

California Regional Water Quality Control Board
North Coast Region

Order No. R1-2004-0093

WDID NO. 1B02025RSON

Recision of Waste Discharge Requirements Order No. R1-2003-0002

For

ROBERT BENSON
PRESTIGE LINCOLN MERCURY
2979 CORBY AVENUE
SANTA ROSA, CALIFORNIA

Sonoma County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board) finds that:

1. On March 27, 2003, the Regional Water Board issued Waste Discharge Requirements Order No. R1-2003-0002 requiring Robert Benson (hereinafter the discharger), the former owner of Prestige Lincoln Mercury, to comply with discharge prohibitions and effluent limitations for the subsurface injection of treated groundwater at 2979 Corby Avenue in Santa Rosa, California. Extraction, treatment, and re-injection of groundwater were proposed for the remediation of petroleum discharges to soil and groundwater at the site. Order No. R1-2003-0002 also requires compliance with Contingency Planning and Notification Requirements Order No. 74-151 and Monitoring and Reporting Program NO. R1-2003-0002.
2. On February 13, 2004, the consultant working on behalf of the discharger submitted the "Amended Feasibility Study and Corrective Action Plan", which proposed to abandon the plan to re-inject treated groundwater because it was no longer considered to be the most technically feasible or cost-effective remedial option. The new proposal recommended in-situ chemical-oxidation by the subsurface injection of ozone, a technology known as ozone sparging, as the preferred remedial technology for the site.
3. On May 5, 2004 Regional Water Board staff concurred with the February 2004 Amended Feasibility Study and Corrective Action Plan and requested a work plan for implementing the ozone-sparging proposal. On June 7, 2004, the discharger submitted an "Amended Remedial Action Work Plan" which specified a scope of work to implement the ozone-sparging technology and requested the recision of Waste Discharge Requirements Order No. R1-2003-0002. On August 10, 2004, Regional Water Board staff concurred with the amended work plan.
4. The requirements contained in Waste Discharge Requirements Order No. R1-2003-0002 are no longer needed for the protection of water quality.

5. The Regional Water Board has notified the Permittees, as well interested agencies and persons of its intent to rescind Order No. R1-2003-0002 and the associated Monitoring and Reporting Program and has provided them with an opportunity to submit their written views and recommendations.
6. This action to rescind Waste Discharge Requirements is not subject to the California Environmental Quality Act (CEQA) (Public Resources Code Section 21000 et seq.), pursuant to Title 14, California Code of Regulations, Sections 15060(c)(2) and 15061(b).
7. The Regional Water Board, in a public meeting, heard and considered all comments pertaining to this matter.

THEREFORE, IT IS HEREBY ORDERED that Waste Discharge Requirements Order No. R1-2003-0002 and Monitoring and Reporting Program Order No. R1-2003-0002 be rescinded.

Certification

I, Catherine E. Kuhlman, Executive Officer,
do hereby certify that the foregoing is a full,
true, and correct copy of an Order adopted
by the California Regional Water Quality
Control Board, North Coast Region, on
November 29, 2004.

Catherine E. Kuhlman
Executive Officer

December 6, 2004