

**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
Brownfields and Environmental Restoration Program
700 Heinz Avenue
Berkeley, CA 94710

Subject: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OR 21152 OF THE
PUBLIC RESOURCES CODE

Project Title: Final Removal Action Workplan for 3512 & 3518 Clayton Road (aka Clayton Road Townhomes Project)

State Clearinghouse No.: 2006062093

Project Location: 3512 & 3518 Clayton Road, Concord, California 94519

County: Contra Costa

Project Description: The project consists of approval of a Removal Action Workplan (RAW) by the Department of Toxic Substances Control (DTSC) for the 3512 & 3518 Clayton Road (hereafter "the Site") prior to its redevelopment. The purpose of the RAW is to reduce the potential risk to human health and the environment from the contaminants of concern (COC), TPH-diesel, TPH-motor oil, and arsenic in soil and benzene in soil gas by excavating and removing the contaminated soil. DTSC is overseeing cleanup at the Site under a Standard Voluntary Agreement with CDP Concord LLC.

Activities to be conducted pursuant to the RAW include the following:

- Excavate an estimated 200 cubic yards (CYs) of impacted soil from locations previously identified during Site investigations;
- Transport and dispose the impacted soil at a permitted, off-Site landfill;
- Post-excavation soil confirmation sampling will be conducted in select locations to validate the removal has been completed in areas where pre-excavation sampling did not find the extent of vertical and/or horizontal extents of COC impacts.
- Conduct soil gas sampling after excavation is complete.

As a Responsible Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on February 26, 2020 and has made the following determinations:

1. The project will not have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project by the City of Concord pursuant to the provisions of CEQA. The City of Concord also completed the following CEQA documents in support of the City's project: Draft Supplemental Environmental Impact (SEIR) Report to the 2030 Concord General Plan EIR for the Concord Development Code Project, April 2012; 2014-2022 Housing Element Update Initial Study/Negative Declaration, September 2014; Clayton Road Townhomes Project Infill Environmental Checklist, November 2019; and Notice of Determination, February 24, 2020.
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.

This is to certify that the final environmental document and the record of project approval are available to the public at the following locations:

DTSC File Room
700 Heinz Avenue
Berkeley, California 94710
(510) 540-3800 (call for an appointment)

DTSC website:

https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=60002797

Concord Library - Contra Costa County Library

2900 Salvio Street
Concord, CA 94519
(925) 646-5455; call for hours

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Supervisor Signature


Date

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TO BE COMPLETED BY OPR ONLY

Governor's Office of Planning & Research

Date Received For Filing and Posting at OPR:

FEB 28 2020

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