

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

STAFF SUMMARY REPORT (Randy Lee)  
MEETING DATE: September 9, 2009

**ITEM:** 6 A

**SUBJECT:** **USX Corporation, Bay West Cove, LLC, and Wetland Creations, Inc., for the former U.S. Steel property located at Oyster Point Boulevard, South San Francisco, San Mateo County - Rescission of Site Cleanup Requirements**

**CHRONOLOGY:** July 1996 - Site Cleanup Requirements adopted  
November 2000 - Site Cleanup Requirements revised

**DISCUSSION:** The Board adopted a Site Cleanup Requirements Order for this former U.S. Steel facility (a.k.a. Shearwater or Bay West Cove Development) in 1996. The order required cleanup of contamination caused by historical steel and pipe fabrication and assembly on this 167-acre shoreline site, which includes a 47-acre "Upland Unit" and a 120-acre submerged "Offshore Unit". Cleanup of soil in the Upland Unit was completed in 1997. The Upland Unit has since been developed for commercial and office uses, with residential use prohibited by outstanding deed restrictions.

Cleanup of contaminated sediments in the Offshore Unit was stalled due to the companies' inability to obtain a Bay Conservation and Development Commission (BCDC) permit, largely because the proposed project would constitute net filling of the Bay. The companies subsequently proposed a revised cleanup proposal for the Offshore Unit that was acceptable to BCDC and protective of human health and the environment. In November 2000, the Board adopted a revised Site Cleanup Requirements Order intended mainly for the Offshore Unit.

The revised sediment cleanup proposal called for excavation and mechanical dredging of the top three feet of contaminated sediments from the areas of concern, and treatment of dredged sediments for off-site disposal. An engineered clean cap was installed in the dredged areas with no net fill to satisfy BCDC requirements. The cleanup project was completed by end of 2001. Long-term post-cleanup monitoring has shown that the cleanup project was carried out successfully.

The companies have completed all the tasks as set forth in the November 2000 Order. The Tentative Order (Appendix A) rescinds the November 2000 Site Cleanup Requirements Order.

The Tentative Order was circulated for public comment and received no written comments or other responses. We expect this item to remain uncontested.

**RECOMMEN-  
DATION:**

Adoption of the Tentative Order.

FILE NO.

41S0049 (RL)

Appendices:

A - Tentative Order  
B – Location Map

## **Appendix A - Tentative Order**

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

**TENTATIVE ORDER**

**RESCISSION OF SITE CLEANUP REQUIREMENTS (ORDER NO. 00-125)**

**USX CORPORATION  
BAY WEST COVE, LLC, AND  
WETLAND CREATIONS, INC.**

for the former U.S. Steel property located at:

**OYSTER POINT BOULEVARD  
SOUTH SAN FRANCISCO  
SAN MATEO COUNTY**

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

1. **Regional Water Board Order:** The Regional Water Board adopted site cleanup requirements for this Site on November 29, 2000 (Order No. 00-125) to USX Corporation, Bay West Cove, LLC, and Wetland Creations, Inc. (hereinafter collectively the Dischargers).
2. **Summary of Investigation and Remediation Activities:** Order No. 00-125 (Order) required the Dischargers to comply with a list of tasks, with time schedule, to address contaminated soil and sediments resulting from historical steel and pipe fabrication and assembly. These tasks included the design, implementation, and documentation of its completion of an approved Remedial Action Plan to remove contaminated sediments in the Offshore Unit of the Site. The Order also required the Dischargers to comply with a variety of tasks necessary to address post-remediation issues, such as long-term performance monitoring, residual risk management, institutional controls and wetland loss mitigation at the Site.
3. **Basis for Rescission:** The Dischargers have completed all the tasks as set forth in the Order. Consistent with the approved Remedial Action Plan, approximately 20,000 cubic yards of contaminated sediments have been removed from the Offshore Unit. The remedial actions included a combination of excavation and mechanical dredging of contaminated sediments with a turbidity barrier, the replacement of the sediment with a “no net fill” engineered cap, on-site solidification of the removed sediment, treatment and on-site reuse of the decant water, and off-site disposal of the solidified sediments. The Final Documentation Report was submitted to the Regional Water Board on June 28, 2002. Long-term post-remediation monitoring has shown that the remediation project was carried

out successfully. Based on the satisfactory completion of the tasks set forth in the Order, the Order should be rescinded.

4. **CEQA:** This action rescinds an Order to enforce the laws and regulations administered by the Regional Water Board. All actions mandated by the Order have been completed and no further action will occur. As such, rescission of the Order is not a project as defined in the California Environmental Quality Act (CEQA).
5. **Notification:** The Regional Water Board has notified the Dischargers and all interested agencies and persons of its intent under California Water Code Section 13304 to rescind site cleanup requirements for the discharge, and has provided them with an opportunity to submit their written comments.
6. **Public Hearing:** The Regional Water Board, at a public meeting, heard and considered all comments pertaining to this discharge.

**IT IS HEREBY ORDERED**, pursuant to Section 13304 of the California Water Code, that Order No. 00-125 is rescinded.

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

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Bruce H. Wolfe  
Executive Officer

## **Appendix B - Location Map**



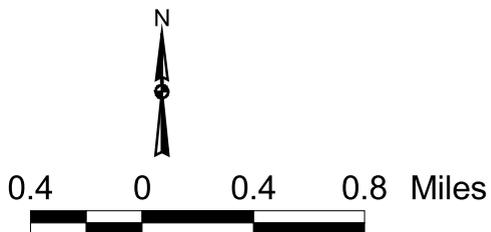
**Former U.S. Steel Property**

**Offshore Unit (site)**

**Upland Unit**

 Former U.S. Steel Property

February 2005



NOTES :
Project No. 20237120
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<b>U.S. STEEL</b>	
<b>URS</b>	
Site Location Map	
February 2005	Figure 1