



Los Angeles Regional Water Quality Control Board

February 20, 2020

CVS Inc.
Attn: Mr. David Conway
One CVS Drive – MC2340
Woonsocket, RI 02895-6167

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
CLAIM NO.: 7019 0700 0001 9921 0433

Daniel M. Moine Trust
One CVS Drive
Woonsocket, RI 02895-6167

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
CLAIM NO.: 7019 0700 0001 9921 0440

UNDERGROUND STORAGE TANK PROGRAM – WORK PLAN REQUIREMENT

**CVS PHARMACY (FORMER ROLLING HILLS CARWASH)
25825 SOUTH NARBONNE AVENUE, LOMITA
(CASE NO. I-01353A) (GLOBAL ID NO.: T10000013272)**

Dear Mr. Conway and the Daniel M. Moine Trust:

The California Regional Water Quality Control Board, Los Angeles Region (Los Angeles Regional Board), is the public agency with primary responsibility for the protection of ground and surface water quality for all beneficial uses within the Los Angeles and Ventura counties. As such, the Los Angeles Regional Board is the lead regulatory agency for overseeing corrective actions (assessment and/or monitoring activities) and cleanup of releases from leaking underground storage tank (UST) systems at the subject site (Site).

Pursuant to Health and Safety Code Section 25296.10, the Daniel M. Moine Trust and CVS Inc. (collectively “Responsible Parties”) are required to take corrective actions (i.e. Preliminary Site Assessment, Soil and Water Investigation, Corrective Action Plan Implementation, and Verification Monitoring) to ensure protection of human health, safety, and the environment. Corrective action requirements are set forth in California Code of Regulations (CCR), Title 23, Chapter 16, Sections 2720 through 2727.

The Los Angeles Regional Board staff has reviewed additional information CVS Inc. provided on January 8, 2020 by email, and reviewed information in our case files for the Site.

IRMA MUÑOZ, CHAIR | RENEE PURDY, EXECUTIVE OFFICER

Site Background

The northeastern portion of the Site was formerly used as a Unocal service station between approximately 1941 and 1978. The Unocal service station reportedly used three USTs for their operations; however, records regarding these USTs and their removal are unavailable. A Tuneup Masters automotive repair shop then operated on this portion of the Site for approximately 22 years. Tuneup Masters used one 550-gallon waste oil UST that was removed from the Site in January 1990. Rolling Hills Car Wash operated in the eastern and southeastern portion of the Site from about 1968 to 2004 and used one 12,000-gallon, one 8,000-gallon, and one 5,000-gallon USTs containing gasoline. These three USTs were removed from the Site in September 1999. The western half of the Site contained multiple buildings used as a liquor store, automotive stereo sales and installation store, an automotive body and paint shop, and residence. There are no records that USTs were used on the western portion of the Site. CVS Inc. acquired the Site in 2005. Following acquisition of the property, CVS Inc. removed all structures on the Site and redeveloped the Site into its current configuration consisting of one commercial building used as a CVS Pharmacy.

Work Plan Requirement (per CCR, Title 23, Chapter 16, §2724)

In order to determine the extent of contamination at the Site, the Responsible Parties are required to submit a work plan proposing the advancement of a minimum of three soil borings into groundwater and the collection of soil and groundwater samples to determine the extent of contamination. One of the soil borings shall be drilled in the area of the former USTs associated with the former Rolling Hills Car Wash. The second soil boring shall be located near the former waste oil UST in the northeast corner of the Site which was historically used as a Union Oil Company service station and as a Tune Up Masters. The third soil boring shall be drilled in the north central portion of the Site that was identified during the geophysical investigation completed in January 2006 as Area B. The work plan is due to the Los Angeles Regional Board by **March 30, 2020**. The Responsible Parties shall also incorporate the following Los Angeles Regional Board requirements in the work plan:

1. Soil samples shall be collected in the proposed soil borings at five-foot intervals beginning at five feet bgs, at changes in soil lithology, and at areas of obvious contamination for geologic logging. All soil samples collected at five-foot intervals must be preserved in accordance with Environmental Protection Agency (EPA) Method 5035 and submitted for chemical testing.
2. Soil borings not completed as soil vapor probes must be properly sealed per requirements prescribed in the California Well Standards (Bulletin 74-90), published by the California Department of Water Resources (can be seen at https://water.ca.gov/LegacyFiles/pubs/groundwater/water_well_standards_bulletin_74-90/ca_well_standards_bulletin74-90_1991.pdf).
3. Grab groundwater samples are required to be collected and submitted for chemical testing if groundwater is encountered in any of the soil borings advanced at the Site.

