



Jared Blumenfeld  
Secretary for  
Environmental Protection



## Department of Toxic Substances Control

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Gavin Newsom  
Governor

April 17, 2019

Mr. Erik Nolthenius, Planning Manager  
City of Brentwood  
Community Development Department  
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Governor's Office of Planning & Research  
APR 18 2019  
STATE CLEARINGHOUSE

Vineyards at Deer Creek Project, SCH# 2019049008

Dear Mr. Nolthenius:

Thank you for the opportunity to comment on the Notice of Preparation (NOP) for the Vineyards at Deer Creek Project, SCH# 2019049008 (Project). As you may be aware, the California Department of Toxic Substances Control (DTSC) oversees the cleanup of sites where hazardous substances have been released pursuant to the California Health and Safety Code, Division 20, Chapter 6.8. As a potential Responsible Agency, DTSC is submitting comments to ensure that the environmental documentation prepared for this project to address the California Environmental Quality Act (CEQA) adequately addresses any required remediation activities which may be required to address any hazardous substances release.

DTSC staff reviewed the NOP. According to section on Existing and Adjacent Land Uses and Setting, the Project would be located on land that is currently used for agricultural purposes, including dry grass farming and limited seasonal cattle grazing. The NOP does not include any information on the potential presence of agricultural chemicals or other hazardous substances in soil or other media at the project location. We strongly recommend that a full historical assessment of past uses be done for the project area. Based on that information, sampling should be conducted to determine whether there is an issue which will need to be addressed in the CEQA compliance document. If hazardous substances have been released, they will need to be addressed as part of this project.

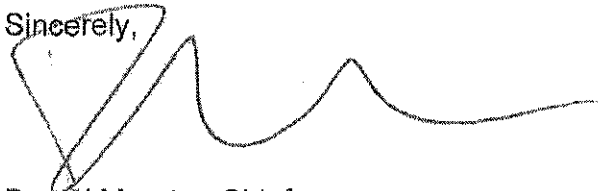
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For example, if remediation activities such as soil excavation are required to remove contaminated media from the project area, the CEQA document should include: (1) an assessment of air impacts and health impacts associated with the removal activities; (2) identification of any applicable local standards which may be exceeded by the removal activities, including dust levels and noise; (3) transportation impacts from the removal and other remediation activities; and (4) risk of upset should be there an accident in the project area.

Should remediation be necessary in the project area, DTSC and the Regional Water Quality Control Boards (Regional Boards) signed a Memorandum of Agreement, March 1, 2005 (MOA) aimed to avoid duplication of efforts among the agencies in the regulatory oversight of investigation and cleanup activities at brownfield sites. Under the MOA, anyone requesting oversight from DTSC or a Regional Board must submit an application to initiate the process to assign the appropriate oversight agency. The completed application and site information may be submitted to either DTSC or the Regional Board office for your geographical area. The application is available at <http://www.calepa.ca.gov/brownfields/MOA/application.pdf>.

Please contact me at (510) 540-3772 or by email at [Daniel.Murphy@dtsc.ca.gov](mailto:Daniel.Murphy@dtsc.ca.gov) if you have any questions or would like to schedule a meeting. Thank you in advance for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Daniel Murphy', written over a white rectangular box.

Daniel Murphy, Chief  
Contra Costa and Solano County Unit  
Brownfields and Environmental Restoration Program  
Berkeley Office

cc: Governor's Office of Planning and Research  
State Clearinghouse  
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