

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION

CLEANUP AND ABATEMENT ORDER NO. 92-037
AGAINST
COACHELLA VALLEY UNIFIED SCHOOL DISTRICT
PALM VIEW MAINTENANCE YARD
Coachella, Riverside County

The California Regional Water Quality Control Board, Colorado River Basin Region, finds that:

1. The Coachella Valley Unified School District (hereinafter referred to as the discharger), 87225 Church, P.O. Box 847, Thermal, California, 92274, is the owner and operator of the Palm View Maintenance Yard located at 1101 Orchard, Coachella, California, 92236.
2. An Underground Storage Tank Unauthorized Release Report filed by the County of Riverside, Department of Environmental Health Services (CRDEHS) on December 1, 1987 indicated that gasoline and diesel fuel had leaked from the underground storage tanks contaminating the soil and ground water. These tanks were removed on December 1, 1987.
3. By letter dated February 2, 1988, the discharger was requested to conduct a complete subsurface investigation of the contamination and submit a technical report of the results to CRDEHS.
4. By letter dated September 6, 1988, a workplan for excavation was submitted by Petroleum Industry Consultants, consultant for the discharger. The plan was for soil excavation.
5. On December 22, 1988, a revised workplan for excavation was submitted by Petroleum Industry Consultants, consultant for the discharger. The plan was for soil excavation.
6. By letter dated February 21, 1989, the Regional Board accepted the excavation workplan. No work described in the accepted excavation workplan has been performed by the discharger.
7. On March 22, 1989, lead agency status was transferred by letter to the CRDEHS.
8. By letter dated July 12, 1989 CRDEHS requested the discharger to conduct a complete subsurface investigation of the contamination and submit a technical report of the results.
9. On January 19, 1990, the discharger submitted a workplan for soil excavation which was accepted by CRDEHS. The discharger requested that the excavation work be delayed until July 1, 1990. This was granted by CRDEHS on August 1, 1990. No work described in the accepted soil excavation workplan has been performed by the discharger.

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. The discharger has caused, or permitted, the discharge of waste into the waters of the State, and created a condition of pollution.
12. 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.
13. The beneficial uses of ground waters in the Coachella Hydrologic Subunit are:
 - a. Municipal supply (MUN)
 - b. Industrial supply (IND)
 - c. Agricultural supply (AGR)
14. Contamination of the ground water with gasoline and diesel fuel will significantly impair the beneficial uses of the ground water.
15. This enforcement action is being taken for the protection of the environment and as such 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 Sections 13304 and 13267 of the California Water Code the discharger, their agents or assigns, shall cleanup and abate the effects of the discharge of gasoline and diesel fuel by complying with the following:

1. The following shall be submitted to the CRDEHS and the Regional Board by the due dates given:
 - A. October 1, 1992 -- Submit a workplan to the CRDEHS and Regional Board for review and acceptance. The workplan will include, but not be limited to, a description of the activities by which tasks 1 through 5 as outlined below, will be completed. If site remediation is currently in progress, then said workplan shall summarize completed work at the site.
 - (1) Fully delineate the vertical and lateral extent of contamination of the soil and ground water at the subject site.
 - (2) Characterize the site hydrology such that an adequate assessment of contamination migration pathways can be made.
 - (3) Evaluate actual or potential off-site migration of contaminants and methods to mitigate or prevent such an occurrence.
 - (4) Perform any necessary interim remediation to remove free product contamination.

- (5) Remediate all soil and ground water contamination at the subject site which resulted from the gasoline and diesel fuel leak described in this Order.
- B. December 1, 1992 -- Submit a progress report which details the progress being made toward the goals outlined in the workplan, including progress towards obtaining proper permits for the work.
- C. January 1, 1993 -- Submit another progress report as stated above in B.
- D. February 1, 1993 -- Submit a technical report containing the results of work requested above in A.
- E. April 1, 1993 -- Submit a proposal to remediate all soil and ground water contamination at the subject site which resulted from the leaks described in this Order to contamination levels deemed acceptable to the Regional Board's Executive Officer.
- F. July 1, 1993 -- Implement the cleanup plan to remediate all soil and ground water contamination at the subject site. Cleanup efforts shall continue until such time that the Regional Board's Executive Officer considers the site to be remediated to the fullest extent possible, based on the then current best available technology.
2. All technical and monitoring reports required in conjunction with this Order are required pursuant to Section 13267 of the California Water Code and shall include a statement by the discharger or an authorized representative of the discharger certifying under penalty of perjury under the laws of the State of California that the report is true, complete, and accurate.
3. Failure to comply with the provision of this Order may subject you to further enforcement action including but not limited to, assessment of civil liability pursuant to Section 13323 and 13350 of Division 7, Article 25, of the California Water Code, and referral for injunctive relief and civil or criminal liability.

Philip A. Gruenberg
Executive Officer

8-14-92
Date