

**Item 5 – LATE ADDITION**

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
LAHONTAN REGION**

**MEETING OF MAY 13-14, 2015  
SOUTH LAKE TAHOE, CA**

**Underground Storage Tank Program Workshop**

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Please add the attached memo as Enclosure 3 for this item. The memo, dated April 30, 2015, is to the State Water Board with the Lahontan Region's list of nominated sites for the Emergency, Abandoned, and Recalcitrant (EAR) Account.

Lahontan Regional Water Quality Control Board

# MEMORANDUM

**TO:** Kelli Garver  
Emergency, Abandoned, and Recalcitrant Program  
State Water Resources Control Board  
PO Box 944212  
Sacramento, CA 94244-2120

**FROM:**   
Patty Kouyoumdjian  
EXECUTIVE OFFICER  
LAHONTAN REGIONAL WATER QUALITY CONTROL BOARD

**DATE:** April 30, 2015

**SUBJECT: NOMINATION OF SITES FOR 2015-2016 EMERGENCY, ABANDONED, RECALCITRANT (EAR) ANNUAL SITE LIST**

The Lahontan Regional Water Quality Board (Regional Board) is requesting that the State Water Resources Control Board (State Board) include six sites on the 2015/2016 EAR Annual Site List (List) for funding. Under existing law, the State Board is authorized to provide funding to Regional Water Boards and Local Agencies for direct cleanup of petroleum contaminated underground storage tank sites requiring corrective action to protect human health, safety, and the environment.

The State Board has requested all Regional Water Boards to adopt a resolution proposing a priority list of EAR Account projects within their regions by May 1, 2015. Because the Lahontan Water Board canceled its normally scheduled April 2015 board meeting, and in lieu of a Regional Water Board resolution, I request the sites listed below be named to the 2015/2016 List.

SITE	2014/2015 List	2015/2016
EAR #R03-088 Pat and Ollies 11015 Donner Pass Road Truckee, CA 96160 Nevada County	\$1,000,000 (approved)	\$0

KIMBERLY COX, CHAIR | PATTY Z. KOUYOUMDJIAN, EXECUTIVE OFFICER

<b>EAR #R13-174</b> <b>J.C. Fennel &amp; Sons</b> <b>27401 Twenty Mule Team Road,</b> <b>Boron, CA</b> <b>San Bernardino County</b>	<b>\$50,000</b> <b>(approval pending)</b>	<b>\$50,000</b> <b>(renewed request)</b>
<b>EAR #R13-175</b> <b>Calico Truck Stop</b> <b>37587 Calico Blvd.</b> <b>Yermo, CA 93298</b> <b>San Bernardino County</b>	<b>\$100,000</b> <b>(approval pending)</b>	<b>\$100,000</b> <b>(renewed request)</b>
<b>Former Xcel Station</b> <b>72307 Baker Boulevard</b> <b>Baker, CA 92309</b> <b>San Bernardino County</b> <b>Geotracker Global ID</b> <b>T0607120834</b>	<b>Not Applicable</b>	<b>\$250,00</b> <b>(new request)</b>
<b>Former EZ Serve Texaco (aka</b> <b>Former FarGo Station)</b> <b>931 East Main Street</b> <b>Barstow, CA 92311</b> <b>San Bernardino County</b> <b>Geotracker Global ID</b> <b>T0607100777</b>	<b>Not Applicable</b>	<b>\$1,000,000</b> <b>(new request)</b>
<b>Transmission World</b> <b>1101 Main Street</b> <b>Barstow, CA 92311</b> <b>San Bernardino County</b> <b>Geotracker Global ID</b> <b>T0607100695</b>	<b>Not Applicable</b>	<b>\$150,000</b> <b>(new request)</b>

If you have any questions or need any additional information, please contact me at (530) 542-5412 or Brian Grey at (530) 542-5421.

