

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION3443 Rautier Road, Suite A
Sacramento, CA 95827-3098
PHONE: (916) 255-3000
FAX: (916) 255-3015**RECEIVED**

MAY 08 1996

SUZANNE L. PHINNEY
ENVIRONMENTAL

7 May 1996

See Attached Distribution List

ADOPTED CLEANUP AND ABATEMENT ORDER NO. 96-150, WHITE ROCK ROAD NORTH DUMP, SACRAMENTO COUNTY

Enclosed is a copy of the subject Cleanup and Abatement Order adopted by the Regional Board at its meeting on **3 May 1996**. Regional Board staff look forward to working with you towards implementing the necessary remedial investigation and remedial actions. It should be noted that the first action item required by the Order is to secure the property from unwanted public access by **1 June 1996**.

If an appeal is to be made to the State Water Resources Control Board, the request must be made within 30 days of the date of adoption of the Order. The petition for the appeal is made to the State Water Resources Control Board [Water Code, Section 13320(a)].

If you have any questions regarding this matter please call me at (916) 255-3025.

ALEXANDER MACDONALD
Senior Engineer

AMM

cc: Ms. Fran Anderson, Department of Toxic Substances Control, Sacramento

SR101139168

Mr. Craig L Young
CLC Investment Corporation
6060 Sunrise Vista Drive, Suite 2200
Citrus Heights, CA 95610

Certified Mail
Z 175 115 509

Ms. Suzanne Phinney
Vice President-Environmental
GenCorp Aerojet
P.O. Box 13222
Sacramento, CA 95813-6000

Certified Mail
Z 175 115 507

Mr. Alan F. Olson
c/o Mr. David R. Isola
Riddle and Isola
2291 March Lane, Suite 100D
Stockton, CA 95207

Certified Mail
Z 175 115 498

Mr. Ben G. Petrucci
c/o Richard K. Turner
555 Capitol Mall, Suite 1440
Sacramento, CA 95814

Certified Mail
Z 175 115 514

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

RECEIVED

MAY 08 1996

ORDER NO. 96-150

SUZANNE L. PHINNEY
ENVIRONMENTAL

CLEANUP AND ABATEMENT ORDER
FOR
CLC INVESTMENT CORPORATION, AEROJET-GENERAL CORPORATION,
NORTH AMERICAN WASTE DISPOSAL COMPANY
ALAN F. OLSON, AND BEN G. PETRUCCI
WHITE ROCK ROAD NORTH DUMP
SACRAMENTO COUNTY

The California Regional Water Quality Control Board, Central Valley Region, (hereafter Board) finds that:

1. The CLC Investment Corporation owns property south and west of the intersection of White Rock Road and Grant Line Road in Sacramento County near Rancho Cordova. The property is the location of the non-operating White Rock Road North Dump (Dump). The Dump was operated by North American Waste Disposal Company (NAWDCO) of which Ben G. Petrucci is the last surviving partner. Alan F. Olson and Alan T. Olson owned the property when the Dump was in operation, and was followed in ownership by Aerojet-General Corporation. CLC Investment Corporation, Aerojet-General Corporation, NAWDCO, Alan F. Olson, and Ben G. Petrucci are hereafter collectively referred to as Dischargers.
2. CLC Investment Corporation was required to perform a Solid Waste Assessment Test (SWAT) at the request of the Board and a Preliminary Endangerment Assessment (PEA) at the request of the Department of Toxic Substances Control. Briefly, the SWAT/PEA found concentrations of volatile organic contaminants (VOCs) in the ground water and VOCs, semi-volatile organics (SVOCs), polychlorinated biphenyls (PCBs), dioxins, and dibenzofurans in the vadose zone. The VOCs found in the ground water include up to 2100 micrograms per liter ($\mu\text{g/l}$) trichloroethylene (MCL of $5 \mu\text{g/l}$), $6.4 \mu\text{g/l}$ 1,1-dichloroethylene (MCL of $5.0 \mu\text{g/l}$), $2.6 \mu\text{g/l}$ of chloroform, and $3.3 \mu\text{g/l}$ tetrachloroethane (MCL of $5.0 \mu\text{g/l}$). A source of these VOCs in ground water is the Dump. The extent of contamination in ground water downgradient from the Dump has not been determined. However, samples from ground water monitor wells on the property immediately south of the Dump have been found to contain the same chemicals at lower concentrations. The ground water flow direction is generally south, but may be somewhat to the southeast on the eastern portion of the Dump.
3. The current plume of contaminated ground water creates or threatens to create a condition of pollution or nuisance.
4. Pollution means an alteration of the quality of waters of the state by waste to a degree which unreasonably affects (a) such waters for beneficial uses, or (b) facilities which serve such beneficial uses. [Water Code, Section 13050(1)]
5. The beneficial uses of the ground water are municipal, industrial, and agricultural supply.

6. Any person who has discharged or discharges wastes into the waters of the state in violation of any waste discharge requirements or other order or prohibition issued by a Regional Water Quality Control Board (Regional Board) or the State Water Resources Control Board (State Board), or who has caused or permitted, causes or permits, or threatens to cause or permit any waste to be discharged or deposited where its 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 clean up such waste or abate the effects thereof or, in the case of threatened pollution or nuisance, take other necessary remedial action. [Water Code, Section 13304(a)].

