



**Linda S. Adams**  
Acting Secretary for  
Environmental Protection



## Department of Toxic Substances Control

SAN DIEGO REGIONAL  
WATER QUALITY CONTROL BOARD

Deborah O. Raphael, Director  
5796 Corporate Avenue  
Cypress, California 90630



**Edmund G. Brown Jr.**  
Governor

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July 28, 2011

Mr. Vicente Rodriguez  
9174 Sky Park Court., Suite 100  
San Diego, California 92123

### NOTICE OF AVAILABILITY OF A DRAFT ENVIRONMENTAL IMPACT REPORT FOR THE SHIPYARD SEDIMENT REMEDIATION PROJECT, (SCH #2009111098), SAN DIEGO COUNTY

Dear Mr. Rodriguez:

The Department of Toxic Substances Control (DTSC) has received your submitted draft Environmental Impact Report (EIR) for the above-mentioned project. The following project description is stated in your document: "The proposed Shipyard Sediment Remediation Project (proposed project) is the dredging of sediment adjacent to shipyards in the San Diego Bay; the dewatering, solidification of the dredged material (onshore or on a barge); the potential treatment of decanted water (anticipated disposal to the sanitary sewer system); and the transport of the removed material to an appropriate landfill for disposal. The project consists of marine sediments in the bottom bay waters that contain elevated levels of pollutants above San Diego bay background conditions. The purpose of the project is to implement a Tentative Cleanup and Abatement Order (CAO) issued by the California Regional Water Quality Control Board, San Diego Region (San Diego Water Board). The sediment removal site is located along the eastern shore of central San Diego Bay, extending approximately from the Sampson Street Extension on the northwest to Chollas Creek on the southeast, and from the shoreline out to the San Diego Bay main shipping channel to the west. The Shipyard Sediment Site is more specifically bounded by the waters of R.E. Staite facility on the north, the 28<sup>th</sup> Street Pier on the south, the open waters and shipways of San Diego Bay on the west, and the shoreline of three leaseholds on the east".

Based on the review of the submitted document DTSC has the following comments:

- 1) DTSC provided comments on the project Notice of Preparation (NOP) on December 22, 2009; some of those comments have been addressed in the

Mr. Vicente Rodriguez  
July 28, 2011  
Page 2

submitted draft Environmental Impact Report. Please ensure that all those comments will be addressed in the final EIR.

- 2) If it is determined that hazardous wastes are, or will be, generated by the proposed operations, the wastes must be managed in accordance with the California Hazardous Waste Control Law (California Health and Safety Code, Division 20, Chapter 6.5) and the Hazardous Waste Control Regulations (California Code of Regulations, Title 22, Division 4.5). Certain hazardous waste treatment processes or hazardous materials, handling, storage or uses may require authorization from the local Certified Unified Program Agency (CUPA), or DTSC.
- 3) The Navy identified areas where munitions and ordnances have been found and areas with high potential of having munitions and ordnances in more than a hundred locations along the channels. There are at least two areas where munitions have been found at the project location referenced in the EIR and a few more such areas are located in close proximity to the project (see attached map).
- 4) The Navy is currently conducting sonar and electromagnetic scans of the channel focused on the areas containing and potentially containing munitions, for possible response actions. This project is undertaken by the NAVFAC Southwest Division under the project reference: MRP Site 100 San Diego Bay Primary Ship Channels. Any projects within the San Diego Bay Ship Channels must be coordinated with the Navy NAVFAC Southwest Division in San Diego for munitions clearance.

If you have any questions regarding this letter, please contact Rafiq Ahmed, Project Manager, at [rahmed@dtsc.ca.gov](mailto:rahmed@dtsc.ca.gov), or by phone at (714) 484-5491.

Sincerely,



Greg Holmes  
Unit Chief  
Brownfields and Environmental Restoration Program

Enclosure

cc: Governor's Office of Planning and Research  
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Mr. Vicente Rodriguez  
July 28, 2011  
Page 3

cc: CEQA Tracking Center  
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