Attachments: 2015/2016 Emergency, Abandoned, Recalcitrant Account Priority List

# **ATTACHMENT A**

**California Regional Water Quality Control Board, Lahontan Region**

**2015/2016**

**Emergency, Abandoned, Recalcitrant Account Priority List**

## Nevada County

Information Item	Former Pat & Ollies Sierra Superstop
<b>UST Case No.</b>	6T0353A
<b>Address</b>	Nevada County (APN 19-092-04) 10115 Donner Pass Road Truckee, CA 96160
<b>All Potential Responsible Parties (RPs)</b>	Oliver and Heather Hunt Crose 1996 Family Trust c/o A. Morgan Jones, Esq. 12313 Soaring Way, Suite 3A Truckee, CA 96160
<b>Final Corrective Action Order or CAO</b>	CAO R6T-2002-0004A1
<b>Name and Address of Oversight Agency</b>	Nevada County Environmental Health Department 950 Maidu Avenue Nevada City, CA 95959
<b>Name and Phone No. of Regulatory Contact Person</b>	Dave Huff (530) 265-1767
<b>Description of the Unauthorized Release</b>	Gasoline contamination from underground storage tank release.
<b>Why Site is Recalcitrant</b>	RP insolvent
<b>Why RP can or will not clean up site</b>	RP insolvent
<b>Disputes between Regulatory Agency and RP</b>	RP has reached the \$1.5 million Cleanup Fund maximum reimbursement amount.
<b>Actions Previously Taken to Clean up Release</b>	Conducted free product removal and operated soil vapor and groundwater extraction systems.
<b>Proposed Cleanup and Abatement</b>	Conduct monitoring and reporting to evaluate potential groundwater plume migration. Review historical soil data relative to Low Threat Underground Storage Tank Case Closure Policy. Conduct soil and soil gas sampling to address identified impediments to closure.
<b>Funding Requested</b>	\$1,000,000
<b>Funding Spent to Date</b>	\$438,666
<b>Results if Funding Denied</b>	Insufficient information would be available to evaluate threat from residual contamination left in place.
<b>Case Type</b>	Health and Safety, Groundwater
<b>Site Type</b>	Recalcitrant



## San Bernardino County

<b>Former Calico Truck Stop</b>	
<b>UST Case No.</b>	6B3600350T (Unauthorized Release Form date January 15, 1991)
<b>Address</b>	San Bernardino County (APN 0537-231-05-0000) 37587 Calico Boulevard Yermo, CA 93298
<b>All Potential Responsible Parties (RPs)</b>	Haroutune Parseghian 15251 Seneca Road, #152 Victorville, CA 92392
<b>Final Corrective Action Order or CAO</b>	February 27, 2013 staff directive letter
<b>Name and Address of Oversight Agency</b>	Lahontan Water Board 2501 Lake Tahoe Boulevard South Lake Tahoe, CA 96150
<b>Name and Phone No. of Regulatory Contact Person</b>	Tamerle Lundquist (530)542-5420
<b>Description of the Unauthorized Release</b>	Unauthorized release of gasoline and diesel was reported during UST removals. Analytical results from soil samples reported TPH as diesel concentrations ranging from 13 mg/Kg to 28,000 mg/Kg and TPH as gasoline ranged from 52 mg/Kg to 750 mg/Kg. Depth of groundwater is estimated to be approximately 150 feet below ground surface.
<b>Why Site is Recalcitrant</b>	On February 27, 2013, Water Board staff sent a notice to implement a previously submitted work plan via certified mail to the fee title owner's address in Parcelquest. The letter was returned as undeliverable. Efforts on this site since 2011 indicate a viable responsible party who has not followed through on verbal commitments to Water Board staff regarding implementation of a Work Plan accepted in November 2010.
<b>Why RP can or will not clean up site</b>	Unresponsive
<b>Disputes between Regulatory Agency and RP</b>	Unresponsive
<b>Actions Previously Taken to Clean up Release</b>	No remedial actions have been conducted following UST removals.
<b>Proposed Cleanup and Abatement</b>	Water Board staff proposes a site investigation to evaluate the lateral and vertical extent of TPH contamination in soil, and evaluate the potential threat to groundwater and human health. The investigation would collect information to evaluate the direct contact and vapor intrusion pathways with respect to the criteria contained in the Low Threat Underground Storage Tank Case Closure Policy.
<b>Funding Requested</b>	\$100,000
<b>Funding Spent to Date</b>	0
<b>Results if Funding Denied</b>	There is insufficient information available to evaluate threat to human health. The case would remain open, and a No Further Action Required letter could not be issued. Soil stockpiles and debris from UST removals would remain in place.
<b>Case Type</b>	Human health and groundwater quality
<b>Site Type</b>	Recalcitrant

