



### Request for Agency Oversight Application

The purpose of this application is to provide the Department of Toxic Substances Control (DTSC) and the Regional Water Quality Control Board (Water Board) sufficient information to determine which agency will be the appropriate lead agency to provide oversight for the assessment and/or remediation of this Brownfield site. The detailed site information requested in this application will also help the appropriate lead agency to expedite the development of a cost recovery agreement, so that the applicant can begin work in a timely and efficient manner.

For a California Land Reuse and Revitalization Act (CLRRRA) Agreement or a Prospective Purchaser Agreement, please complete the appropriate Supplemental Attachment since additional information is required for these programs.

<b><u>SECTION 1</u></b> <b><u>APPLICANT/PRIMARY CONTACT INFORMATION</u></b>
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The Applicant (i.e., individual, business entity, or organization) requesting oversight must possess all necessary rights and access to the site so that it can carry out any and all activities that the oversight agency may require in making its regulatory decisions.

Applicant Name:

Applicant Point of Contact Name:

E-mail Address:

Phone: (     )     -

Address, City, County & Zip Code:

Applicant's relationship to site: Current Owner  Operator

Local Agency  Prospective Purchaser  Developer

Other (please describe):

Current Owner (if different from Applicant):

Owner Point of Contact Name:

E-mail Address:

Phone: (     )     -

Address, City, County & Zip Code:

Consulting Firm Name:

Consultant Point of Contact Name:

E-mail Address:

Phone: (     )     -



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Address, City, County & Zip Code:

Primary Point of Contact for this Site: Applicant Contact  or Consultant Contact  or Owner Contact

Billable Party Information:

Billing Point of Contact Name:

E-mail Address:

Phone: (     )     -     

Address, City, County & Zip Code:

Tax ID Number (applicable only to business entities and organizations; please do not provide individual social security numbers):

**SECTION 2**  
**SITE INFORMATION**

If applicable, the applicant may reference information from an attached Phase 1 Environmental Assessment or other site investigation reports available for the Site.

1. Is this Site listed on Envirostor? Yes  No  and/or Geotracker? Yes  No
2. Name of Site:
3. Address City County ZIP:
4. APN(s):           Acres:           Zoning:
5. Provide a Site Location Map and a Site Diagram showing significant features
6. Describe the current use of the Site and include description of features:
7. Describe the surrounding land use (including proximity to residential housing, schools, churches, etc.):
8. Background: Current & Previous Business Operations  
Name:  
  
Type:  
  
Years of Operation:



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9. If known, list all previous businesses operating on this Site:
  - 1.
  - 2.
  - 3.
  - 4.
  - 5.
  
10. What hazardous substances, pollutants, or contaminants have been or are being used/stored at the Site?
  
11. What environmental media is/was/may be contaminated (check all that apply)?  
 Soil  Air  Groundwater  Surface Water  Unknown
  
12. Has sampling been conducted? Yes  No  If yes, then identify the contaminants detected, including the maximum concentrations, and contaminants that exceeded screening levels (e.g., Preliminary Remediation Goals or California Human Health Screening Levels).
  
13. Is there currently a potential of exposure of the community or workers to hazardous substances, pollutants, or contaminants at the Site?  
 Yes  No  If yes, then explain.
  
14. Provide a brief summary of removal or remedial activities that have been undertaken or completed at the Site, if any.
  
15. Provide a description of known or possible water quality impacts at the Site. Also, provide information about the type(s) of water supply for the Site and, if known, any information on municipal, domestic, agricultural or industrial water supply wells that are either on the Site or within a 1-mile radius of the project area.
  
16. Are any Federal, State or Local regulatory agencies currently involved with the Site? Yes  No  If yes, describe the regulatory agencies' involvement with the Site, and provide the regulatory agencies' contact names and telephone numbers below.

**Agency Involvement Contact Name Phone**

<b><u>Agency</u></b>	<b><u>Involvement</u></b>	<b><u>Contact Name</u></b>	<b><u>Phone Number</u></b>
			( ) -
			( ) -
			( ) -

17. What is the proposed future use of the Site?
  
18. If the Site is not cleaned-up to unrestricted standards, will the owner accept land use restrictions?



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19. What oversight service is being requested of the Lead Agency (check all that apply)?

