CALIFORNIA
Water Boards

EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIQUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

January 5, 2017

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7017 2680 0000 6289 5081

Mr. Roger Frankfurth, Mechanic
Miramar National Cemetery
5795 Nobel Drive
San Diego, California 92122
roger.frankfurth@va.gov

SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS AT MIRAMAR NATIONAL CEMETERY, 5795 NOBEL DRIVE, SAN DIEGO

Dear Mr. Frankfurth:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on December 13, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	**Failure to Maintain Tank Information Forms** – The tank information forms in CERS identify the tank manufacturers as Modern Welding, but lists the tank material as fiberglass. Modern Welding tanks should be listed as steel primary and fiberglass reinforced plastic (FRP) secondary.	All	December 13, 2017	Ongoing	23 CCR 2711(a)
2	**Failure to Monitor Product Piping** – The sensor in the unleaded under dispenser containment was unable to detect a leak at the earliest opportunity because it was not in a vertical position. The sensor placement was corrected at the time of inspection.	Unleaded	December 13, 2017	December 13, 2017	23 CCR 2630(d)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and San Diego Department of Environmental Health within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board
Mr. Douglas McDevitt
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
douglas.mcdevitt@waterboards.ca.gov

Local CUPA
Mr. Robert Rapista
Supervising Environmental Health Specialist
Underground Storage Tank Program
County of San Diego Department of
Environmental Health
P.O. Box 129261
San Diego, California 92112-9261
robert.rapista@sdcounty.ca.gov

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of $500 to $5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,

Kim Gellards for

Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Ms. Maryam Dorsey, Chief
Hazardous Material Division
County of San Diego Department
of Environmental Health
maryam.dorsey@sdcounty.ca.gov

Mr. Robert Rapista
Supervising Environmental Health Specialist
Underground Storage Tank Program
County of San Diego Department
of Environmental Health
robert.rapista@sdcounty.ca.gov

Mr. Rex Kern, Director
Miramar National Cemetery
rex.kern@va.gov