<b>Information Item</b>	<b>Former Xcel Station</b>
<b>UST Case No.</b>	6B3601013T (Unauthorized Release Form date February 12, 2002)
<b>Address</b>	San Bernardino County (APN 0544-312-09-0000) 72307 Baker Boulevard Baker, CA 92309
<b>All Potential Responsible Parties (RPs)</b>	Larry and Maria M Dabour PO Box 250 Baker, CA 92309 (current fee title owners)
<b>Final Corrective Action Order or CAO</b>	March 19, 2015 staff directive letter
<b>Name and Address of Oversight Agency</b>	Lahontan Water Board 2501 Lake Tahoe Boulevard South Lake Tahoe, CA 96150
<b>Name and Phone No. of Regulatory Contact Person</b>	Brian Grey (530)542-5421
<b>Description of the Unauthorized Release</b>	A February 12, 2002 unauthorized release form indicates an October 17, 2001 discovery date associated with UST removal activities. No investigation has occurred since the October 2001 UST removals. Free product has consistently been reported in a monitoring well (Former DJs, DMW-8) located directly down-gradient of the site. During the May 2014 monitoring event at the neighboring UST site, 1.53 feet of free product was reported in DMW-8.
<b>Why Site is Recalcitrant</b>	Water Board staff sent directive letters requesting implementation of a previously approved work plan on July 3, 2009 and April 14, 2010. No response was received and the work plan was never implemented. Staff also sent a March 15, 2015 directive letter requesting contact prior to EAR nomination. Staff has not been contacted.
<b>Why RP can or will not clean up site</b>	Unresponsive
<b>Disputes between Regulatory Agency and RP</b>	Unresponsive
<b>Actions Previously Taken to Clean up Release</b>	No remedial actions have been conducted following UST removals.
<b>Proposed Cleanup and Abatement</b>	Water Board staff proposes to conduct free product removal to the extent practicable and to perform a site investigation to evaluate the potential threat to groundwater and human health. The investigation would collect information to evaluate the groundwater, direct contact and vapor intrusion pathways with respect to the criteria contained in the Low Threat Underground Storage Tank Case Closure Policy.
<b>Funding Requested</b>	\$250,000
<b>Funding Spent to Date</b>	\$0
<b>Results if Funding Denied</b>	Free product would remain on-site and may be threatening human health and the on-going cleanup at a neighboring UST site. There is also insufficient information currently available to evaluate threat to human health. The case would remain open, and a No Further Action Required letter could not be issued.
<b>Case Type</b>	Human health and groundwater quality
<b>Site Type</b>	Recalcitrant

<b>Information Item</b>	<b>Former EZ Serve Texaco (a.k.a. Former FarGo Station)</b>
<b>UST Case No.</b>	6B3600454T (Unauthorized Release Form date October 23, 1992)
<b>Address</b>	San Bernardino County (APN 231-362-02-00-9) 931 East Main Street Barstow, CA 92311
<b>All Potential Responsible Parties (RPs)</b>	Last known addresses: Estate of Mary Hines                      Estate of Patricia McDowell 931 East Main Street                      3030 Johnson Ave. Barstow, CA 92311                      San Luis Obispo, CA 93401
<b>Final Corrective Action Order or CAO</b>	January 12, 1993 - San Bernardino County ordered FarGo Station to investigate the extent of petroleum contamination in soil and groundwater due to a release from an underground storage tank. Case was transferred to Water Board 8/11/2010
<b>Name and Address of Oversight Agency</b>	Lahontan Water Board 2501 Lake Tahoe Boulevard South Lake Tahoe, CA 96150
<b>Name and Phone No. of Regulatory Contact Person</b>	John Steude (530) 542-5571
<b>Description of the Unauthorized Release</b>	Unauthorized release of gasoline was reported during underground storage tank (UST) removals in 1992. Analytical results from groundwater samples collected in 2011 reported TPH as gasoline at 253,000 ppb, and benzene at 24,000 ppb. 2013 data show free product of 0.29 and 0.11 feet in two on-site wells, respectively. A 1,2-DCA plume has migrated off-site and is impacting groundwater remediation efforts at an adjacent property. Depth of groundwater is approximately 100 feet below ground surface.
<b>Why Site is Recalcitrant</b>	Water Board conducted an exhaustive RP search in April 2014 and learned that the responsible parties of record were deceased. Notifications of potential nomination of the site for the EAR program were sent in July of 2014 to the last known representatives of the estates of the RPs and potential heirs of the RPs; no responses were received.
<b>Why RP can or will not clean up site</b>	Both responsible parties are deceased. Potential heirs and last known representatives of the responsible parties are unresponsive.
<b>Disputes between Regulatory Agency and RP</b>	Unresponsive
<b>Actions Previously Taken to Clean up Release</b>	No remedial actions have been conducted following UST removals.
<b>Proposed Cleanup and Abatement</b>	Water Board staff proposes a site investigation to evaluate the lateral and vertical extent of TPH contamination in soil and groundwater, and evaluate the potential threat to human health and the environment. Potential remediation may include free product removal, air sparging/soil vapor extraction and passive treatment wall to stop off-site migration of DCA. The investigation would collect information to evaluate the groundwater, direct contact and vapor intrusion pathways with respect to the closure criteria contained in the Low Threat Underground Storage Tank Case Closure Policy.
<b>Funding Requested</b>	\$1,000,000
<b>Funding Spent to Date</b>	\$0
<b>Results if Funding Denied</b>	There is currently insufficient information available to evaluate the threat to human health and groundwater quality. The case would remain open. Contamination may spread to an adjacent property undergoing active remediation causing additional impact to an aquifer used for drinking water supply. The site will not likely be investigated further or cleaned up sufficiently to meet low threat closure criteria. A No Further Action Required letter could not be issued.
<b>Case Type</b>	Human health and groundwater quality
<b>Site Type</b>	Recalcitrant