- Initial Investigation/Preliminary Endangerment Assessment
- Supplemental Investigation
- Remedial Investigation/Feasibility Study
- Removal Action/Remedial Action
- Case Closure
- Document Review
- Other:

20. Provide a general description of the nature of the proposed redevelopment, including a general timeline for construction:

21. Provide information about the potential benefits of the proposed redevelopment, if available:

- Anticipated number of jobs created/retained:
- Anticipated number of proposed residential units:
- Anticipated square footage of planned commercial space:
- Anticipated square footage of planned open space:
- Anticipated acres made ready for re-use by proposed Site cleanup:

22. Provide information on the environmental documents produced for the Site to date. Note that copies may be requested by the designated Lead Agency.

- Preliminary Endangerment Assessment, dated
- Phase 1 Environmental Assessment, dated
- Phase 2 Environmental Assessment, dated
- Health Risk Assessment, dated
- Other, describe and provide date
- Other, describe and provide date
- Other, describe and provide date

**SECTION 3**  
**COMMUNITY PROFILE INFORMATION**

1. What are the demographics of the community (e.g., socioeconomic level, ethnic composition, specific language considerations, etc.)?
2. **Local Interest:** Has there been any media coverage?



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- 3. **Past Public Involvement**: Has there been any past public interest in the Site as reflected by community meetings, ad hoc committees, workshops, fact sheets, newsletters, etc.?
- 4. **Key Issues and Concerns**: Have any specific concerns/issues been raised by the community regarding past operations or present activities at the Site?
- 5. Are there any concerns/issues anticipated regarding Site activities?
- 6. Are there any general environmental concerns/issues in the community relative to neighboring sites?
- 7. Describe the visibility of activities and any known interest the Site:

**SECTION 4**  
**CERTIFICATION**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Site, and related conditions. The Applicant agrees to promptly inform the agency of any changes that occur in the information contained in this application.

**The Applicant agrees to reimburse the lead agency (the Department of Toxic Substances Control or the Regional Water Quality Control Board) for the lead agency’s costs in preparing and negotiating the appropriate cost recovery agreement, regardless of whether the agreement is subsequently executed by the Applicant and the lead agency, and, in the event the cost recovery agreement is executed by the parties, for oversight of the activities identified in the Scope of Work of the selected Agreement.**

\_\_\_\_\_

Applicant Representative                      Date                      Title



**Request for Agency Oversight of a Brownfield Site  
Supplemental Attachment: California Land Reuse and Revitalization Act (CLRRA)  
Application**



**Please complete this form ONLY if you are an eligible entity applying for a  
California Land Reuse and Revitalization Act (CLRRA) Agreement**

Definitions of terms used in the CLRRA Application can be found in Article 2  
“Definitions,” and Article 6, “Streamlined Site Investigation and Response Plan  
Agreements,” Chapter 6.82, Division 20 of the Health and Safety Code (commencing  
with section 25395.60).

1. Are you applying as a/an:  
 Bona fide purchaser (BFP)  
 Contiguous property owner (CPO)  
 Innocent landowner (ILO)  
 Prospective purchaser (PP)  
 Bona ground tenant (BGT)
2. Is the Site located outside an infill area in an urban area?  
Yes  No
3. Is the Site solely impacted by petroleum from an underground storage tank and  
eligible for reimbursement from the Underground Storage Tank Cleanup Fund?  
Yes  No

If you answered YES to either question 2 or 3, contact a DTSC Brownfield  
Coordinator to discuss Site-specific details.

4. Current zoning and planned use of the Site:
5. Do you own the Site? Yes  No
6. Did (will, in the case of a PP) the owner conduct due diligence or All Appropriate  
Inquiry (AAI) prior to acquiring Site? Yes  No   
Date AAI was conducted (will be conducted, in the case of a PP) \_\_\_\_\_.
7. Did the owner take reasonable steps with regard to contamination at the Site  
including, as appropriate; stopping continuing releases, preventing threatened  
releases, and preventing or limiting human, environmental or natural resource  
exposure to earlier hazardous substance releases? Yes  No
8. Date the Site was/will be purchased and title was/will be transferred

See attached Addendum for definitions of CLRRA terms used in this Supplemental  
Attachment.



