

STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

STAFF SUMMARY REPORT (Vic Pal)
MEETING DATE: December 13, 2017

ITEM: 5A

SUBJECT: **Oyster Point Class III Solid Waste Disposal Site,
City of South San Francisco and Oyster Point Development, LLC,
South San Francisco, San Mateo County –**
Amendment of Waste Discharge Requirements Order No. 00-046

CHRONOLOGY: 2000 – Waste Discharge Requirements (WDRs) adopted

DISCUSSION: The Oyster Point Solid Waste Disposal Site (site) is a 57-acre closed landfill located in the City of South San Francisco. The site is bounded to the north, south, and east by the Bay and to the west by Oyster Point Boulevard and Gull Drive. The City has owned the property since 1950 and used the site between 1956 and 1970 for the disposal of municipal solid wastes. Following site closure in 1977, it was redeveloped to include a small office park and hotel complex and a public marina.

On September 29, 2017, Oyster Point Development, LLC (OPD), became the fee title owner of approximately 17.9 acres of the site. OPD, along with the City, intends to develop portions of the site with multiple office/research and development and retail buildings and infrastructure improvements. The proposed development is consistent with the existing WDRs adopted in 2000 but will be subject to further Board review as development proceeds. By virtue of ownership, OPD is now considered a discharger. This Tentative Order amends the existing WDRs to add OPD as a discharger along with the City.

We received no comments on the Tentative Order during the public comment period, and we anticipate it will remain uncontested.

**RECOMMEN-
DATION:** Adoption of the Tentative Order

FILE NO.: CIWQS Place ID 246395

APPENDIX A: Tentative Order

APPENDIX A:
TENTATIVE ORDER

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

TENTATIVE ORDER

AMENDMENT OF WASTE DISCHARGE REQUIREMENTS for:

**CITY OF SOUTH SAN FRANCISCO
OYSTER POINT DEVELOPMENT, LLC
OYSTER POINT CLASS III SOLID WASTE DISPOSAL SITE
SOUTH SAN FRANCISCO, SAN MATEO COUNTY**

The California Regional Water Quality Control Board, San Francisco Bay Region, (hereinafter called the Water Board), finds that:

1. The closed Oyster Point Class III Solid Waste Disposal Site (site) is located in the City of South San Francisco, depicted in Figure 1. The site encompasses an area of approximately 57 acres. The site is bounded to the north, south, and east by San Francisco Bay and to the west by Oyster Point Boulevard and Gull Drive (Figure 2). The site operated between 1956 and 1970 and was used for the disposal of municipal solid wastes. Following closure, it was redeveloped to include a small office park and hotel complex and a public marina.
2. Applicability and Extension of Existing Order: The current Waste Discharge Requirements for the site are contained in Water Board Order No. 00-046, which remains in effect. Order No. 00-046 names the City of South San Francisco (City) as the discharger.
3. Reason for Amendment: The purpose of this amendment is to update the dischargers named in the Order No. 00-046 and to clarify the respective responsibilities of those dischargers under the Order No. 00-046, as described in the findings below.
4. On September 29, 2017, Oyster Point Development, LLC (OPD) became the fee title owner of approximately 17.9 acres of the site. The portions of the site that are owned by OPD are identified in Figure 3. OPD, along with the City, intends to develop portions of the site with multiple office/research and development and retail buildings and infrastructure improvements. It is anticipated that OPD will perform certain site preparation and construction activities associated with the redevelopment of the site, as described in the *Final Closure Plan, Former Oyster Point Landfill, Oyster Point Properties—Phase I and II Development, 379 Oyster Point Boulevard, South San Francisco, California* (Closure Plan), prepared by Langan Engineering and Environmental Services, Inc., dated September 8, 2017.
5. As stated in the Closure Plan, the City shall retain responsibility for environmental conditions and continued compliance with landfill post-closure maintenance, monitoring, and reporting requirements of Order No. 00-046 during and following redevelopment of the site.
6. This action is an amendment of an order to revise the identity of the dischargers and to clarify the respective responsibilities of those dischargers under Order No. 00-046. There is no reasonable possibility that this action will have a significant effect on the environment (Cal. Code Regs., tit. 14, § 15300.2).
7. The Water Board in a public meeting heard and considered all comments pertaining to the discharge.

IT IS HEREBY ORDERED that Finding 1 of Order No. 00-046 is amended to read as follows:

1. The City owns portions of the former Oyster Point Landfill. Oyster Point Development, LLC (OPD), is the current owner of certain parcels over the former Oyster Point Landfill that were previously owned by the City. The site is located adjacent to San Francisco Bay in the City of South San Francisco. The site encompasses an area of approximately 57 acres. The site is bounded on the north, east, and south by the San Francisco Bay and on the west by Oyster Point Boulevard and Gull Drive.

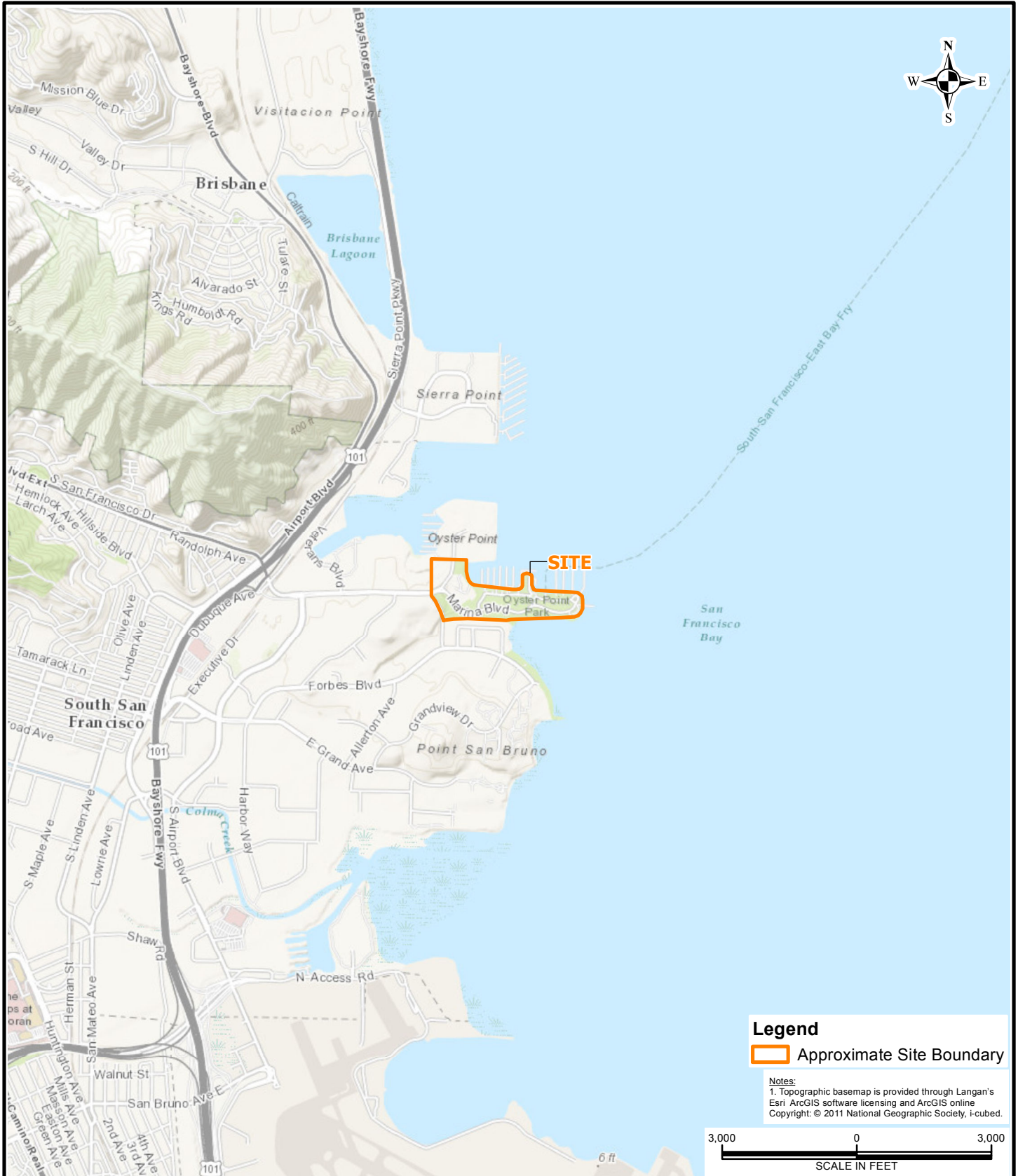
IT IS FURTHER ORDERED that the following findings be added to Order No. 00-046:

- 1.a. OPD, along with the City, intends to develop portions of the site with multiple office/research and development and retail buildings and infrastructure improvements. It is anticipated that OPD will perform certain site preparation and construction activities associated with the redevelopment of the site, as described in the *Final Closure Plan, Former Oyster Point Landfill, Oyster Point Properties—Phase I and II Development, 379 Oyster Point Boulevard, South San Francisco, California*, (Closure Plan) prepared by Langan Engineering and Environmental Services, Inc. (Langan), dated September 8, 2017.
- 1.b. As stated in the Closure Plan, the City shall retain responsibility for environmental conditions and continued compliance with landfill maintenance, monitoring, and reporting requirements of this Order during and following redevelopment of the site.
- 1.c. OPD, as the current owner and project developer of portions of the site, will be the owner during certain grading and construction activities associated with redevelopment of the site, as described in the Closure Plan. These activities will require modifications to portions of the landfill's cover where impacted by grading and will require penetrating through, and in some cases relocating, landfill waste. These activities will also require abandoning and replacing certain components of the landfill gas, groundwater, and surface water control and monitoring systems. For these reasons, OPD is named as a Discharger in this Order and will comply with the Prohibitions, Specifications, and Provisions, as applicable that are contained in the Order during redevelopment activities. Notwithstanding the above, all references to "Discharger" in Order No. 00-046 pertain to historic activities at the site prior to December 13, 2017, and therefore refer only to the City and not OPD. In addition, as described in the Closure Plan, the City will continue to be responsible for compliance with maintenance, monitoring, and reporting requirements of this Order, during and following redevelopment of the site.

I, Bruce H. Wolfe, Executive Officer, do hereby certify that the foregoing is a full, complete, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on December 13, 2017.

Bruce H. Wolfe
Executive Officer

Figure 1 - Site Location Map
Figure 2 - Landfill Boundary Map
Figure 3- OPD Ownership Map



Legend

Approximate Site Boundary

Notes:
 1. Topographic basemap is provided through Langan's Esri ArcGIS software licensing and ArcGIS online. Copyright: © 2011 National Geographic Society, i-cubed.

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LANGAN
 555 Montgomery Street, Suite 1300
 San Francisco, CA 94111-2517
 T: 415.955.5200 F: 415.955.5201 www.langan.com

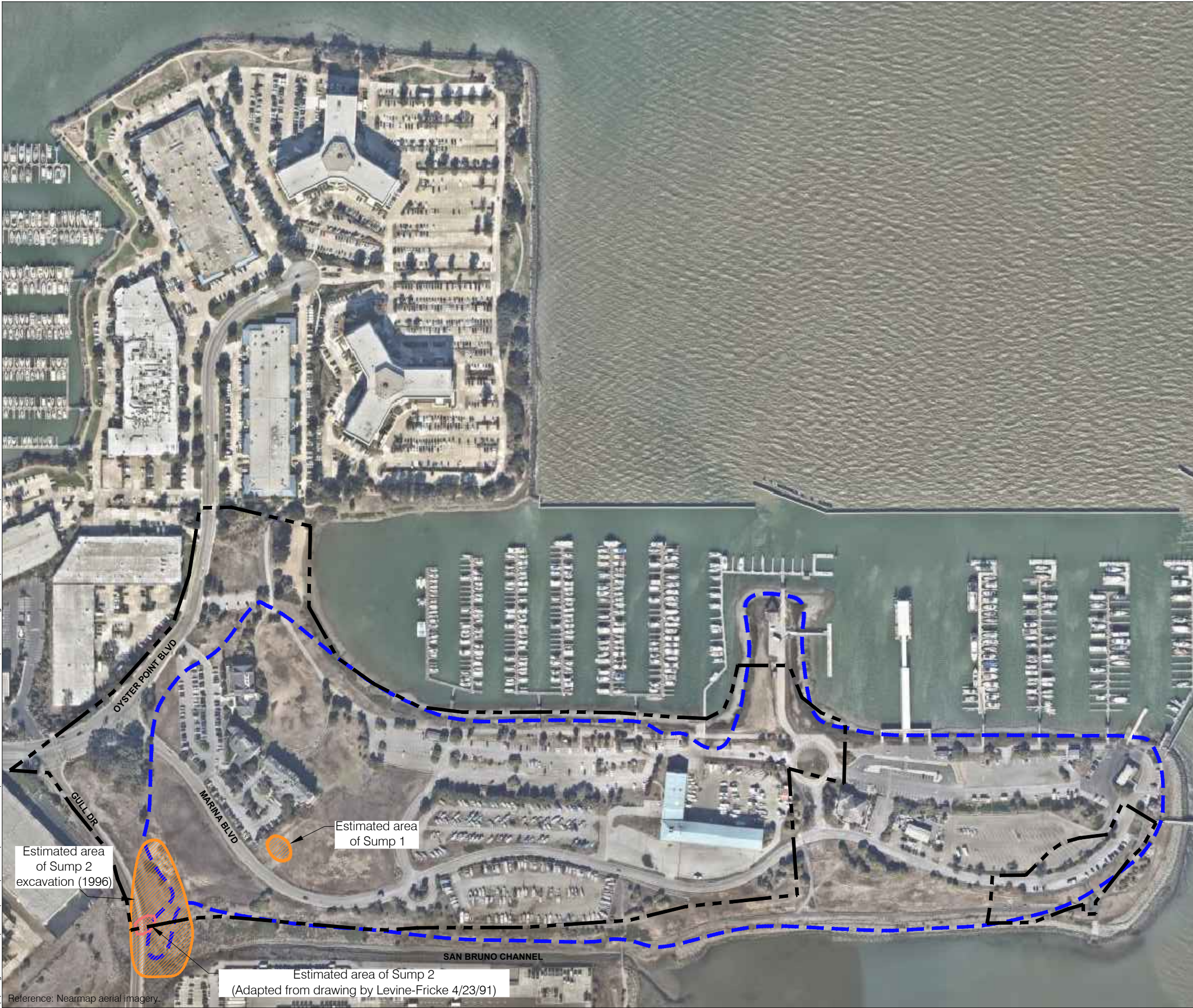
Langan Engineering & Environmental Services, Inc.
 Langan Engineering, Environmental, Surveying and Landscape Architecture, D.P.C.
 Langan International LLC
 Collectively known as Langan

Project
OYSTER POINT PROPERTIES
 SOUTH SAN FRANCISCO
 SAN MATEO COUNTY CALIFORNIA

Drawing Title
SITE LOCATION MAP

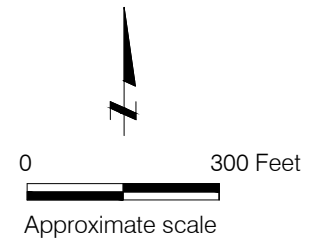
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EXPLANATION

- Approximate "Site" boundary = limits of the Phase IC, ID, IIC, and IID development areas being regraded or modified to accommodate the proposed development
- Approximate boundary of Oyster Point Landfill



OYSTER POINT PROPERTIES
South San Francisco, California

SITE PLAN

Date 9/7/2017 | Project No. 730480106 | Figure 2

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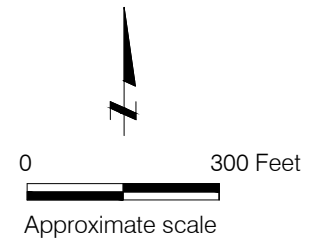
Reference: Nearmap aerial imagery.

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EXPLANATION

- Approximate Site boundary
- Approximate boundary of Oyster Point Landfill



OYSTER POINT PROPERTIES
South San Francisco, California

PROPOSED DEVELOPMENT

Date 9/25/2017 Project No. 730480106 Figure 3

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Reference: Nearmap aerial imagery.