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Title: CONSIDER STATUS REPORT ON THE REGIONAL WATER QUALITY CONTROL BOARD ENVIRONMENTAL INVESTIGATION AND CARSON DECLARATION OF THE EXISTENCE OF A LOCAL EMERGENCY WITHIN THE CAROUSEL TRACT

Sponsors: Elito Santarina

Indexes:

Code sections:

Attachments: 1. carousel-exh 1, 2. carousel-exh 2, 3. carousel-exh 3

Date	Ver.	Action By	Action	Result
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Report to Mayor and City Council

Tuesday, February 03, 2015

Unfinished Business

SUBJECT:

CONSIDER STATUS REPORT ON THE REGIONAL WATER QUALITY CONTROL BOARD ENVIRONMENTAL INVESTIGATION AND CARSON DECLARATION OF THE EXISTENCE OF A LOCAL EMERGENCY WITHIN THE CAROUSEL TRACT

I. SUMMARY

This item is on the agenda at the request of Mayor Pro Tem Santarina to provide updates at all regularly scheduled City Council meetings related to the environmental investigation of the Carousel Tract.

II. RECOMMENDATION

CONSIDER and DISCUSS.

III. ALTERNATIVES

TAKE such other action the City Council deems appropriate that is consistent with the requirements of law.

IV. BACKGROUND

On January 9, 2015, the Los Angeles Water Quality Control Board (Regional Board) sent an electronic letter to all parties and interested persons on the Regional board's e-mail list - summarizing the correspondences the Regional Board has been receiving from, Barclay Hollander Corporation (Barclay), Shell Oil (Shell), and Integrated Resource Management (IRM) from December 24, 2014 to January 7, 2015 (Exhibit No. 1). Staff reported this interaction in the January 20, 2015 staff report.

On January 16, 2015, Barclay submitted a letter to the Regional Board to further clarify the scope of Barclay's request to (1) submit additional evidence for the Regional Board's review, (2) seek clarification regarding the Regional Board's treatment of substantive comments submitted by other parties since December 8, 2015, and (3) suggest timing for the hearing Barclay requested in its December 24 letter (Exhibit No. 2).

The Regional Board has received public comments on the proposed Remedial Action Plan (RAP) and the draft Environmental Impact Report (EIR). The Regional Board will include all public comments as public record and prepare a response to comments in the foreseeable future. Staff will assemble all public comments received by the Regional Board, and the Regional Board's response to comments on future staff report once it becomes available.

Testing of property in the Carousel Tract is continuing and the latest reports are posted on the Regional Board's website at:

http://geotracker.waterboards.ca.gov/profile_report.asp?

As of January 9, 2015, the completed Residential Sampling Activity is as follows:

- 272 homes have been screened for Methane. (95%)
- 273 homes have had soils sampled and vapor probes installed. (96%)
- 273 homes have had vapor probes sampled. (95%)
- 261 homes have had indoor air sampled. (91%)
- 244 of 261 homes have had their 2nd round of indoor air sampling. (94%)

Timeline of Activities

A general timeline that tracks past and current activities of the Carousel Tract environmental investigation is included as (Exhibit No. 3).

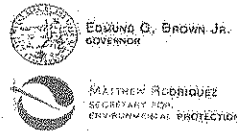
V. FISCAL IMPACT

None.

VI. EXHIBITS

1. The Regional Board Letter to All Interested Parties dated January 9, 2015. (pgs. 4-6)
2. Barclay Letter to the Regional Board dated January 16, 2015. (pgs. 7-13)
3. Carousel Tract Environmental Investigation Timeline. (pgs.14-20)

Prepared by: Ky H. Truong, Public Safety and Community Services Manager



Los Angeles Regional Water Quality Control Board

January 9, 2015

Via E-Mail Only

TO ALL PARTIES AND INTERESTED PERSONS:

Pending Procedural Requests regarding Tentative Revised Cleanup and Abatement Order No. R4-2011-0046, Former Kast Property Tank Farm

The Regional Water Quality Control Board, Los Angeles Region (Regional Board), acting through Ms. Deborah Smith, Chief Deputy Executive Officer, has received several procedural requests and comments related to the Board's consideration of the Revised Cleanup and Abatement Order No. R4-2011-0046 for the Former Kast Property Tank Farm (Revised CAO).

