

**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 OR 21152 OF THE PUBLIC RESOURCES CODE

Project Title: Environmental Protection Corporation, Eastside Landfill Site, Explanation of Significant Differences

State Clearinghouse No.: 2007051148

Project Location: Round Mountain Road, about 15 miles northeast of Bakersfield

County: Kern County

Project Description:

The project consists of modification of the materials used to cap the impoundments at the Environmental Protection Corporation, Eastside Landfill Site (Site), as documented in the Explanation of Significant Differences (ESD). The ESD proposes closing the impoundments by installing a structured geomembrane (ClosureTurf) cap instead of a monofill soil cap. The proposed changes to the remedial actions are consistent with a Remedial Action Plan (RAP) approved by DTSC in 2008. The 2008 RAP proposed to remediate the Site by installing a monofill cap over the surface impoundments, recording a deed restriction and conducting long-term monitoring. Long-term monitoring includes monitoring of the cap, groundwater, surface water, and air emissions, along with maintaining site security. The fundamental cleanup activities proposed in the ESD remain consistent with remedial actions approved in the RAP.

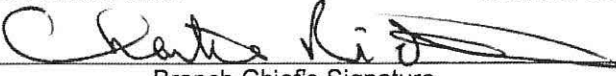
Both the ESD and the RAP were prepared in accordance with the California Health and Safety Code, Sections 25356.1 (h) and 25187 and the evaluation of remedial actions is consistent with the National Contingency Plan. This action is being taken pursuant to authority granted under the California Health & Safety Code, Chapter 6.8 and the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), Section 121. Site cleanup will be conducted under the requirements of California Health and Safety Code, sections 25355.5 (a)(1)(B) and (c), 25358.3(a), 58009 and 58010.

As Lead Agency a Responsible Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on [date] and has made the following determinations:

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

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

Department of Toxic Substances Control
Site Mitigation and Restoration Program
File Room, 8800 Cal Center Drive
Sacramento, CA 95826

<u>Thomas Tse</u> Contact Person Name	<u>Hazardous Substances Engineer</u> Contact Person's Title	<u>916-255-3643</u> Phone #
 Branch Chief's Signature		<u>4/25/19</u> Date
<u>Charlie Ridenour</u> Branch Chief Name	<u>Supervising Hazardous Substances Engineer II</u> Branch Chief's Title	<u>916-255-6442</u> Phone #

TO BE COMPLETED BY OPR ONLY

Date Received for Filing and Posting at OPR:

Governor's Office of Planning & Research

APR 26 2019

STATE CLEARINGHOUSE