



TEICHERT MATERIALS

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Corporate Office
3500 American River Drive
Sacramento, CA 95864-5802
P.O. Box 15002
Sacramento, CA 95851-0002
(916) 484-3011 • FAX (916) 484-7012

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April 22, 2013

Mr. John Moody
Water Resources Control Engineer
Title 27 Permitting Unit
California Regional Water Quality Control Board, Central Valley Region
11020 Sun Center Drive, Suite 200
Rancho Cordova, CA 95670-6114

Re: Tentative Revised Waste Discharge Requirements (Tentative WDRs) for Florin Perkins Landfill, issued March 20, 2013

Dear Mr. Moody:

Teichert Land Co (TLC) is the property owner immediately east of the closed Florin Perkins Landfill (FPL). Based upon a Final Closure Plan, Evaluation Monitoring Program and other evaluations submitted by the owners of FPL to the RWQCB, Tentative Revised Waste Discharge Requirements (Tentative WDRs) have been issued by the RWQCB (March 20, 2013) for public comment. The owners of FPL are named as the Discharger under the Tentative WDRs. TLC has reviewed the Tentative WDRs and relevant documents issued in association with the WDRs and has the following comments:

1. Since 2002 TLC has been periodically monitoring three groundwater monitoring wells located just east of FPL, results of which have been shared with the RWQCB and FPL, as referred to in the Monitoring and Reporting Program for the Tentative WDRs as Aspen I MW-1, Aspen I MW-2 and Aspen I MW-3. (See MRP § A.1., pp. 2-3, and related references in Order Provision I.7, p. 29.) Although TLC installed these monitoring wells on its own property, has been monitoring these over a period of about 10 years, and has been voluntarily sharing monitoring results with the RWQCB and the owners of FPL, it is TLC's intent to cease monitoring of these three wells and perform appropriate decommissioning of these wells in the near future. These wells should not be considered part of FPL's compliance well network. FPL has proposed a Corrective Action Program (CAP) and Final Closure Plan (FCP) to be implemented as part of the Tentative WDRs issued March 20, 2013. TLC is of the opinion that monitoring to determine success of the proposed CAP and FCP should be performed by FPL within its own property boundaries. Therefore, these three monitoring wells will not be available for inclusion in the FPL Monitoring Network.
2. TLC has development plans for the Aspen I property located immediately east of FPL which have been submitted to the appropriate land use approval agencies, and are significantly advanced in receipt of development entitlements. TLC is concerned about the significantly extended time frame included within the Tentative WDRs for implementation of corrective action and closure activities for the Southern and Eastern Fill Areas. Final cover is not scheduled for completion until 10/15/16 for the Southern Fill Area and 10/15/20 for the Eastern Fill Area. Long-term Landfill Gas Controls and Side-slope re-grading for the Eastern Fill area are not scheduled for completion until 10/15/22. TLC is of the opinion that the schedule for Corrective Action and Final Closure should not be stretched out to this extent, given the fact that the landfill has not been active since 2005. We note that the RWQCB originally recommended a closure

schedule of three years in its August 15, 2012 comment letter. A more appropriate schedule should be based on the need to minimize and control health, safety, and nuisance issues as soon as possible as they may impact neighboring properties. To that end, TLC requests prompt implementation of closure and corrective action controls to mitigate against the FPL impacting the beneficial use of adjacent property. TLC requests that post-closure maintenance activities for each of the fill areas be started no later than the completion of final cover construction, side-slope re-grading, installation of drainage controls, and placement of erosion and dust control vegetation for each of the three fill areas.

3. TLC requests early installation of passive gas vents in the Eastern Fill Area to allow timely determination by the RWQCB and the Sacramento County Environmental Management Department (EMD) that the location, spacing and number of vents is sufficient to provide source removal of landfill gas from that fill area to inhibit lateral migration of landfill gas onto the adjacent property. This work should be expedited to ensure that the EMD will view landfill gas as not presenting a health risk to beneficial uses of adjacent property. The WDR schedule should require work to promptly remove any burdens posed on adjacent property by any existing data, or uncertainties or questions as to the potential for migration.
4. Finding 17 refers to the southern buffer area and the south and east margins of the landfill outside of a levee-protected area, and provides, "The Discharger is not proposing any additional flood control measures for those areas given that the surface elevation of the landfill will be raised up to three feet by closure construction and the likelihood that adjacent quarry pit areas would provide sufficient water storage capacity to buffer 100-year flood flows in the area not protected by levee." TLC requests assurances that the "adjacent quarry pit areas" do not include areas on the TLC property located to the east.

TLC would sincerely appreciate your acting upon our comments and revising relevant portions of the Tentative Revised Waste Discharge Requirements to reflect our comments.

As an adjacent property owner affected by FPL and its closure process, TLC requires copies of all pertinent reports, correspondence and permit documents generated by either the RWQCB or FPL.

Correspondence and notices should be directed to me at:

Becky Wood
Environmental, Health & Safety Manager
Teichert All
3500 American River Drive, Sacramento, CA 95864

We thank you in advance for your incorporation of the revisions to the Tentative WDRs requested above. Please contact me at BWood@teichert.com if you have any questions or desire further clarification.

Sincerely,



Becky Wood, Environmental, Health & Safety Manager
Teichert Materials

CC: Ms. Nancy Cleavinger, Florin Perkins Landfill
Mr. John Lewis, Sacramento County Environmental Health Department