

NOTICE OF EXEMPTION

2019090717

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
 700 Heinz Avenue, Suite 200
 Berkeley, CA 94710

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| Project Title: Dharma Realm Buddhist University Sudhana Center Extension Soil Removal Action Workplan | | |
| Project Address: 200-246 Barnes Street | City: Ukiah | County: Mendocino |
| Approval Action Under Consideration by DTSC: | | |
| <input checked="" type="checkbox"/> Removal Action Workplan | <input type="checkbox"/> Initial Permit Issuance | <input type="checkbox"/> Permit Re-Issuance |
| <input type="checkbox"/> Corrective Measure Study/Statement of Basis | <input type="checkbox"/> Permit Modification | <input type="checkbox"/> Closure Plan |
| <input type="checkbox"/> Remedial Action Plan | <input type="checkbox"/> Regulations | <input type="checkbox"/> Interim Removal |
| <input type="checkbox"/> Other (specify): | | |
| Statutory Authority: | | |
| <input type="checkbox"/> California H&SC, Chap. 6.5 <input checked="" type="checkbox"/> California H&SC, Chap. 6.8 <input type="checkbox"/> Other (specify): | | |

Project Description: The project consists of the excavation of approximately 260 cubic yards (390 tons) of soil impacted with lead at the Dharma Realm Buddhist University (DRBA) Sudhana Center (Site). The Cleanup Decision Document, referred to as a Removal Action Workplan, concluded that the contaminated soil could be addressed by excavation and backfill of clean imported soil and gravel.

Background: The Site has a history of orphanage, school, and residential use dating back to at least the 1890s and through 2009. The school operating at the Site was closed in 2009, and between 2009 and 2015, the Site was vacant, but was maintained by the property manager under the former owner, Trinity Youth Services. DRBA acquired the Site in June 2015.

Given the age of the former structures within the Site area and the present maintenance building on the Site, the Phase I ESA performed by LACO (2014) identified the potential for lead impacts to shallow soil at the Site from lead-based paint associated with these structures. Lead impacts to shallow soils were confirmed by soil sampling performed in 2015 by LACO (2015) and CIH (2015).

On May 11, 2016, the DRBA entered into a Voluntary Cleanup Agreement (VCA) with the California Department of Toxic Substances Control (DTSC) to provide oversight of investigation and remediation of lead-impacted soil at the Site.

Project Activities: The project activities consist of the following:

- Excavation of approximately 260 in-place cubic yards (390 tons) of lead-affected soil over a total area of approximately 3,600 square feet, using standard construction equipment such as loaders, backhoes, and/or other appropriate equipment. The excavation will take approximately seven days and the soil will be removed to depths between 1 and 5 feet bgs in a limited area within the AOC based on the existing dataset.
- Excavation operations may generate fugitive dust emissions. Water spray and other forms of vapor and dust control may be required during excavation, and workers may be required to use personal protective equipment to reduce exposure to lead. Perimeter fugitive dust monitoring will be performed.
- Temporary on-Site soil stockpiling and waste characterization, followed by loading and transport of the excavated soil from the Site to an appropriately licensed off-Site facility for disposal.
- Approximately 12 – 14 trucks will transport soil to a permitted facility for disposal and clean material will be imported from a local quarry to backfill the excavation.

In the event biological, cultural or historical resources are discovered in the course of project activities, work will be suspended while a qualified biologist, cultural or historical specialist assesses the area and arrangements are made to protect or preserve any resources that are discovered. If human remains are discovered, no further disturbance will occur in the location where the remains are found, and the County Coroner will be notified pursuant to Health and Safety Code Chapter 2, Section 7050.5.

An analysis of project activities upon existing environmental conditions indicates that implementation of environmental safeguards and monitoring procedures that are enforceable and made a condition of project approval and will ensure that impacts to the environment will be less than significant.

Name of Public Agency Approving Project: Department of Toxic Substances Control

Name of Person or Agency Carrying Out Project: Dharma Realm Buddhist University

Exempt Status: (check one)

- Ministerial [PRC, Sec. 21080(b)(1); CCR, Sec. 15268]
- Declared Emergency [PRC, Sec. 21080(b)(3); CCR, Sec. 15269(a)]
- Emergency Project [PRC, Sec. 21080(b)(4); CCR, Sec. 15269(b)(c)]
- Categorical Exemption: [CCR Title 14, Sec. 15330]
- Statutory Exemptions: [State Code Section Number]
- Common Sense Exemption [CCR, Sec. 15061(b)(3)]

Exemption Title: Minor Actions to Prevent, Minimize, Stabilize, Mitigate or Eliminate the Release or Threat of Release of Hazardous Waste or Hazardous Substances.

Reasons Why Project is Exempt:

1. The project is a minor action designed to prevent, minimize, stabilize, mitigate, or eliminate the release or threat of release of hazardous waste or hazardous substances.
2. The project will not exceed \$1 million in cost.
3. The project does not involve the onsite use of a hazardous waste incinerator or thermal treatment unit or the relocation of residences or businesses and does not involve the potential release into the air of volatile organic compounds as defined in Health and Safety Code Section 25123.
4. The exceptions pursuant to California Code Regulations, Title 14 § 15300.2 have been addressed as follows:
 - a. Cumulative Impact. The project will not result in cumulative impacts because it is designed to be a short-term final remedy that would not lead to a succession of projects of the same type in the same place over time.
 - b. Significant Effect. The environmental safeguards and monitoring procedures that are enforceable and made a condition of project approval will prevent unusual circumstances from occurring so that there is no possibility that the project will have a significant effect on the environment.
 - c. Scenic Highways. The project will not damage scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, because it is not located within a highway officially designated as a state scenic highway.

Evidence to support the above reasons is documented in the project file record, available for inspection at:

Department of Toxic Substances Control
File Room
Site Mitigation and Restoration Program
700 Heinz Avenue, Suite 200
Berkeley, California 94710

https://www.envirostor.dtsc.ca.gov/public/profile_report?global_id=60002317

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9/26/2019
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Governor's Office of Planning & Research

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