

May 17, 2001

Clerk of the Boards, John Ravgiala
County of San Bernardino
385 N. Arrowhead Ave.
San Bernardino, CA 92415-0130

**Re: Notice of Determination - Final Environmental Impact Report for the Proposed
ARCO CARB Phase 3/MTBE Phase-out Project**

Enclosed are two copies of a Notice of Determination (NOD) for the above project, which is located in your county. The Final Environmental Impact Report (EIR) for the proposed project, prepared pursuant to the California Environmental Quality Act (CEQA), was certified by the SCAQMD on May 15, 2001. Please record and post the attached NOD according to the provisions of CEQA.

Enclosed is a check for \$35.00 for this project to cover the NOD posting fee. The SCAQMD has determined that the project for which the Final EIR was prepared, will have a de minimus impact on wildlife and the habitat upon which it depends. Therefore, the project is exempt from the Department of Fish and Game filing fee pursuant to §753.5(a)(3), Title 14, California Code of Regulations (CCR). A De Minimus Impact form is also included for this project as is required pursuant to §753.5(c), Title 14, CCR.

Please confirm receipt of one copy and return to the undersigned. Self-addressed envelopes have been provided for your convenience. If you have any questions, you can call me at (909) 396-3054.

Sincerely,

Steve Smith, Ph.D.
Program Supervisor
Office of Planning, Rule Development,
and Area Sources

(jdn\ARCO\NOD.doc)

May 17, 2001

County Clerk, Gina Morla
County of Los Angeles
12400 E. Imperial Highway, Room 2001
Norwalk, CA 90650

**Re: Notice of Determination - Final Environmental Impact Report for the Proposed
ARCO CARB Phase 3/MTBE Phase-out Project**

Ms. Morla:

Enclosed are two copies of a Notice of Determination (NOD) for the above project, which is located in your county. The California Environmental Quality Act (CEQA) document (Final Environmental Impact Report) for the proposed project was certified by the SCAQMD as the Lead Agency on May 15, 2001. Please record and post the attached NODs according to the provisions of CEQA.

Enclosed is a check for \$25.00 for this project to cover the NOD posting fee. The SCAQMD has determined that the project for which the Final EIR was prepared, will have a de minimus impact on wildlife and the habitat upon which it depends. Therefore, the project is exempt from the Department of Fish and Game filing fee pursuant to §753.5(a)(3), Title 14, California Code of Regulations (CCR). A De Minimus Impact form is also included for this project as is required pursuant to §753.5(c), Title 14, CCR.

Please confirm receipt of one copy and return to the undersigned. Self-addressed envelopes have been provided for your convenience. If you have any questions, you can call me at (909) 396-3054.

Sincerely,

Steve Smith, Ph.D.
Program Supervisor
Office of Planning, Rule Development,
and Area Sources

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NOTICE OF DETERMINATION

To: County Clerk
County of Los Angeles
12400 E. Imperial Highway, Room 2001
Norwalk, California 90630

From: SCAQMD
21865 E. Copley Dr.
Diamond Bar, CA 91765

SUBJECT: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OF THE PUBLIC RESOURCES CODE AND SECTION 15096 OF THE CEQA GUIDELINES

Project Title: Final Environmental Impact Report (EIR) for the Proposed ARCO CARB Phase 3/MTBE Phase-out Project

SCH Number: 2000061074

Date Certified: May 15, 2001

Contact Person: Jonathan D. Nadler

Telephone Number: (909) 396-3071

Project Location: ARCO Los Angeles Refinery: 1801 E. Sepulveda Blvd, Carson; Carson Terminal: 2149 E. Sepulveda Blvd., Carson; Colton Terminal: 2395 S. Riverside Ave., unincorporated San Bernardino County; East Hynes Terminal: 5905 Paramount Blvd., Long Beach; Hathaway Terminal: 2350 Hathaway Dr., Signal Hill; Vinvale Terminal: 8601 S. Garfield Ave., South Gate; Marine Terminal 2: 1300 Pier B Street, Port of Long Beach

Project Description: The ARCO Los Angeles Refinery proposes to modify existing process operating units, construct and install new equipment, and provide additional ancillary facilities in order to manufacture gasoline that complies with the Governor's MTBE phase-out mandate and the California Air Resources Board's Reformulated Gasoline Phase 3 specifications. Modifications to five distribution terminals and one marine terminal will also be required.

This is to advise that the South Coast Air Quality Management District (SCAQMD) as the Lead Agency for the above described project has made the following determinations regarding the above described project:

1. A Final EIR was prepared and certified for this project by the SCAQMD pursuant to the provisions of CEQA.
2. The Final EIR concluded that the proposed project would have significant unavoidable adverse impacts on the environment related to construction emissions and the potential accidental release of hazardous materials.
3. Pursuant to the CEQA Guidelines the SCAQMD as the Lead Agency is filing this Notice of Determination.
4. Mitigation measures were made a condition of the approval of this project.
5. A mitigation monitoring program, prepared pursuant to Public Resource Code §21081.6 and CEQA Guidelines §15096, was adopted for this project.
6. Findings were made pursuant to CEQA Guidelines §§15091.
7. A Statement of Overriding Considerations was adopted for this project since significant impacts were identified.

