

DEPARTMENT OF TOXIC SUBSTANCES CONTROL

**REPORT ON FUNDS ALLOCATED FOR NATIONAL PRIORITIES LIST AND
STATE ORPHAN SITES**

Prepared Pursuant to Provision 2, Item 3960-001-0557, Budget Act of 1999

Pursuant to Provision 2 of Item 3960-001-0557 of the 1999 Budget Act, the Department of Toxic Substances Control (DTSC) is reporting on the site investigation and cleanup actions taken at National Priorities List (NPL) State match and State orphan sites for Fiscal Year (FY) 1999/2000. The Budget Act of 1999 appropriated \$6,986,000 in Toxic Substances Control Account funds for encumbrance over four FYs for NPL and State orphan sites. During FY 1999/2000, the first year the funding was available, DTSC encumbered and/or spent \$3,078,150 as described below for the following types of site investigation and cleanup actions: Removal Actions (RAs), Remedial Investigations and Feasibility Studies (RIFS), Removal Action Workplans (RAWs), Operation and Maintenance (O&M), and risk assessments. NPL sites are noted with an asterisk (*) preceding the site name.

Central California:	<u>Encumbrances/Expenditures</u>	
*Brown and Bryant, Arvin (RA)	\$ 150,000	
Carlson Property (RA)	\$ 213,652	\$ 23,822
Central Valley Fertilizer (RIFS/RAW/RA)	\$ 152,847	\$211,462
Chico Groundwater (O&M)	\$ 54,080	\$ 65,920
Doyle Property (Investigation)	\$ 23,752	\$ 17,368
H.S. Mann (RAW/RA)	\$ 9,028	
K&D Salvage (RAW/RA)	\$ 35,168	
*McCormick & Baxter (RA)	\$ 188,312	
Mobile Smelting (Risk Assessment)	\$ 22,878	
Orland Dry Cleaners (Conduct Searches)	\$ 390,210	
Valley Plating (O&M)	\$ 3,000	
Valley Smelting (RA)	\$	\$ 70,000
Westley Tire Fire (Investigation)	\$	\$153,880
North Coast:		
K & L Plating - 89th (RAW/RA)	\$ 380,205	\$ 19,795
K & L Plating - Pearmain (Decontamination)	\$ 82,223	\$ 17,777
Richmond Townhouse Apts. (RA-Soil)	\$ 448,292	

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Southern California:

Gardena Sumps (O&M)	\$	\$ 3,240
San Gabriel, Richwood (Water Connection)	\$	\$60,708
San Gabriel, Richwood (Alternate Water)	\$	\$10,719
William Mead (Investigation)	\$	224,948

Various - Statewide:

Potential Responsible Party Searches	\$ 30,411	\$ 14,453
Total Encumbrances/Expenditures:	\$2,409,006	\$669,144

Grand Total: \$3,078,150

Change in Contracting Authority: Prior to the beginning of FY 1999/2000, the Department of General Services (DGS) Legal Counsel made a determination that the cleanup contracts DTSC had been processing as consultative services zone contracts would no longer be appropriate under the legal authority of consultative service contracts. A new interpretation was made that most of DTSC=s cleanup contracts should fall under the contracting authority of Architectural and Engineering (A&E) services rather than the consultative services authority previously used by DTSC. This initial determination, and subsequent negotiations between DTSC and DGS, resulted in a substantial delay in initial contracting activities for DTSC=s planned projects for FY 1999/2000. DTSC and DGS have reached an agreement concerning our contracting authority allowing DTSC to extend the zone contracts for one year while DTSC procures new A&E contracts.

Planned Future Activities: During FY 2000/2001, which is the second year the FY 1999/2000 funding is available, DTSC plans to encumber the remaining \$3.9 million for the above projects, as well as the projects listed below.

Central California (State Orphan Sites):

Kilby Property (RAW/RA)	\$100,000 allocated
Orchard Supply (RAW/RA)	\$145,000 allocated
*Selma Groundwater (O&M)	\$ 35,000 allocated

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Bond Funding: DTSC continues to have Hazardous Substance Cleanup Bond funds available for expenditure as older projects are completed and unexpended balances remaining in the contracts become available for use. During FY 1999/2000, DTSC encumbered Bond funding as well as Toxic Substance Control Account funding for the sites identified below:

Richmond Townhouses (RA-soil)	\$1,006,708
Westley Tire Fire (Investigation)	<u>\$ 115,719</u>
Total Bond Funding:	\$1,122,427

Additional Unforeseen Actions: In addition to the planned direct site cleanup work, DTSC played a major role in addressing an unforeseen (unplanned) problem at the Westley Tire Fire site. This site posed a significant threat to public health and safety and the environment and attracted nationwide attention. DTSC took the lead in conducting the initial characterization study for the site using DTSC contractors and funding and worked closely with the California Integrated Waste Management Board and the Central Valley Regional Water Quality Control Board on the emergency response actions and subsequent investigations.