

From: [Tarantino, William F.](#)
To: [Grey, Brian@Waterboards](#)
Cc: [Letton, Ben@Waterboards](#); [Reisch, Scott H.](#)
Subject: Seven Springs" Requests re Proposed CAOs
Date: Friday, June 24, 2022 1:24:41 PM
Attachments: [image001.png](#)
[2022-06-24 Tarantino to Lahontan RWQCB - Request for Extension to Comment Period for Proposed CAOs.pdf](#)

EXTERNAL:

Brian,

Please see the attached letter on behalf of our client, Seven Springs Limited Partnership.

Regards,

Bill Tarantino

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June 24, 2022

Writer's Direct Contact
+1 (415) 268-6358
WTarantino@mofocomLahontan Regional Water Quality Control Board
Attention: Mr. Brian Grey
2501 Lake Tahoe Boulevard
South Lake Tahoe, California 96150Re: Request for Comments—Cleanup and Abatement Orders R6T-2022-(Proposed) for
the LTLW, Former Big O Tires, and Former Norma's Cleaners Sites

Dear Mr. Grey:

We represent Seven Springs Limited Partnership (“Seven Springs”) with respect to the ongoing remediation of the Lake Tahoe Laundry Works site (the “Site”). On June 16, 2022, the Lahontan Regional Water Quality Control Board (“Regional Board”) issued Proposed Cleanup and Abatement Orders (“Proposed CAOs”) for the Lake Tahoe Laundry Works Site (“Proposed LTLW CAO”), the former Big O Tires Site (“Proposed Big O Tires CAO”), and the former Norma's Cleaners site (“Proposed Norma's Cleaners CAO”). Seven Springs requests that (1) the Regional Board provide copies of the supporting documents referenced in the Proposed LTLW CAO and (2) the Regional Board extend the comment period for all three Proposed CAOs.

The Proposed LTLW CAO references exhibits and depositions from *City of Modesto v. The Dow Chemical Company*, 19 Cal.App.5th 130 (2018), as well as other exhibits that are not attached to the Proposed LTLW CAO. The Proposed LTLW CAO indicates that “[d]ue to the voluminous nature of this evidence, [the exhibits] are not attached here, but maintained in the Lahontan Water Board files and available upon request.” Proposed LTLW CAO, Staff Report at n. 4. Seven Springs respectfully requests copies of all documents relied upon by the Regional Board so that it can fully understand the basis for the Regional Board's proposed actions and can respond appropriately.¹

Moreover, Seven Springs requests an extension of time to submit comments on each of the Proposed CAOs. The Proposed CAOs discuss complex technical and legal issues, and would

¹ Seven Springs has access to a number of the documents listed in Section 9.2 of the Staff Report (e.g., those submitted to the Regional Board by its consultant) but to very few of the 69 documents listed in Section 9.1. We are happy to work with the Regional Board to determine the most efficient way for Seven Springs to access all relevant documents.

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impose millions of dollars of costs on the named parties. Collectively, the Proposed CAOs total over 700 pages (583 of them devoted to the LTLW site), not including the documents and exhibits cited by the Regional Board. Seven Springs has been named as a discharger in the Proposed LTLW CAO and has a long-standing interest in the former Big O Tires and Norma's Cleaners sites, which are known contributors to the regional plume described by the Regional Board. On numerous occasions, Seven Springs and its consultant have submitted comments to the Regional Board regarding the former Big O Tires and former Norma's Cleaners sites and have made significant contributions to the public's understanding of these sites and their impact on groundwater contamination in South Lake Tahoe.

To allow adequate time to engage with the technical materials in these papers and any additional documents relied upon by the Regional Board, Seven Springs respectfully requests an extension until September 19, 2022 for submission of comments on all three Proposed CAOs. Because Seven Springs cannot anticipate the content, complexity, or completeness of the additional documents requested, it reserves the right to seek a further extension upon their production and review.

In the cover letter to each of the Proposed CAOs, the Regional Board states that the Proposed CAOs will be finalized "within the year." Thus, the modest extension sought by Seven Springs would not interfere with the Regional Board's timetable.

We appreciate the Regional Board's consideration of our request and remain committed to open discussion with the Regional Board toward the issues raised in the Proposed CAOs.

Sincerely,



William F. Tarantino