**Request for Agency Oversight of a Brownfield Site  
Supplemental Attachment: California Land Reuse and Revitalization Act (CLRRRA)  
Application**

**Applicant's Disclosure Statement:**

In submitting this application, I verify that, to the best of my knowledge, I can meet the requirements for a Bona Fide Purchaser, Contiguous Property Owner Innocent Landowner, Prospective Purchase or Bona Fide Ground Tenant set forth in Division 20, Chapter 6.82 (commencing with section 25395.60) of the Health and Safety Code and, upon request by the oversight agency, will submit documentation that I meet each of the following conditions in accordance with Health and Safety Code section 25395.80:

*On or before the date of property acquisition, I made "All Appropriate Inquiries" into the previous ownership and uses of the site; and*

*I am not potentially liable or affiliated with any other person who is potentially liable through any direct or indirect familial relationship, or through any contractual, corporate, or financial relationship unless that relationship was created by the instrument by which title or possession to the site was conveyed or financed or was a contract for the sale of goods or services, or through the result of a reorganization of a business entity that was potentially liable for the release or threatened release of hazardous materials at the site.*

**The Applicant agrees to reimburse the lead agency (the Department of Toxic Substances Control or the Regional Water Quality Control Board) for the lead agency's costs in preparing and negotiating the CLRRRA Agreement, regardless of whether the agreement is subsequently executed by the Applicant and the lead agency, and, in the event a CLRRRA Agreement is executed by the parties, for oversight of the activities identified in the agreement.**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Property, and related conditions. The Applicant agrees to promptly inform the lead agency of any changes that occur in the information contained in this application.

***Signature of Applicant:***

\_\_\_\_\_

***Date:***

\_\_\_\_\_

***Name & Title:***

\_\_\_\_\_

***Address:***

\_\_\_\_\_



**Request for Agency Oversight of a Brownfield Site  
Supplemental Attachment: Prospective Purchaser Agreement**

**Please complete this form ONLY if you are an eligible entity applying for a  
Prospective Purchaser Agreement with DTSC**

1. Is the current owner aware of your plans to seek a Prospective Purchaser Agreement with DTSC?  
Yes  No 
  - a) If “yes,” then when do you expect to take title to the Site?
  - b) If “no,” then what is your proposed interest in the Site and what vehicle will be used to consummate the transaction?
2. Please describe if known, the timing of the proposed property transaction in sufficient detail to give DTSC a sense of your needs and timetable.
3. Attach a copy of the Site map, legal boundary description and Title Report.
4. Describe the “substantial benefit” to the State of California that will result if your proposal is implemented. For example, describe the changes expected in the local and state tax base or other benefits to the community and surrounding neighborhood which could occur as a result of the Site redevelopment.
5. Describe the financing to be used to complete remediation prior to the development of the Site.
6. Briefly describe, in general terms, the removal or remedial activities to be performed in the future.
7. Attach a list of names and addresses of potentially responsible parties, and describe all efforts to identify the potentially responsible parties.

Note: If remediation is occurring during and after construction, such as for groundwater treatment or soil vapor extraction, a separate Operation and Maintenance Agreement must be executed to ensure that remedial activities occur until remedial goals are met.



**Request for Agency Oversight of a Brownfield Site  
Supplemental Attachment: Prospective Purchaser Agreement**



**Applicant's Disclosure Statement:**

In submitting this application, I verify under penalty of perjury that, to the best of my knowledge, the Applicant is not a responsible party or affiliated with a responsible party for this site.

**The Applicant agrees to reimburse the lead agency for its costs in preparing and negotiating the Prospective Purchaser Agreement, regardless of whether the agreement is subsequently executed by the Applicant and the lead agency, and, in the event a Prospective Purchaser Agreement is executed by the parties, for oversight of the activities identified in the agreement.**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Property, and related conditions. The Applicant agrees to promptly inform DTSC of any changes that occur in the information contained in this application.

***Signature of Applicant:***

\_\_\_\_\_

***Date:***

***Name & Title:***