Information Item	Former Transmission World		
UST Case No.	6B3600151T (Unauthorized Release Form date January 15, 1989)		
Address	San Bernardino County (APN 0181-041-37-0000) 1101 East Main Street Barstow, CA 92311		
All Potential Responsible Parties (RPs)	Carl Craig 715 Mull Drive Mineral Bluffs, GA 30559	Estate of Dean M. Devoe c/o Melodie Scott CARE 25 East State Street Redlands, CA 92373	Land Shore, LLC c/o Sherry Salah 1925 Century Park East Suite 100 Los Angeles, CA 90067
Final Corrective Action Order or CAO	CAO No. 6-91-930 issued on 10/2/91 and CAO No. 6-91-930A1 issued on 6/7/94 WB staff request for updated monitoring data at closure evaluation dated 10/2/2014		
Name and Address of Oversight Agency	Lahontan Water Board 2501 Lake Tahoe Boulevard South Lake Tahoe, CA 96150		
Name and Phone No. of Regulatory Contact Person	John Steude (530) 542-5571		
Description of the Unauthorized Release	Unauthorized release of gasoline was reported during UST removals in 1988. Analytical results from groundwater samples collected in 2008 reported a maximum TPH as gasoline concentration of 43,400 ppb and a maximum benzene concentration of 4,340 ppb. Depth to groundwater is approximately 100 feet below ground surface.		
Why Site is Recalcitrant	The responsible parties ceased submittal of monitoring data in 2009, and did not respond to a Water Board staff letter, dated May 15, 2009, requesting evaluation of the effectiveness of the SVE system. The UST Cleanup Fund funding for this case was exhausted on February 17, 2009. The property was sold on July 11, 2011 as a tax-defaulted property to a limited liability corporation.		
Why RP can or will not clean up site	Past property owner and operator of site when release was discovered are unresponsive. Current fee title owner has responded and asserts no financial resources are available to obtain monitoring data and conduct a closure evaluation.		
Disputes between Regulatory Agency and RP	Unresponsive and/or without sufficient resources to complete the investigation.		
Actions Previously Taken to Clean up Release	150 cubic yards of contaminated soil removed in 1988. SVE was conducted from 2002 to 2008. An equivalent of 71,270 gallons of petroleum hydrocarbons were removed by SVE. The SVE system was removing about 1000 gallons per month when it was shut down in 2008.		
Proposed Cleanup and Abatement	Water Board staff proposes to conduct two rounds of groundwater sampling to evaluate the current concentrations of constituents of concern and plume stability. A subsurface investigation would collect information to evaluate the direct contact and vapor intrusion pathways with respect to the criteria contained in the Low Threat Underground Storage Tank Case Closure Policy. Evaluation of the state of the remediation equipment would be conducted with a potential re-start depending on findings from groundwater investigation.		
Funding Requested	\$150,000		
Funding Spent to Date	\$0		
Results if Funding Denied	There is insufficient information available to evaluate threat to human health and water quality. The case would remain open, and a No Further Action Required letter could not be issued. Monitoring wells would not be maintained and would remain in place indefinitely.		
Case Type	Human health and groundwater quality		
Site Type	Recalcitrant		