The Final EIR, supporting documentation, and record of project approval may be examined at: SCAQMD Headquarters, 21865 E. Copley Dr., Diamond Bar, CA 91765.

Date Received for filing

Signature:

Barry R. Wallerstein, D.Env.
Executive Officer

NOTICE OF DETERMINATION

To: County Clerk
County of San Bernardino
385 N. Arrowhead Ave.
San Bernardino, California 92415-0130

From: SCAQMD
21865 E. Copley Dr.
Diamond Bar, CA 91765

SUBJECT: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OF THE PUBLIC RESOURCES CODE AND SECTION 15096 OF THE CEQA GUIDELINES

Project Title: Final Environmental Impact Report (EIR) for the Proposed ARCO CARB Phase 3/MTBE Phase-out Project

SCH Number: 2000061074

Date Certified: May 15, 2001

Contact Person: Jonathan D. Nadler

Telephone Number: (909) 396-3071

Project Location: ARCO Los Angeles Refinery: 1801 E. Sepulveda Blvd, Carson; Carson Terminal: 2149 E. Sepulveda Blvd., Carson; Colton Terminal: 2395 S. Riverside Ave., unincorporated San Bernardino County; East Hynes Terminal: 5905 Paramount Blvd., Long Beach; Hathaway Terminal: 2350 Hathaway Dr., Signal Hill ; Vinvale Terminal: 8601 S. Garfield Ave., South Gate; Marine Terminal 2: 1300 Pier B Street, Port of Long Beach

Project Description: The ARCO Los Angeles Refinery proposes to modify existing process operating units, construct and install new equipment, and provide additional ancillary facilities in order to manufacture gasoline that complies with the Governor’s MTBE phase-out mandate and the California Air Resources Board’s Reformulated Gasoline Phase 3 specifications. Modifications to five distribution terminals and one marine terminal will also be required.

This is to advise that the South Coast Air Quality Management District (SCAQMD) as the Lead Agency for the above described project has made the following determinations regarding the above described project:

- 8. A Final EIR was prepared and certified for this project by the SCAQMD pursuant to the provisions of CEQA.
- 9. The Final EIR concluded that the proposed project would have significant unavoidable adverse impacts on the environment related to construction emissions and the potential accidental release of hazardous materials.
- 10. Pursuant to the CEQA Guidelines the SCAQMD as the Lead Agency is filing this Notice of Determination.
- 11. Mitigation measures were made a condition of the approval of this project.
- 12. A mitigation monitoring program, prepared pursuant to Public Resource Code §21081.6 and CEQA Guidelines §15096, was adopted for this project.
- 13. Findings were made pursuant to CEQA Guidelines §§15091.
- 14. A Statement of Overriding Considerations was adopted for this project since significant impacts were identified.

The Final EIR, supporting documentation, and record of project approval may be examined at: SCAQMD Headquarters, 21865 E. Copley Dr., Diamond Bar, CA 91765.

Date Received for filing

Signature:

Barry R. Wallerstein, D.Env.
Executive Officer

California Department of Fish and Game
CERTIFICATE OF FEE EXEMPTION
De Minimis Impact Finding

Title: Final Environmental Impact Report (EIR) for the Proposed ARCO CARB Phase 3/MTBE Phase-out Project

Date Certified: May 15, 2001

Location: Los Angeles and San Bernardino counties

Project Proponent: Atlantic Richfield Corporation (ARCO)

Address of Project Proponent: ARCO Los Angeles Refinery: 1801 E. Sepulveda Blvd, Carson

Project Description: The ARCO Los Angeles Refinery proposes to modify existing process operating units, construct and install new equipment, and provide additional ancillary facilities in order to manufacture gasoline that complies with the Governor's MTBE phase-out mandate and the California Air Resources Board's Reformulated Gasoline Phase 3 specifications. Modifications to five distribution terminals and one marine terminal will also be required.

Findings of Exemption: A Final EIR, which consists of the NOP/Initial Study, the Draft EIR, and responses to comments on the Draft EIR, was prepared pursuant to the requirements of CEQA. The NOP/Initial Study and the Draft EIR for the proposed project were released for a 30-day and 45-day public review and comment period, respectively. Both the Initial Study and EIR concluded that the proposed project would have no direct or indirect effects on wildlife resources or the habitat upon which the wildlife depends. Further, no secondary adverse impacts to plant and animal life were identified that would result from the project. No public comments were received refuting the conclusions of no significant adverse impacts to wildlife resources contained in the EIR.

The SCAQMD as the Lead Agency for the proposed project has found that, when considering the record as a whole, there is no evidence that the proposed project will have potential for adverse effects on wildlife resources or the habitat upon which wildlife depends. Accordingly, based upon the preceding information, the SCAQMD has, on the basis of substantial evidence, rebutted the presumption of adverse effect contained in Section 753.5 (d), Title 14, California Code of Regulations.

Certification: I hereby certify that as the decision maker of the Lead Agency, the SCAQMD has made the above findings of fact for this project and that based upon the SCAQMD's consideration of the Final EIR the project will not individually or cumulatively have adverse effects on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.

Date: _____

Barry R. Wallerstein, D.Env.
Executive Officer

Lead Agency: South Coast Air Quality Management District