4. Soil and groundwater samples must be analyzed by Cal-LUFT GC/FID or Cal-LUFT GC/MS Method for TPH as gasoline (TPHg), as diesel (TPHd), and as oil (TPHo), and by EPA Method 8260B for benzene, toluene, ethylbenzene, and xylenes (BTEX), naphthalene, and fuel oxygenate compounds including methyl tertiary butyl ether (MTBE), di-isopropyl ether (DIPE), ethyl tertiary butyl ether (ETBE), tertiary amyl methyl ether (TAME), and tertiary butyl alcohol (TBA). Ethanol is also required and shall be analyzed by either method above. As a waste oil UST was used at the Site, the full suite of aromatic and chlorinated analytes must also be tested and reported per EPA Method 8260B. The analytical detection limits must conform to the Los Angeles Regional Board General Laboratory Testing Requirements (9/06) (http://www.waterboards.ca.gov/losangeles/publications_forms/forms/ust/lab_form_s/labreq9-06.pdf). All respective analytical methods must be certified by the California Environmental Laboratory Accreditation Program (ELAP). All analytical data must be reported by a California-certified laboratory.
5. In addition to the analytical testing suite stated above, soil samples collected at 5 and 10 feet bgs from soil borings in the northeast corner of the Site shall also be analyzed for poly-aromatic hydrocarbons (PAHs) by EPA Method 8270.

General Requirements

6. The contractor who conducts the environmental work as required in this directive shall, at all times, comply with all applicable State laws, rules, regulations, and local ordinances specifically including, but not limited to, environmental, procurement, and safety laws, rules, regulations, and ordinances. The contractor shall obtain the services of a Professional Geologist or Engineer, Civil (PG/PE-Civil) to comply with the applicable requirements of the Business and Professions Code, sections 6700 et seq. and/or 7800 et seq. implementing regulations for engineering or geological analysis and interpretation for this case. All documents prepared by the contractor that reflect or rely upon engineering or geological interpretations by the contractor shall be signed and stamped by the PG/PE-Civil indicating her/his responsibility for them, as required by the Business and Professions Code.

Regulatory Requirement for Electronic Submission of Laboratory Data to the State GeoTracker Internet Database

On September 30, 2004, the State Water Resources Control Board (State Board) adopted the resolution to revise regulations in Chapter 30, Division 3 of Title 23 of CCR, which requires persons to ensure electronic submission of laboratory analytical data (i.e., soil or water chemical analysis) and locational data (i.e., location and elevation of groundwater monitoring wells) via the Internet to the State Board's GeoTracker database. The regulations and other background information are available at <http://geotracker.waterboards.ca.gov>.

In accordance with the regulations, the Responsible Parties must upload the following information to the State Board's GeoTracker database: the report (in PDF format), laboratory analytical data (in electronic data format [EDF]), monitoring event information

in GEO_WELL format, an updated site map (GEO_MAP) showing the new monitoring well locations, boring logs in PDF (GEO_BORE) to be used to link to well locations, monitoring well latitude and longitude (GEO_XY) survey data, and monitoring well elevation data (GEO_Z). Hard copy paper reports, which have already been electronically uploaded to GeoTracker, are no longer required to be submitted to the Los Angeles Regional Board.

On January 8, 2020, CVS Inc. submitted additional information regarding the Site to Los Angeles Regional Board staff via email. As directed in Los Angeles Regional Board correspondence dated August 23, 2019, and as directed above, reports and other documents are required to be uploaded into GeoTracker. The Responsible Parties are required to upload to GeoTracker by **March 30, 2020** the additional information and other reports that were emailed to Los Angeles Regional Board staff on January 8, 2020.

Enforcement

Pursuant to Health and Safety Code section 25299, subdivision (d), any person who violates any corrective action requirement established by, or issued pursuant to, section 25296.10 is liable for a civil penalty of not more than ten thousand dollars (\$10,000) for each underground storage tank for each day of violation. A civil penalty may be imposed by civil action pursuant to Health and Safety Code section 25299, subdivision (d)(2) or imposed administratively by the Los Angeles Regional Board pursuant to California Water Code (CWC) sections 13323 through 13328. The Los Angeles Regional Board may also request that the Attorney General seek judicial civil liabilities or injunctive relief pursuant to CWC sections 13264, 13304, and 13340. The Los Angeles Regional Board reserves its rights to take any further enforcement action authorized by law.

If you have any questions regarding this matter, please contact Dr. Weixing Tong at (213) 576-6715 or at weixing.tong@waterboards.ca.gov, or Mr. James W. Ryan IV at (213) 576-6711 or at jamesw.ryan@waterboards.ca.gov.

Sincerely,



Renee Purdy
Executive Officer

cc: Ric Roda, State Water Resources Control Board, Division of Drinking Water
Brian Partington, Water Replenishment District of Southern California
Tim Smith, Los Angeles County Department of Public Works,
Environmental Program Division
Carla Dillon, City of Lomita, Department of Public Works