On December 24, 2014, Barclay Hollander Corporation submitted a request (December 24 Letter) to (1) submit additional written evidence, and (2) schedule a formal evidentiary hearing prior to the Regional Board's determination whether to adopt the Revised CAO.

On January 6, 2015, Barclay Hollander sent a second letter following up on the December 24 Letter, which describes and attaches copies of some of the additional documentary evidence requested to be submitted to the Regional Board.

On January 7, 2015, Shell Oil Company responded to Barclay Hollander's December 24 Letter. Shell opposes Barclay Hollander's requests to submit additional evidence and for a formal evidentiary hearing.

Also on January 7, 2015, Mr. Robert Bowcock of Integrated Resource Management, Inc. responded to Barclay Hollander's December 24 Letter. Mr. Bowcock does not oppose the request to submit additional evidence or the request for a formal evidentiary hearing as long as his client is provided appropriate notice and opportunity to be heard. In addition, Mr. Bowcock commented on the substance of the Revised CAO and attached documentary evidence to his letter in support of his comments. The Regional Board therefore considers Mr. Bowcock's letter, in part, as a request to submit the additional substantive comments and the attached report by L. Everett & Associates dated January 7, 2015.

The Regional Board is considering these pending procedural requests in light of the factual, legal, and policy matters at issue. The Regional Board will consider additional comments on these pending procedural requests that are received by the Regional Board by 5:00 pm on **Friday, January 16, 2015**. Please send comments by e-mail to nicole.kuenzi@waterboards.ca.gov, and to all parties and interested persons cc'ed on this notice. If you are unable to submit comments by e-mail, comments may be submitted by mail to

CHARLES STRINGER, CHAIR | SAMUEL UNGER, EXECUTIVE OFFICER

320 West 4th St., Suite 200, Los Angeles, CA 90013 | www.waterboards.ca.gov/losangeles

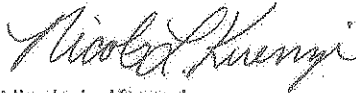
EXHIBIT NO. 1

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Nicole Kuenzi, Office of Chief Counsel, State Water Resources Control Board, 1001 I Street, 22nd Floor, Sacramento, CA 95814. The Regional Board will issue a determination regarding the procedural requests after January 16, 2015.

If you have any questions regarding this letter, please contact me at (916) 322-4142 or at nicole.kuenzi@waterboards.ca.gov.

Sincerely,



Nicole L. Kuenzi
Attorney for the Los Angeles Regional Water Board

Cc:

Ms. Deborah Smith
Chief Deputy Executive Officer
dsmith@waterboards.ca.gov

Deanne Miller, Esq.
Morgan, Lewis & Bockius LLP
dmiller@morganlewis.com

Mr. Samuel Unger
Executive Officer
sunger@waterboards.ca.gov

Mr. Robert Bowcock
Integrated Resource Management, Inc.
rbowcock@irmwater.com

Patrick Dennis, Esq.
Gibson Dunn & Crutcher LLP
PDennis@gibsondunn.com

Frances McChesney, Esq.
Senior Staff Counsel
Fmcchesney@waterboards.ca.gov

Krista Hernandez, Esq.
Gibson Dunn & Crutcher LLP
khernandez@gibsondunn.com

Michael Leslie, Esq.
Caldwell Leslie & Proctor, PC
leslie@caldwell-leslie.com

Interested parties e-mail list maintained by the Regional Board:

Bellomo, Angelo (LOS ANGELES COUNTY) <abellomo@ph.lacounty.gov>;
'Alan.Caldwell@shell.com';
'bbowcock@irmwater.com';
'BC7@fire.lacounty.gov';
'bjones@fire.lacounty.gov';
'caumais@girardikeese.com';
'chris.manzini@edelman.com';
'crangan@ph.lacounty.gov';
'derrick.mims@asm.ca.gov';
'ed.platt@shell.com';
'eramirez@ph.lacounty.gov';
'eric.boyd@mail.house.gov';
'jdear@carson.ca.us';
Carlisle, Jim@OEHHA <Jim.Carlisle@oehha.ca.gov>;
'kim.lesniak@shell.com';



