

## CALIFORNIA ENVIRONMENTAL QUALITY ACT NOTICE OF EXEMPTION

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  
5796 Corporate Avenue  
Cypress, CA 90630

**Project Title:** Boysen Park Removal Action Workplan

**Project Location:** 951 South State College Boulevard, Anaheim, CA 92806

**County:** Orange

**Project Applicant:** City of Anaheim

**Approval Action Under Consideration by DTSC:** Removal Action Workplan

**Statutory Authority:** California Health and Safety Code, Chapter 6.8

**Project Description:** The Department of Toxic Substances Control (DTSC) approved the Boysen Park Removal Action Work Plan (RAW) located at 951 South State College Boulevard, Anaheim (Project Site). The cleanup decision document, referred to as a RAW, specified the removal action objectives, identified the contaminants of concerns (COCs), and evaluated alternative remediation proposed for the Project Site. The COCs at the Project Site consist of arsenic, copper, lead, and mercury. The RAW concluded the excavation and off-site disposal of approximately 1,200 cubic yards (cy) of contaminated soil and landfill material. A Soil Management Plan (SMP) and the recordation of a Land Use Covenant (LUC) are required to protect human health and the environment.

**Background:** The Project Site is approximate 24-acres and bordered by South State College Boulevard to the east, Vermont Avenue to the north, Theodore Roosevelt Elementary School to the west. Portions of the northern two thirds of the Site were located within the limits of a City of Anaheim landfill that operated from at least 1906 until approximately the mid-1930s. The landfill accepted primarily general household waste consisting of daily refuse, including but not limited to paper products, auto parts, hot water heaters, steel cables, old horseshoes, and shot gun shells. Upon closure in the 1930s, the Site operated as a public rifle range until the early 1940s. Boysen Park was constructed at the Site in 1958 and was developed as a public park in 1963 and includes sport fields, playgrounds, and a parking lot. The adjoining properties are a mix of residences, schools, and a church. The southern third of the Site, including the Anaheim Tennis Center and football/soccer fields, was previously occupied by orchards and does not appear to be within the limits of the former landfill.

During September and October 2021, sampling was conducted at the Site, without DTSC oversight, and the results documented in the Preliminary Endangerment Assessment (PEA) Report (Leighton Consulting, Inc., January 28, 2022). The PEA indicated that arsenic, cadmium, cobalt, lead, mercury, total petroleum hydrocarbon as diesel, exceeded their Regional Screening Levels (RSLs) and recommended completion of a Supplemental Site Investigation (SSI) to further delineate the extent of the landfill material and impacted soil. On January 18, 2022, City of Anaheim entered into a Standard Voluntary Agreement (Docket No. HSA-FY21/22-053) with DTSC for oversight of the SSI and/or response actions at the Site. On February 25, 2022, DTSC approved the PEA. Subsequently, DTSC approved an SSI Workplan (Leighton Consulting, Inc., March 24, 2022) on April 19, 2022. On August 30, 2022, DTSC approved the SSI with a removal action required determination.

The Boysen Park is now in need of major renovation and the City is currently reviewing plans to revitalize the Park.

**Project Activities:** The Project activities consist of the excavation of approximately 1,200 cubic yards (cy) of soil and landfill material to a depth of two feet below ground surface (bgs) and administrative controls, consisting of a SMP and the recordation of a LUC. In addition, a limited number of shallow borings will be advanced and sampled in the northeast portion of the main baseball diamond to provide additional vertical and horizontal bounding of the documented contamination in that area. Excavated soil will be profiled and disposed of at licensed offsite facilities permitted to accept the waste. The administrative controls will manage the long-term risks of the waste material left in-place at a depth greater than 2 feet bgs.

The waste soil will be either loaded directly into waste transport trucks or soil bins or stockpiled onsite for offsite disposal at appropriately licensed offsite facilities permitted to accept the waste. Approximately 87 truckloads of waste material will be removed from the Site over the course of approximately two weeks. Based on preliminary sampling, it is anticipated that the overburden soil will be classified as non-hazardous, and the waste material is anticipated to be classified as non-Resource Conservation and Recovery Act (RCRA) and/or RCRA hazardous waste. Profiling will be completed prior to

implementation of the RAW and these designations may change based on update sampling information. If the soil is stockpiled onsite and resampled, then the results of the stockpile sampling will be used to classify the waste.

The excavations will be backfilled with approximately same quantity of clean imported soil, tested to confirm thresholds for use at a residential Site are met. Additional import soil may be necessary due to proper compaction.

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.

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

**Name of Person or Agency Carrying Out Project:** City of Anaheim

**Exempt Status:** Categorical Exemption: Categorical Exemption: Class 30, Categorical Exemption, Title 14, Section 15330

**Reasons Why Project is Exempt:**

1. Minor Actions 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 will be consistent with applicable State and local environmental permitting requirements.
4. The project does not involve the onsite use of a hazardous waste incinerator or thermal treatment unit.
5. The project does not involve the relocation of residences or businesses.
6. The project does not involve the potential release into the air of volatile organic compounds as defined in Health and Safety Code Section 25123. (Exception: Small-scale in situ soil vapor extraction and treatment systems which have been permitted by the local Air Pollution Control District or Air Quality Management District.)
7. The exceptions pursuant to California Code of Regulations, Title 14, Section 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.
  - d. Hazardous Waste Sites. The project is not located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.  
(<http://calepa.ca.gov/sitecleanup/corteselist/default.htm>)
  - e. Historical Resources. A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.

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

Department of Toxic Substances Control  
Site Mitigation and Restoration Program  
5796 Corporate Avenue  
Cypress, CA 90630

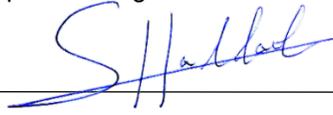
Additional project information is available on EnviroStor: [www.envirostor.dtsc.ca.gov/public/](http://www.envirostor.dtsc.ca.gov/public/)

Contact Person  
Johnson Abraham

Contact Title  
Project Manager

Phone Number  
(714) 484-5380

Approver's Signature:



Date:

April 5, 2023

Approver's Name  
Shahir Haddad, P.E.

Approver's Title  
Acting Branch Chief

Approver's Phone Number  
(714) 484-5368

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TO BE COMPLETED BY OPR ONLY

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Date Received for Filing and Posting at OPR: