

NOTICE OF DETERMINATION

To: Office of Planning and Research
 State Clearinghouse
 P.O. Box 3044, 1400 Tenth Street, Room 212
 Sacramento, CA 95812-3044

From: Department of Toxic Substances Control
 HWMP/SPCAB

 8800 Cal Center Drive, 2nd Floor

 Sacramento, CA 95826-3200

Filing of Notice of Determination in Compliance with Public Resources Code, Division 13, Section 21108 or 21152.

Hitachi Global Storage Technologies, Incorporated, Permit Renewal and Removal Action Workplan Approval

Project Title

2005032063	Paul Ruffin	(916) 255 / 6677
State Clearinghouse Number (If submitted to Clearinghouse)	Lead Agency Contact Person	Area Code/Telephone/Extension

Project Location *(Include County):*
 5600 Cottle Road, San Jose, Santa Clara County, California

Project Description:

The DTSC is renewing a Hazardous Waste Facility Permit for Hitachi Global Storage Technologies, Incorporated (Hitachi GST) in accordance with section 25200 of the California Health and Safety Code, Division 20, Chapter 7.5 and the California Code of Regulations, Title 22, Division 4.5. The Hitachi GST facility (Facility) would be authorized to perform hazardous waste management activities under a Resource Conservation and Recovery Act (RCRA) equivalent permit. Hitachi GST’s hazardous waste management activities are fully described in the Operation Plan (Part “A” and Part “B” Permit Applications), dated January 23,2003, revised February 11, 2005. The facility was previously owned and operated by International Business Machines Corporation (IBM) in accordance with Hazardous Waste Facility Permits issued in April 1985 and December 1992.

DTSC is also approving a Removal Action Workplan for a 10.49-acre portion of the Facility proposed to be sold to the City of San Jose. This portion of the Facility is identified as Parcel O-6 and is located on the eastern side of the Facility. Based on samples collected on Parcel O-6, DTSC has determined that corrective action is required for arsenic and asbestos. The Removal Action Workplan proposes removal of approximately 3,000 cubic yards of soil contaminated with arsenic and 2,500 cubic yards of fill material containing naturally occurring asbestos for off-site disposal. The amount of material will require 300 to 350 truckloads. The Removal Action will require approximately 6 weeks of filed activities.

This is to advise that the Department of Toxic Substances Control (DTSC), a Lead Agency, has approved the above described project on May 16, 2005, and has made the following determinations regarding the above described project:

1. The project will not have a significant effect on the environment.
2. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were not made a condition of the approval of this project.
4. A Statement of Overriding Considerations was not adopted for this project.
5. Findings were not made pursuant to the provisions of CEQA.

This is to certify that the final environmental document with comments and responses and record of project approval is available to the public at the following location: Department of Toxic Substances Control, 8800 Cal Center Drive, Sacramento, California 95826-3200.

DTSC Branch Chief Signature

Date

Mohinder S. Sandhu

DTSC Branch Chief Name

Chief, SPCAB

DTSC Branch Chief Title

(916) 255-3716

Phone #

TO BE COMPLETED BY OPR ONLY

Date Received For Filing and Posting at OPR: _____