Site History

7. In 1954, Allan T. Olson (deceased) and his son Alan F. Olson purchased the property from Yuba Consolidated Gold Fields. On 30 December 1957, the County approved operation of a waste disposal site on the property by NAWDCO. NAWDCO was operated by partners Ben G. Petrucci, Ralph Sovell, and Allan T. Olson, while the property continued to be owned by the Olsons. NAWDCO was given a 15-year franchise for waste collection and disposal for the unincorporated areas of Sacramento County.
8. Aerojet leased the Dump from the Olsons from 1963-1970 as a buffer zone for their operations north of the Dump.
9. By Deed recorded 18 December 1969, the Olsons conveyed the property to Brighton Sand and Gravel, a dissolved California Corporation (of which Alan F. Olson was a coporate shareholder). Aerojet purchased the property from Brighton Sand and Gravel Company in June 1970.
10. In January 1974, Aerojet sold the property to Peter Lausevic who added his wife Verica Lausevic to the title in May 1975. The property was not operated as a waste disposal site by the Lausevics. The exact date that disposal operations ceased at the Dump prior to purchase by the Lausevics is uncertain.
11. Bene Soil took title from the Lausevics in March 1976. Mr. Lausevic was a general partner of Bene Soil. In 1978, Bene Soil went bankrupt and Hill Top Developers purchased the property from Bene Soil.
12. CLC Investment Corporation purchased the property from Hill Top Developers in 1988. Subsequently, Hill Top Developers filed for bankruptcy in 1994.

Other Findings

13. Aerojet-General Corporation owned the property and had knowledge of the activities that caused the pollution or nuisance at the site, and by virtue of its control over the property had the ability to

CLEANUP AND ABATEMENT ORDER NO. 96-150
CLC INVESTMENT CORPORATION, ET AL.
WHITE ROCK ROAD NORTH DUMP
SACRAMENTO COUNTY

-3-

control the discharge. Aerojet's knowledge of the activities is enhanced due to Aerojet's disposing of a portion of its wastes at the Dump during the 1960s.

14. CLC Corporation owns the property and has knowledge of the activities that caused the pollution or nuisance at the site and, by virtue of its control over the property, has the ability to control the discharge.
15. In conducting an investigation of the quality of any waters of the state within its region, the Board may require that any person discharging or proposing to discharge waste within its region or any citizen or domiciliary, or political agency or this state discharging or proposing to discharge waste outside its 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. The burden, including costs, for those reports shall bear a reasonable relationship to the need for the report and the benefits to be obtained from the reports. [Water Code Section 13267]
16. If the Dischargers fail to comply with this Cleanup and Abatement Order, the Executive Officer may request the Attorney General to petition the superior court for the issuance of an injunction.
17. If the Dischargers violate this Cleanup and Abatement Order, then the Dischargers may be liable civilly in a monetary amount provided by statute.
18. The Dischargers shall be liable to the Regional Board for any cost incurred by the Board in cleaning up the wastes, abating the effects of the waste, supervising cleanup or abatement activities, or taking other remedial action. [Water Code Section 13304(c)(1)]
19. Issuance of this Order is an enforcement action taken by a regulatory agency and is exempt from the provisions of the California Environmental Quality Act (CEQA, Public Resources Code, Section 21000, et seq.) in accordance with Section 15321(a)(2), Title 14, California Code of Regulations.
20. Any person affected adversely by this action of the Board may petition the State Water Resources Control Board (State Board) to review this action. The petition must be received by the State Board within 30 days of the date on which this Order was signed. Copies of the law and regulations applicable to filing petitions will be provided upon request.

IT IS HEREBY ORDERED that, pursuant to Sections 13267 and 13304 of the California Water Code, CLC Investment Corporation, Aerojet-General Corporation, North American Waste Disposal Company, Alan F. Olson, and Ben G. Petrucci shall:

1. Submit a workplan, for approval by the Executive Officer, to determine the extent of contamination in the ground water and vadose zone emanating from the White Rock Road North Dump, both on

CLEANUP AND ABATEMENT ORDER NO. 96-150
CLC INVESTMENT CORPORATION, ET AL.
WHITE ROCK ROAD NORTH DUMP
SACRAMENTO COUNTY

-4-

and off the White Rock Road North Dump property, by **1 July 1996**. The workplan shall include, but not be limited to:

- a. a proposal for installing ground water monitor wells and borings for collection of ground water and vadose zone samples;
 - b. a Quality Assurance Project Plan which provides the standard operating procedures and protocols for conducting the field work and for analyzing the samples;
 - c. a ground water monitoring program;
 - d. a Health and Safety Plan; and,
 - e. a time schedule for implementation of the field work, reporting the results of the field work, and which identifies future submittals for conducting any necessary tests for remedial measures and the anticipated dates for implementation of the tests and remedial measures.
2. Cleanup and abate the pollution pursuant to the workplan and time schedule submitted in accordance with requirement 1, above, and approved by the Executive Officer.
 3. Submit copies of all required reports the Department of Toxic Substances Control, 10150 Croydon Way, Suite 3, Sacramento, California 95827-2106, and the Integrated Waste Management Board, 8800 Cal Center Drive, Sacramento, California 95826.

In addition, CLC Investment Corporation, as current owner of the property shall take necessary measures to secure the The Dump from unwanted public access and exposure to any hazards at the site as soon as possible, but no later than **1 June 1996**. A letter shall be sent to our office by **15 June 1996** detailing the measures taken to assure compliance with this requirement.

I, WILLIAM H. CROOKS, 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, Central Valley Region, on 3 May 1996.



WILLIAM H. CROOKS, Executive Officer

AMENDED 3 May 1996