

continuation of site notes from folder by JE

6/29/93

JE spoke w/J. Rutherford. He got a call from a reporter (Charles Levin), regarding soil samples. I told him that yes, Tom Peacock of our office went to the site to sample soils from a) the soil pile dumped there from the drums, and b) the trench into which the water was apparently dumped. The results indicated hits of TOG, TPH-d and lead in both samples.

He offered to remove the soil pile and to dig up the trench in an attempt to remove the contaminated soil. I indicated that it would be prudent to remove the USTs and clean up all the effected soil at the same time. He said that's too costly. I said he original suggestion was a good idea. In addition, I mentioned the additional drums and cylinders and the 500-gallon propane tank still onsite, and that these materials should be characterized and disposed. I also said I wanted to gain access to the building to inventory any containers of haz mats/wastes therein. He said he needs to get permission to open up the bldg, because the former lessee has property inside the bldg. I said that the property owner is responsible for any haz mats/wastes onsite. He understood, and will get back to me re gaining access to bldg.

I faxed the lab results and chain of custody to him.

JE and TP spoke w/attorney Lou Carpiac. 805-659-6800 He'd like the former tenant to be named as RPs because their lease was in effect when the leak was discovered. He'll send us documentation of their lease, and provide us with name and number of tenant's attorney. Site was operated as "Beacon J & M." DP is suing these former tenants, as well as repiping contractor (Walton Engineering). He'll also suggest to RSI and DP to 1) remove soil pile and empty drums (at least move empties to back of bldg where they are less conspicuous), and 2) characterize and dispose other drums onsite, and 3) characterize trench. DP is a private company.