

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
Permitting Division
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: Chemours Oakley Facility (formerly DuPont Oakley), Post Closure Permit Renewal

State Clearinghouse Number: 2011092013

Project Location: 6000 Bridgehead Road, Oakley, CA 94561

County: Contra Costa County

Project Applicant: The Chemours Company FC, LLC

Project Description: The California Department of Toxic Substances Control (DTSC), pursuant to authority granted under Division 4.5, California Code of Regulations, Title 22, Chapter 20, proposes to renew the Post Closure Permit for the Oakley Site Hazardous Waste Facility. In 1983, DuPont closed six ponds and basins (i.e., Ponds A, B and C, the Emergency Basin, and the East and West Basins) in accordance with a closure plan approved by Central Valley Regional Water Quality Control Board, and DTSC, for ten years. The property contains the six closed ponds and basins from the former hazardous waste facility that have been maintained under a Post Closure Permit issued by DTSC on December 7, 2011, which is currently due for renewal. The Permit outlines three primary functions: inspection, groundwater monitoring of specified monitoring wells, and reporting. No physical changes to the site are proposed in this Post Closure Permit Renewal.

The six ponds and basins (East Basin, West Basin, Emergency Basin, Pond A, Pond B, and Pond C) that are subject to the Post Closure Permit were closed in 1983 in accordance with closure plans approved by the Central Valley Regional Water Quality Control Board and DTSC (closure certified in 1985). Closure of the concrete and polyethylene-lined ponds consisted of removing hazardous wastes and backfilling each pond with clean soil. Closure of the Emergency Basin and East Basin was accomplished through removal of all sludge, followed by removal of riprap from the basin sidewalls and an average of approximately 14 inches of contaminated soil with constituent concentrations exceeding the closure criteria. The East and Emergency Basins were then backfilled with clean soil. Closure of the West Basin included excavation of riprap from the basin sidewalls, as well as sludge and soil with constituent concentrations that exceeded the closure criteria. Backfilling of the West Basin did not occur during the 1983 closure; instead, it was completed in September 2014 as part of the requirements of the Post Closure Permit.

The purpose of the post closure permit extension is solely to extend the Permitted operational period of the Facility for ten years to allow post closure activities to continue. The Facility has not been operational since before it closed in 1983. This project would not affect any aspect of the environment and requires no new construction. All post closure activities will continue to be consistent with the Post Closure Permit and will not result in physical changes. The Post Closure Permit Renewal would not result in a significant impact on the environment.

As Lead Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on September 26, 2022, and has made the following determinations:

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

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

Department of Toxic Substances Control
Permitting Division
8800 Cal Center Drive
Sacramento, CA 95826

Contact Person	Contact Title	Phone Number
Xuong Ton	Hazardous Substances Engineer	(916) 255-3581

Approver's Signature:

Date:

Mohammed Omer

October 27, 2022

Approver's Name	Approver's Title	Approver's Phone Number
Mohammed Omer	Supervising Hazardous Substances Engineer, I	916-255-3883

TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR: