

NEGATIVE DECLARATION

Department of Toxic Substances Control
 Brownfields and Environmental Restoration Program
 8800 Cal Center Drive
 Sacramento, CA 95826

Subject: DRAFT FINAL MITIGATED

Project Title: Caltrans Lead Variance

State Clearinghouse No.:

Project Location: Statewide

County: All California Counties

Project Description: The California Department of Toxic Substances Control (DTSC) is proposing to issue a variance that would allow the California Department of Transportation (Caltrans), under specified terms and conditions, to excavate, stockpile, transport, and reuse soil contaminated with low levels of lead that may be encountered during highway improvement projects conducted within existing state-owned highway right of ways. These projects are individually subject to additional environmental impact assessments as required by the California Environmental Quality Act (CEQA) when Caltrans proposes and approves projects for detailed design and construction.

The variance would waive the provisions of Chapter 6.5 , Health and Safety Code (H&SC), and Title 22, California Code of Regulations (22 CCR), that would otherwise require Caltrans to obtain a hazardous waste disposal facility permit and to comply with various generator requirements that concern transportation, manifesting, storage and disposal of hazardous waste. The variance would be issued in accordance with H&SC section 25143 and 22 CCR section 66260.210.

Finding Of Significant Effect On Environment: *(An Initial Study supporting this finding is attached.)*

Based on evidence provided in this Initial Study, DTSC makes the following determination: The proposed project COULD NOT HAVE a significant effect on the environment.

Mitigation Measures:

Branch Chief Signature

Date

Branch Chief Name

Branch Chief Title

Phone #