

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
Legacy Landfills and Corrective Action Office
8800 Cal Center Drive
Sacramento, CA 95626-3200

Subject: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OR 21152 OF THE PUBLIC RESOURCES CODE

Project Title: Corrective Action Complete Determination for Chloroform Release Area at Hitachi Global Storage Technologies, Inc. Site

State Clearinghouse No.: 2007082165

Project Location: 5600 Cottle Road, San Jose

County: Santa Clara

Project Description: The project is the Department of Toxic Substances Control's (DTSC's) approval of the Corrective Action Complete Determination for the Chloroform Release Area, in the vicinity of Former Building 028J, at the Hitachi Global Storage Technologies, Inc (Hitachi GST) site. DTSC has determined that corrective action is complete for the Chloroform Release Area, which is located in the Hitachi GST Redevelopment Property. DTSC made this determination based on the following documents, which are incorporated by reference:

1. City of San Jose, Final Environmental Impact Report, Hitachi Campus and Mixed-Use Transit Village Project, June 6, 2005.
2. ENVIRON International Corporation, Corrective Measures Study Report, Chloroform Release Area, Former Building 028J, August 29, 2007.
3. Department of Toxic Substances Control, California Environmental Quality Act Initial Study, Corrective Action Remedy for Chloroform Impacted Area at Hitachi Global Storage Technologies, Inc., August 29, 2007.
4. Department of Toxic Substances Control, Negative Declaration, Corrective Action Remedy for Chloroform Impacted Area at Hitachi Global Storage Technologies, Inc., November 26, 2007.
5. ENVIRON International Corporation, Final Remedy Completion Report, Chloroform Release Area at Former Building 028J, November 17, 2008.
6. ENVIRON International Corporation, Groundwater and Soil Gas Sampling Results - December 2008 Report, Chloroform Release Area at Former Building 028J, January 5, 2009, with Errata Sheet, February 25, 2009.
7. Department of Toxic Substances Control, Final Statement of Basis, updated January 14, 2009 and March 16, 2009.
8. Department of Toxic Substances Control, Final Remedy Completion Report, Chloroform Release Area at Former Building 028J, 5600 Cottle Road, San Jose, Santa Clara County, January 9, 2009.
9. Department of Toxic Substances Control, Negative Declaration Addendum, Hitachi Global Storage Technologies, Inc., Chloroform Release Area, San Jose, California, January 14, 2009.

As Lead Agency a Responsible Agency under the California Environmental Quality Act (CEQA), DTSC approved the above-described project on March 16, 2009, and has made the following determinations:

1. The project will will not have a significant effect on the environment.
2. A Negative Declaration Mitigated Negative Declaration Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were were not made a condition of project approval.
4. A mitigation reporting or monitoring plan was was not adopted for this project.

5. A Statement of Overriding Considerations was was not adopted for this project.

6. Findings were were not made pursuant to the provisions of CEQA.

This is to certify that the final environmental document, comments and responses, and the record of project approval are available to the public at the following location:

Department of Toxic Substances Control
 File Room
 700 Heinz Avenue
 Berkeley, CA 94710.

Paul Ruffin Contact Person Name	Hazardous Substances Engineer Contact Person Title	916-255-6677 Phone #
// original signed by // Branch Chief Signature		March 16, 2009 Date
Mohinder Sandhu Branch Chief Name	Supervising Hazardous Substances Engineer II Branch Chief Title	916-255-3716 Phone #

TO BE COMPLETED BY OPR ONLY

Date Received For Filing and Posting at OPR: