CA 95826
 (916) 255-3545

Additional project information is available on EnviroStor:
https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=60002731

Contact Person
 Elizabeth Tisdale

Contact Title
 Engineering Geologist

Phone Number
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Approver's Signature:



Date:

August 19, 2021

Approver's Name
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Approver's Title
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 Engineer I

Approver's Phone Number
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TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: