

California Regional Water Quality Control Board
North Coast Region

ORDER NO. R1-2009-0089
RESCISSION OF CLEANUP AND ABATEMENT ORDER NO. 99-3

FOR

Hyampom General Store
Leslie and Marion Shere
10 Main Street
Hyampom
Case No. 1NTR035

Trinity County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board) finds that:

1. Leslie and Marion Shere (hereafter Discharger) own and operate a general store and aboveground petroleum fueling facility ("facility") located at 10 Main Street in Hyampom, California, and identified as APN # 11-340-24 in Trinity County Assessor's book of maps. The Discharger owns the facility where a broken fuel line at the facility discharged gasoline to subsurface soils and groundwater in October, 1998.
2. The Executive Officer of the Regional Water Board issued Cleanup and Abatement Order No. 99-3 to Leslie and Marion Shere on January 20, 1999. Cleanup and Abatement Order No. 99-3 detailed steps necessary to cleanup and abate the discharge of petroleum products at the facility.
3. Between February 1999 and September 1, 2000, SHN Consulting Engineers and Geologists performed site investigative activities, including soil and groundwater sampling for the presence of petroleum hydrocarbons. Final results of laboratory analysis of soil and water samples demonstrated minimal contaminant adsorption to the soil and non-detect levels of contaminants in water samples since the April 6, 1999 sampling event. Favorable onsite hydro-geological conditions have allowed the initial presence of contaminant in soil and water to naturally attenuate and effectively abate the threat to water quality. Based on these findings, on February 13, 2001, the Executive Officer of the Regional Water Board issued a Case Closure and No Further Action letter to the Discharger. Investigative and cleanup activities have fulfilled all the requirements of Cleanup and Abatement Order No. 99-3.
4. Regional Water Board action to rescind Cleanup and Abatement Order No. 99-3 is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) in accordance with Title 14, California Code of Regulations, Sections 15016(b)(3) and 15321.

THEREFORE, IT IS HEREBY ORDERED that Cleanup and Abatement Order No. 99-3 for Leslie and Marion Shere and Shere Property, located at 10 Main Street, Hyampom, California, is rescinded.

Ordered by _____

Catherine Kuhlman
Executive Officer

August 4, 2009

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