



California Regional Water Quality Control Board San Diego Region



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9174 Sky Park Court, Suite 100, San Diego, California 92123-4353
(858) 467-2952 • Fax (858) 571-6972
<http://www.waterboards.ca.gov/sandiego>

June 1, 2006

Certified Mail – Return Receipt Requested
7005 2570 0001 4287 3489

Mr. & Mrs. Chung Kwan Hsu
Budget Trade & Gas
510 West 5th Avenue
Escondido, CA 92025

In Reply Refer to:
TSMC:50.2661.05:peass

Dear Mr. & Mrs. Hsu:

RE: ADDENDUM NO. 9 TO CLEANUP AND ABATEMENT ORDER NO. 2000-255

Enclosed is Addendum No. 9 to Cleanup and Abatement Order (CAO) No. 2000-255 issued by the California Regional Water Quality Control Board, San Diego Region (Regional Board). The Order directs you to cleanup and abate the effects of the discharges of petroleum fuel wastes at 510 West 5th Avenue, Escondido, California, as a result of unauthorized discharges from a former leaking underground storage tank system at the site.

Addendum No. 9 to CAO No. 2000-255 is issued pursuant to California Water Code (CWC) sections 13267 and 13304 and modifies the groundwater monitoring requirements. Please note that failure to meet deadlines may subject you to further enforcement action by the Regional Board including administrative or judicial proceedings for the assessment of civil liability in amounts of up to \$10,000 per day; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

You may contest the issuance of the CAO Addendum by requesting a public hearing on the matter before the Regional Board. In order to schedule a hearing this office must receive a written request no later than 5 PM on July 3, 2006 (30 days). Be aware that a request for a hearing does not stay deadlines in the CAO.

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

If you have any questions, please contact Ms. Sue Pease of my staff at (858) 637-5596, or by email at spease@waterboards.ca.gov

California Environmental Protection Agency

Recycled Paper

Mr. & Mrs. Hsu
Addendum No. 9
Cleanup and Abatement Order 2000-255

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June 1, 2006

Respectfully,



JOHN H. ROBERTUS
Executive Officer

JHR:dtb:sjp

Enclosure: Addendum No. 9 to CAO 2000-255

cc: Ms. Diana Conkle, State Water Resources Control Board, Underground Storage Tank
Cleanup Fund, 1001 'I' Street, Sacramento CA 95814

Mr. Gary Clossin, I-Cubed Consulting, 13860 Paseo Aldabra, San Diego, CA 92129-2106

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

**ADDENDUM NO. 9 TO
CLEANUP AND ABATEMENT ORDER NO. 2000-255**

**BUDGET TRADE & GAS
510 WEST 5TH AVENUE, ESCONDIDO
SAN DIEGO, COUNTY**

The California Regional Water Quality Control Board, San Diego Region (hereinafter, Regional Board) finds that:

1. During the last four quarters (April 2005 – March 2006) of groundwater monitoring, analytical results indicate that no detectable concentrations of Total Petroleum Hydrocarbons have been found in groundwater monitoring wells MW-8, MW-9, MW-19, MW-28, and MW-34.
2. The State Water Resources Control Board Underground Storage Tank Cleanup Fund commented that future costs for sampling of these groundwater monitoring wells might not be fully reimbursed unless it can be demonstrated that continued sampling of all wells is necessary.
3. During the period when tetraethyl lead was used as an octane booster, 1,2 Dichloroethane (1,2 DCA) was added to petroleum fuel as a lead scavenger. Fuel was dispensed from this gas station during the period when 1,2 DCA was added to petroleum fuel. 1, 2 DCA has a Maximum Contaminant Level of 0.5 ug/L, as specified in California Code of Regulations, Title 22, Table 64444-A of section 64444. The groundwater at the Budget Trade & Gas site has not been analyzed for 1,2 DCA. Since 1,2 DCA is a threat to water quality, it is necessary for the Discharger to analyze groundwater for 1,2 DCA.
4. This action is an Order to enforce the laws and regulations administered by the Regional Board. As such, this action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to section 15321 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED, pursuant to sections 13267 and 13304 of the California Water Code that:

Directive V (b) of the Quarterly Groundwater Monitoring Program of Order No. 2000-255 is replaced by the following:

June 1, 2006

V. GROUND WATER MONITORING


- b. All monitoring wells not containing free product, except MW-8, MW-9, MW-19, MW-28 and MW-34, shall be sampled and analyzed for Total Petroleum Hydrocarbons (TPH), Benzene, Toluene, Ethylbenzene, and Xylenes (BTEX), Lead (PB) and Methyl Tertiary Butyl Ether (MTBE) and other oxygenates using the following specified EPA test methods:

<u>Constituent</u>	<u>EPA Test Method</u>
TPH	TPH-DHS or EPA Method 8015
BTEX	EPA 8020, 8021, 8240 or 8260b
MTBE & Other Oxygenates	EPA 8260b
Total Lead	EPA 6010, 7420, or 7421

Beginning with the 2nd quarter 2006 (April 1, 2006 to June 30, 2006), the monitoring wells shall be analyzed for the full spectrum of chemicals included in the EPA method 8260b, which includes analysis for 1,2 DCA. If 1,2 DCA is detected in any groundwater well, quarterly monitoring shall continue for 1,2 DCA and all potential breakdown products in those wells.

All new groundwater monitoring or extraction wells shall be added to the quarterly monitoring program. All new wells shall be sampled and analyzed for the constituents listed above using the appropriate EPA test methods. The dischargers may propose changes to these sampling requirements; any proposed changes are subject to Regional Board approval.

All directives, other than the changes in Directive V.b. above, issued in Cleanup and Abatement Order No. 2000-255 and Addenda remain unchanged and in effect.



JOHN. H. ROBERTUS
Executive Officer

Date issued: June 1, 2006