

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION

CLEANUP AND ABATEMENT ORDER NO. 93-035

AGAINST
HERTZ CORPORATION
HERTZ CAR WASH
Palm Springs - Riverside County

The Regional Board's Executive Officer of the California Regional Water Quality Control Board, Colorado River Basin Region, finds that:

1. Hertz Corporation, owner of Hertz Car Wash (hereinafter referred to as the discharger), 3400 E. Tahquitz Canyon Way, Palm Springs, CA 92262 discharges washwater from washing cars into a grease interceptor that flows into a seepage pit. The facility is located in the NE $\frac{1}{4}$, NE $\frac{1}{4}$ of Section 13, T4S, R4E, SBB&M, with a street address of 2992 Civic Drive in Palm Springs.
2. The Regional Board staff conducted a site investigation of this car wash facility on November 9, 1992 by sampling the wastewater in the seepage pit. The analysis revealed an excessive amount of vinyl chloride at 3.9 $\mu\text{g/L}$. The California Drinking Water Standards list the maximum contaminant level for vinyl chloride at 0.5 $\mu\text{g/L}$. This high level of contamination is suspected to be the result of using cleaning solvents to remove road tar on the vehicles and the tires. The solvents accumulate in the grease interceptor, and if not pumped out periodically overflow into the seepage pit.
3. The EPA "Handbook of Toxic and Hazardous Chemicals and Carcinogens" lists vinyl chloride as a hazardous compound contained in cleaning solvents.
4. The City of Palm Springs reports that the nearest well is about $\frac{1}{4}$ mile southeast and downgradient of the facility. The ground water depth of this well is approximately 197 feet and the total dissolved solids content is about 508 mg/L.
5. The site is located on relatively flat terrain consisting of a sandy alluvial floodplain. The soil is known to be very permeable.
6. The hazardous constituent noted in Finding No. 2 indicates soil contamination, which threatens to pollute ground water.
7. The Water Quality Control Plan for the Colorado River Basin Region of California was adopted May 15, 1991 and designates the beneficial uses of ground and surface waters in this Region.
8. The beneficial uses of ground waters in the Coachella Hydrologic Subunit are:
 - a. Municipal supply (MUN)
 - b. Industrial supply (IND)
 - c. Agricultural supply (AGR)

6/24/94
Rescinded

9. Contamination of ground water at this site would adversely impact the above listed beneficial uses.
10. Section 13304 of the California Water Code states, in part, that:

"Any person...who has caused or permitted...any waste to be discharged or deposited where it is, or probably will be, discharged into the waters of the State and creates, or threatens to create, a condition of pollution or nuisance, shall upon order of the regional board cleanup such waste or abate the effects thereof, or, in the case of threatened pollution or nuisance, take other necessary remedial action."
11. Section 13267 of the California Water Code states in part that:

"...any person discharging...waste within its (the Board's) region...that could affect the quality of waters within its region shall furnish, under penalty of perjury, those technical or monitoring program reports as the board may specify."
12. This enforcement action is exempt from the California Environmental Quality Act pursuant to Section 15321, Chapter 3, Title 14 of the California Code of Regulations.

IT IS HEREBY ORDERED, that pursuant to Section 13304 and 13267 of Division 7 of the California Water Code, the discharger shall comply with the following:

1. Cleanup and abate all contaminated soil in addition to contaminated wastes in the treatment and disposal system to levels which are determined acceptable by the Regional Board's Executive Officer.
2. By June 1, 1993, submit to the Regional Board's Executive Officer for approval a workplan and time schedule for remedial action to remove all wastewater and contaminated soil. The workplan must include design specifications for a ground water monitoring system. The time schedule should provide a schedule for testing the soil to determine aerial and vertical extent of pollution, and propose a schedule for remedial actions to cleanup polluted wastewater and soil.
3. By July 1, 1993, submit to the Regional Board's Executive Officer a progress report describing the cleanup investigation.
4. By September 30, 1993, complete all remediation and cleanup work, and submit a final technical report containing the results of the cleanup work.

5. All technical reports submitted to the Regional Board office for consideration shall be prepared by a professional who is registered as a civil engineer, or certified as an engineering geologist in the State of California.

If, in the opinion of the Regional Board's Executive Officer, this Order is not complied with in a reasonable and timely manner, the Regional Board's Executive Officer will recommend additional enforcement action by the Regional Board which may include the imposition of administrative civil liabilities, or referral to the State Attorney General for such legal action as may be deemed appropriate.

ORDERED BY: Philip A. Gnanberg

2-23-93
Date