CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

RESOLUTION NO. R9-2008-0069

ADPOTING THE NEGATIVE DECLARATION REGARDING POTENTIAL ENVIRONMENTAL IMPACTS
WASTE DISCHARGE REQUIREMENTS
FOR
RESOURCE ENVIRONMENTAL LIMITED LIABILITY CORPORATION
IN SITU CHEMICAL OXIDATION PROJECT
AT
105 AND 112 SOUTH RANCHO SANTA FE ROAD
SAN MARCOS, SAN DIEGO COUNTY

WHEREAS, the California Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), finds that:

1. Is considering the issuance of Waste Discharge Requirements for the direct injection of oxidants into groundwater to cleanup petroleum hydrocarbons, volatile organic compounds, and fuel oxygenates in the vicinity of a former Texaco service station at 105 South Rancho Santa Fe Road in San Marcos, California; and

2. The Regional Board is required to comply with the provisions of Chapter 3 (commencing with Section 21100) of Division 13 of the California Public Resources Code prior to the adoption of any waste discharge requirements; and

3. The Regional Board is functioning as the lead agency, which has the principal responsibility for approving the proposed project and is responsible for preparation of environmental documents; and

4. The Regional Board prepared an Initial Study for the project in accordance with the California Environmental Quality Act (CEQA; Public Resources Code, section 21000 et seq.) and the State CEQA guidelines (Title 14, California Code of Regulations, section 15000, et seq.); and

5. The environmental impacts of this project will be less than significant; and

6. The Regional Board has prepared a Negative Declaration pertaining to the proposed discharge of wastes and the proposed Negative Declaration reflects the Regional Board's independent judgment and analysis; and

7. The proposed Negative Declaration was sent to the State Clearinghouse and local responsible agencies for review; and

8. No comments were received; and

9. A public notice that the Regional Board proposed to adopt a Negative Declaration was published in the San Diego Union Tribune on May 25, 2008, in compliance with section 15072 of the State CEQA Guidelines.

THEREFORE, BE IT RESOLVED THAT, the Regional Board hereby certifies that it has complied with CEQA, that the Negative Declaration reflects proper assessment of environmental impacts of the proposed discharge of oxidants into groundwater for the cleanup of petroleum hydrocarbons, volatile organic compounds, and fuel oxygenates, and that the environmental impacts of the proposed discharge of wastes will be less than significant.

I, John H. Robertus, Executive Officer, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by the California Regional Water Quality Control Board, San Diego Region, on August 13, 2008.

JOHN H. ROBERTUS
Executive Officer