

## CALIFORNIA ENVIRONMENTAL QUALITY ACT STATEMENT OF FINDINGS

The Department of Toxic Substances Control (DTSC) has issued Findings for this project pursuant to the California Environmental Quality Act (CEQA; California Public Resources Code, Division 13, Section 21081) and implementing Guidelines (California Code of Regulations, Title 14, Division 6, Chapter 3, Sections 15091 et seq.)

### A. PROJECT SUBJECT TO DTSC APPROVAL

PROJECT TITLE: Remedial Action Plan for the Schlage Operable Unit (OU) and UPC OU1		CALSTARS CODING: 11140-201789-00
PROJECT ADDRESS: Sunnydale and Bayshore Blvd.	CITY: San Francisco	COUNTY: San Francisco
PROJECT SPONSOR: Universal Paragon Corporation (UPC)	CONTACT: Steven Hansen	PHONE: (415) 468-6678

#### APPROVAL ACTION UNDER CONSIDERATION BY DTSC:

- Initial Permit Issuance       Permit Renewal       Permit Modification       Closure Plan  
 Removal Action Workplan       Remedial Action Plan       Interim Removal       Regulations  
 Other (specify):

#### STATUTORY AUTHORITY:

- California H&SC, Chap. 6.5       California H&SC, Chap. 6.8       Other (specify):

#### PROJECT DESCRIPTION (Specific Activities Proposed To Be Undertaken):

1. Excavation and off-site disposal of up to 6,000 cubic yards of VOC-contaminated soil;
2. Excavation and treatment by aeration on-site of approximately 15,000 cubic yards of VOC-impacted soil;
3. Excavation, relocation and capping of approximately 22,000 cubic yards of metal-impacted soils under recreational areas, paved roadways, buildings and parking podiums;
4. In situ (in-place) treatment of VOCs in groundwater using Enhanced Reductive Dechlorination;
5. Imposition of LUCs appropriate for the Site; and
6. Cap maintenance and groundwater monitoring.

### B. LEAD AGENCY ENVIRONMENTAL DOCUMENT REVIEWED

Lead Agency: San Francisco Redevelopment Agency

Environmental Document Title: Visitacion Valley Redevelopment Program Environmental Impact Report

Date Certified: 12/18/2008

State Clearinghouse Number: 2007022049

### C. STATEMENT OF FINDINGS AND FACTS FOR ADEQUACY OF LEAD AGENCY ENVIRONMENTAL DOCUMENT

Using its independent judgment, DTSC makes the following findings:

1. The Lead Agency Final Environmental Document adequately addressed the proposed Project impacts now before the DTSC for decision.
2. The DTSC concurs with the findings made by the Lead Agency Final Environmental Document relating to the DTSC Project activities. The Final Lead Agency Environmental Document analysis includes the DTSC Project activities. Mitigation measures are included in the Lead Agency Final Environmental Document for the following resources that

would potentially be affected by the DTSC project:

- Aesthetics    Agriculture    Air    Biological    Cultural    Geology/ Soils    Hazards/Hazardous Materials  
 Hydrological    Land Use    Minerals    Noise    Population/Housing    Public Services    Recreation  
 Transportation    Utilities/ Service Systems    Climate Change    Green House Gas  
 Other (specify:

3. Mitigation measures identified in the Lead Agency Final Environmental Document have been adopted by DTSC for this Project and will be implemented to avoid, reduce, or substantially lessen the project impacts. No additional mitigation measures are necessary, and no additional mitigation monitoring plan is required pursuant to CEQA.

4. For each significant environmental effect identified for the Project:

Changes or alterations have been required in, or incorporated into, the Project which avoid or substantially lessen the significant environmental effects as identified in the Lead Agency Final Environmental Document.

Such changes or alterations are within the responsibility and jurisdiction of the City of San Francisco and not DTSC.

Such changes have been adopted by this public agency or can and should be adopted by this public agency.

Mitigation measures included in the Lead Agency Final Environmental Document are infeasible, and therefore, will not be incorporated into the DTSC Project for the following reasons:

5. Based on the above findings, DTSC concludes:

The proposed Project will not result in significant and unavoidable effects to the environment.

The proposed Project will result in significant and unavoidable effects to the following environmental resources:\*

- Aesthetics    Agriculture    Air    Biological    Cultural    Geology/ Soils    Hazards/Hazardous Materials  
 Hydrological    Land Use    Minerals    Noise    Population/Housing    Public Services    Recreation  
 Transportation    Utilities/ Service Systems    Climate Change    Green House Gas  
 Other (specify:

\*Impacts to these resources would remain significant even after applying mitigation measures described in the Lead Agency Final Environmental Document, or there is no feasible mitigation available.

\*In accordance with Cal. Code of Regs., title 14, section 15093, a Statement of Overriding Considerations was adopted by the Lead Agency for these resources. DTSC adopts a Statement of Overriding Considerations for these resources having determined that the DTSC Project benefits outweigh the significant environmental effects for the following reasons:

6. None of the conditions requiring a subsequent EIR or Negative Declaration pursuant to Cal. Code Regs., tit. 14 Section 15162 exist.

7. In accordance with Cal. Code of Regs., title 14, section 15093, a Notice of Determination indicating the results of said Findings will be filed with the Governor's Office of Planning and Research State Clearinghouse.

**D. CERTIFICATION**

Virginia Lasky  
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 DTSC Project Manager Signature

11/16/09  
 \_\_\_\_\_  
 Date

Virginia Lasky  
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 DTSC Project Manager Name

Hazardous Substances Engineer  
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Karen M. Toth  
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 DTSC Performance Manager/Unit Chief Signature

11/12/2009  
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