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State Water Resources Control Board

## NOTICE OF OPPORTUNITY TO COMMENT

### PROPOSED UNDERGROUND STORAGE TANK CASE CLOSURE, PURSUANT TO HEALTH AND SAFETY CODE SECTION 25296.40 AND THE STATE WATER RESOURCES CONTROL BOARD

#### LOW-THREAT UNDERGROUND STORAGE TANK CASE CLOSURE POLICY: MR. JAMES SALVATORE (PETITIONER), SAL'S PLUMBING, 10439 PROSPECT AVENUE, SANTEE, COUNTY OF SAN DIEGO

**NOTICE IS HEREBY GIVEN THAT** the State Water Resources Control Board (State Water Board) will accept comments on the proposed underground storage tank (UST) case closure for County of San Diego Department of Environmental Health Division of Land and Water Quality UST case number H05252-002.

Health & Safety Code (H&SC) section 25296.40 allows for an owner or operator, or responsible party, who has a UST case, who believes that the corrective action plan has been satisfactory implemented, and where closure has not been granted, to petition the State Water Board for review of their case. Upon review of the case, the State Water Board may close or require the closure of any UST case if it is determined that corrective action has been completed in accordance with H&SC section 25296.10.

Enclosed is a proposed UST case closure Order prepared by State Water Board staff for the above-entitled matter. Pursuant to H&SC section 25296.40, the State Water Board will be considering, at a future board meeting, this UST case closure Order. You will separately receive an agenda for this meeting.

A copy of this notice has been provided to the responsible party, owner/operator, environmental consultant on record, the applicable Regional Water Quality Control Board and local agency that has been overseeing corrective action, agencies with authority to issue building permits, owners and occupants of all parcels adjacent to impacted properties, the water replenishment district, the local water purveyor, the municipal water district, county water district, and special act district with groundwater management authority specified by H&SC section 25296.40.

#### DOCUMENT AVAILABILITY

The proposed UST case closure Order is available to view or download on the State Water Board's Web site at:

[http://www.waterboards.ca.gov/water\\_issues/programs/ustcf/prop\\_closure\\_cases.shtml](http://www.waterboards.ca.gov/water_issues/programs/ustcf/prop_closure_cases.shtml).

Paper copies of the proposed UST case closure Order are available upon request by writing to Ben Heningburg, Division of Water Quality, State Water Resources Control Board, P.O. Box 2231, Sacramento, CA 95812; by calling Mr. Heningburg at (916) 341-5749; or by e-mail at: [benjamin.heningburg@waterboards.ca.gov](mailto:benjamin.heningburg@waterboards.ca.gov).

**SUBMISSION OF WRITTEN COMMENTS**

The State Water Board will accept written comments evidence, and other material electronically. Written comments must be received by **12:00 noon on Friday, September 13, 2013** and addressed to:


Jeanine Townsend, Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24th Floor  
Sacramento, CA 95814

Comment letters may be submitted electronically, in pdf text format (if less than 15 megabytes in total size), to the Clerk to the Board via e-mail at [commentletters@waterboards.ca.gov](mailto:commentletters@waterboards.ca.gov). If the file is greater than 15 megabytes in total size, then the comment letter may be submitted by fax at (916) 341-5620. Please indicate the subject line: **“Comment Letter – James Salvatore UST Case Closure Order.”**

Couriers delivering hard copies of comment letters must check in with lobby security personnel, who can contact Jeanine Townsend at (916) 341-5600.

Please direct questions about this notice to Ben Heningburg, UST Unit III, at (916) 341-5749 or [benjamin.heningburg@waterboards.ca.gov](mailto:benjamin.heningburg@waterboards.ca.gov) or Nathan Jacobsen, Staff Counsel, at (916) 341-5181 or [nathan.jacobsen@waterboards.ca.gov](mailto:nathan.jacobsen@waterboards.ca.gov).

June 27, 2013  
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Date

  
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Jeanine Townsend  
Clerk to the Board