

1 Newmark Site.

2 (f) The IC will remain in effect until the EPA determines that the concentration
3 of PCE has reached the remediation goal identified in the ROD and this ordinance is
4 repealed by San Bernardino County.

5 (g) This ordinance was reviewed under the California Environmental Quality
6 Act (CEQA) and determined to be exempt from CEQA pursuant to CEQA Guidelines, 14
7 California Code of Regulations, sections 15307 (the action is taken on behalf of a
8 regulatory agency to assure the maintenance and restoration of a natural resource and
9 involves the protection of the environment), 15308 (the action is taken on behalf of a
10 regulatory agency to assure the maintenance, restoration, enhancement and protection
11 of the environment and involves procedures for the protection of the environment) and
12 Section 15061, subdivision (b)(3) (there is no possibility the activity in question may have
13 a significant effect on the environment). There are no unusual circumstances under the
14 CEQA Guidelines Section 15300.2, subdivision (c) that would render these exemptions
15 inappropriate. Each exemption stands as a separate and independent basis for
16 determining that this ordinance is not subject to CEQA.

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18 SECTION 2. Article 6 is added to Chapter 6 of Division 3 of Title 3 of the San
19 Bernardino County Code, to read:

20 **ARTICLE 6**

21 **33.06558 Purpose.**

22 The purpose of this Article is to protect the health, safety, and general welfare of
23 the residents of San Bernardino County (County) by identifying a County Institutional
24 Control Boundary Area (CICBA) and prohibiting the construction and installation of new
25 groundwater wells on land located within the CICBA to prevent public exposure to
26 groundwater contaminated with tetrachloroethylene (PCE).

27 **33.06559 Definitions.**

28 As used in this Article, the following terms shall have the following meanings:

1 **County Institutional Control Boundary Area (CICBA).** The geographic area
2 depicted and defined as the Cajon Disposal Site and adjacent unincorporated County
3 areas north and east of the Cajon Disposal Site as further detailed on Map A and identified
4 as Assessor Parcel Numbers: 0262042190000; 0262042200000; 0262042180000;
5 0262042430000; 0262042440000; 0262042450000; 0266011130000; 0266021540000;
6 0266012140000; and 0266011170000.



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22 **Map A**

23 **Groundwater.** All water beneath the surface of the earth within the zone below the
24 water table in which the soil is saturated with water.

25 **Remediation goal.** The concentration of PCE in groundwater that will be achieved
26 when the remedy selected in the Record of Decision (ROD) for the Source Operable Unit
27 dated May 9, 2024, is complete. The remediation goal selected in the ROD is the
28 maximum contaminant level for PCE of 5 micrograms per liter ($\mu\text{g/L}$) promulgated
pursuant to the federal Safe Drinking Water Act.

1 Approved as to Form:

2 TOM BUNTON
3 County Counsel

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5 By: _____
6 JOLENA E. GRIDER
7 Deputy County Counsel

8 Date: _____

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