



California Regional Water Quality Control Board

San Diego Region



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CERTIFIED MAIL – RECEIPT REQUESTED

7004 2510 0004 5831 1162

January 21, 2005

Ms. Candace Gibson
Department of Public Works
County of San Diego
5201 Ruffin Road, Suite D
San Diego, CA 92123

In reply refer to:
LDU: 06-0244.02

Dear Ms. Gibson:

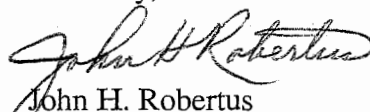
RE: ADDENDUM NO. 1 TO CLEANUP AND ABATEMENT ORDER (CAO) NO. R9-2004-0039: VALLEY CENTER LANDFILL, SAN DIEGO COUNTY

Enclosed is a copy of Addendum No. 1 to Cleanup and Abatement Order No. R9-2004-0039 that was issued by the Regional Board on January 21, 2005. This Addendum requires the County of San Diego to submit an updated Report of Waste Discharge and an Engineering Feasibility Study to the Regional Board in accordance with the new time schedule.

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, or require further information regarding this matter, please contact Mrs. Amy Grove of my staff at (858) 637-7136, or via e-mail at agrove@waterboards.ca.gov.

Sincerely,


John H. Robertus
Executive Officer

Enclosure

cc: Ms. Kerry McNeill, Supervising Environmental Health Specialist, County of San Diego, Local Enforcement Agency, 9325 Hazard Way, San Diego, CA 92123-1217

California Environmental Protection Agency

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

ADDENDUM NO. 1 TO
CLEANUP AND ABATEMENT ORDER NO. R9-2004-0039

COUNTY OF SAN DIEGO
VALLEY CENTER LANDFILL
SAN DIEGO COUNTY

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

1. On January 30, 2004 this Regional Board issued Cleanup and Abatement Order No. R9-2004-0039 for the County of San Diego, Valley Center Landfill, San Diego County. Cleanup and Abatement Order (CAO) No. R9-2004-0039 was issued, as described in it's findings, based on violations of Waste Discharge Requirements (WDR) Order No. 95-29, as amended.
2. On November 10, 2004 the County of San Diego, Department of Public Works requested an extension of due dates for Directives A and B.1 of CAO No. R9-2004-0039. Directives A and B.1 require the County of San Diego to submit an updated Report of Waste Discharge (ROWD) and an Engineering Feasibility Study (EFS) to the Regional Board no later than February 1, 2005. At the time of the request, the County was unable to obtain site access to an adjoining property to install a well for down-gradient monitoring.
3. On December 20, 2004 the County of San Diego secured a Right of Entry agreement with the down-gradient property owner to install and monitor a groundwater well. Sampling is scheduled to commence the week of January 24, 2005.
4. Sampling and analysis of collected data will not be completed in time to submit the ROWD and EFS on February 1, 2005.
5. This enforcement action is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000, *et seq.*) in accordance with CCR Title 14, Chapter 3, Section 15321.

IT IS HEREBY ORDERED, pursuant to Sections 13304 and 13267 of the California Water Code, the County of San Diego (hereinafter the discharger) shall cleanup and abate the effects of the discharge and comply with the following Directives:

January 21, 2005

A. EVALUATION MONITORING PROGRAM (EMP)

By **April 1, 2005**, the discharger shall provide the Regional Board with an updated Report of Waste Discharge (ROWD) containing all the information required by CCR Title 27, Section 20425. The final technical report shall contain all site-specific data collected during the investigation, including Directives A.1 through A.3, as stated in CAO No. R9-2004-0039.

B. EVALUATION AND SELECTION OF REMEDY

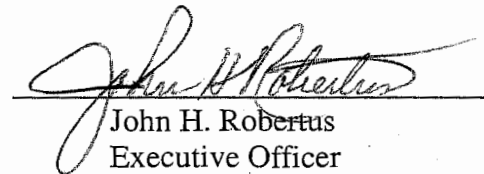
1. Engineering Feasibility Study (FS)

The discharger shall provide the Regional Board with a complete Comprehensive FS Report by **April 1, 2005**. The discharger shall submit a Comprehensive FS Report containing an assessment of corrective measures and the selection of a remedy for water pollution from the Valley Center Landfill.

C. NOTIFICATIONS

1. Nothings in this Addendum shall be construed to relieve the County of San Diego from further enforcement action, including administrative or judicial assessment of civil liability, injunctive relief, or criminal prosecution, resulting from violations of WDR Order No. 95-29.
2. Failure to comply with the directives of this Order or addenda thereto may subject the discharger to further enforcement action, including but not limited to, assessment of civil liability under Section 13350 and 13268 of the Water Code and/or referral of this matter to the attorney general for injunctive relief and civil or criminal liability.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true and correct copy of an Addendum adopted by the California Regional Water Quality Control Board, San Diego Region, on January 21, 2005.


John H. Robertus
Executive Officer