

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
COLORADO RIVER BASIN REGION

CLEANUP AND ABATEMENT ORDER NO. 88-150  
AGAINST  
E-Z SERVE OF CALIFORNIA, INCORPORATED  
Blythe - Riverside County

The Executive Officer of the California Water Quality Control Board, Colorado River Basin Region, finds that:

1. E-Z Serve of California, Incorporated (hereinafter referred to as the discharger), 316 South Bon View Avenue, P.O. Box 3550, Ontario, California 91761, is the owner of the property and E-Z Serve #0148 business located at 200 East Hobson Way, Blythe, California 92225.
2. On July 10, 1987 the Regional Board received an Underground Storage Tank Unauthorized Release Report indicating the presence of contamination in the soil, and a threat to shallow ground water, resulting from leakage of gasoline at E-Z Serve #0148.
3. The Regional Board staff determined that the gasoline contamination presents a threat to the quality of ground water.
4. By letter dated July 21, 1987 the Regional Board requested a technical report containing the results of a complete subsurface investigation of the contamination in the soil and ground water. The report was to be submitted by September 25, 1987.
5. On July 31, 1987 the Regional Board received a letter from the discharger which established Applied Geosystems as the consultant retained to perform the required investigation. Said letter also informed the Regional Board of the presence of floating product on ground water observed in the tank excavation at the time of tank removal. In addition, the discharger's plan to install a floating product recovery system was outlined.
6. On August 20, 1987 the Regional Board received the report entitled, "Work Plan, Installation of Monitoring/Recovery System", prepared by Applied Geosystems.
7. The report entitled "Report, Environmental Investigation Related to Underground Tank Removal" was submitted to the Regional Board on November 9, 1987. The letter of transmittal from the discharger estimated that the report containing the results of further investigation would be completed within 90 days, (approximately January 30, 1988).
8. In a telephone conversation with Regional Board staff on March 4, 1988, the discharger was reminded of the required January 30, 1988 submittal date, and advised to submit a formal request for a time extension.
9. During an April 25, 1988 meeting with Regional Board staff, the discharger was informed that their formal request for a time extension had not been

received. The discharger claimed that a letter had been sent shortly after the March 4, 1988 conversation.

10. Regional Board staff notified the discharger in a July 11, 1988 telephone conversation, that the letter requesting an extension of time had still not been received.
11. On July 20, 1988 the Regional Board received the letter dated March 9, 1988 which explained the delays in submitting the technical report, and transmitted a progress report for the floating product recovery operation, which was prepared by Applied Geosystems and dated July 9, 1988.
12. By letter dated August 15, 1988 the Regional Board granted an extension of time to October 31, 1988 for submittal of the technical report by the discharger.
13. On October 31, 1988 the Regional Board received the report entitled "Report, Subsurface Environmental Investigation and Monitoring Well Installation", prepared by Applied Geosystems, from the discharger.
14. The discharger has caused or permitted the discharge of waste into the waters of the state and created a condition of pollution.
15. Section 13304 of the California Water Code states, in part, that:

"Any person...who has caused or permitted...any waste to be discharged or deposited where it is, or probably will be, discharged into the waters of the state and creates, or threatens to create, a condition of pollution or nuisance, shall upon order of the regional board cleanup such waste or abate the effects thereof, or, in the case of threatened pollution or nuisance, take other necessary remedial action."

16. The Water Quality Control Plan for the Colorado River Basin Region identifies the beneficial uses of the ground water in the Colorado Hydrologic Unit as:
  - a. Municipal
  - b. Industrial
  - c. Agricultural
17. Contamination of the ground water with gasoline would significantly impair the beneficial uses of the ground water.
18. This enforcement action is exempt from the California Environmental Quality Act pursuant to Section 15308 and 15321, Chapter 3, Title 14 of the California Code of Regulations.

IT IS HEREBY ORDERED, that pursuant to Section 13304 of Division 7 of the California Water Code, the discharger shall comply with the following:

1. Cleanup or abate the effects of the discharge of gasoline in the soil and ground water at E-Z Serve #0148, Blythe, California.

2. Submit to the Regional Board by March 1, 1989 a technical report containing the results of the complete subsurface investigation, as requested in the Regional Board letter dated July 21, 1987.
3. Within two weeks of submittal of the technical report, submit a corrective action plan.

ORDERED BY

Arthur Levjian  
Executive Officer

Dec-28, 1988

Date