'kkatona@bos.lacounty.gov';
'ktruong@carson.ca.us';
'leslie@caldwell-leslie.com';
'lisa@cerrell.com';
'markridley-thomas@bos.lacounty.gov';
'MarkGrivetti (mgrivetti@geosyntec.com) (mgrivetti@geosyntec.com)';
'rdark@fire.lacounty.gov';
'rcustance@geosyntec.com';
'Robbie Ettlinger (rettlinger@geosyntec.com) (rettlinger@geosyntec.com)';
Romero, Robert@DTSC <Robert.Romero@dtsc.ca.gov>;
'rahara@bos.lacounty.gov';
'vasquez@ph.lacounty.gov';
'snourish@fire.lacounty.gov';
Arano, Wendy@DTSC <Wendy.Arano@dtsc.ca.gov>;
'wuroff@fire.lacounty.gov';
'zaft@caldwell-leslie.com';
'Christian Osterberg (christian.osterberg@urs.com)';
'heather.benfield@tetrattech.com';
'javier.weckmann@tetrattech.com';
'Nancy MeilahnFowler (nancy.meilahn.fowler@urs.com)';
'Rebecca Frennd (rebecca.frennd@urs.com)';
'Roy Patterson (roy.patterson@urs.com)';
Romero, Robert@DTSC <Robert.Romero@dtsc.ca.gov>;
Unger, Samuel@Waterboards <Samuel.Unger@waterboards.ca.gov>;
Rasmussen, Paula@Waterboards <Paula.Rasmussen@waterboards.ca.gov>;
Heath, Arthur@Waterboards <Arthur.Heath@waterboards.ca.gov>;
Williams, Thizar@Waterboards <Thizar.Williams@waterboards.ca.gov>;
Kapahi, Gita@Waterboards <Gita.Kapahi@waterboards.ca.gov>;
Fordyce, Jennifer@Waterboards <Jennifer.Fordyce@waterboards.ca.gov>;
McChesney, Frances@Waterboards <Frances.McChesney@waterboards.ca.gov>;
'eric.boyd@mail.house.gov';
'henry.connelly@mail.house.gov';
Lauffer, Michael@Waterboards <michael.lauffer@waterboards.ca.gov>;
'crangan@ph.lacounty.gov';
'Kim.Clark@fire.lacounty.gov';
'deBoer, Krista (KdeBoer@gibsondunn.com)';
Lagudis, Susana@Waterboards <Susana.Lagudis@Waterboards.ca.gov>;
'pdennis@gibsondunn.com';
'rhernand@carson.ca.us';
'nhernandez@gibsondunn.com';
Doug Weimer (douglas.weimer@shell.com) (douglas.weimer@shell.com);
Ayalew, Teklewold@Waterboards <Teklewold.Ayalew@waterboards.ca.gov>



January 16, 2015

VIA EMAIL AND FIRST CLASS MAIL

Deborah Smith
Chief Deputy Executive Officer
Los Angeles Regional Water Quality Control Board
320 West 4th Street, Suite 200
Los Angeles CA 90013

Re: TENTATIVE REVISED CLEANUP AND ABATEMENT ORDER PURSUANT
TO CALIFORNIA WATER CODE SECTION 13304 CLEANUP AND
ABATEMENT ORDER NO. R4-2011-0046

SITE: FORMER KAST PROPERTY TANK FARM LOCATED SOUTHEAST OF
THE INTERSECTION OF MARBELLA AVENUE AND EAST 244TH STREET,
CARSON, CALIFORNIA (SCP NO. 1230, SITE ID NO. 2040330 CAO NO. R-
2011-0046)

Dear Ms. Smith:

We represent Barclay Hollander Corporation ("Barclay") with respect to the foregoing matter and this letter responds to your January 9, 2015 notice that the Regional Board will consider additional comments on pending procedural requests submitted in relation to Tentative Revised Cleanup and Abatement Order No. RF-2011-0046 ("Revised CAO").

Thank you for taking the requests in our December 24, 2014 letter under consideration. In this letter we (1) further clarify the scope of Barclay's request to submit additional evidence into the record and for your review, (2) seek clarification regarding your planned treatment of substantive comments submitted by other parties since December 8, 2014, and (3) suggest timing for the hearing we requested in our December 24 letter.

1. Scope of Barclay's Request to Submit Additional Evidence

As we noted in our December 24 letter substantial, key evidence that bears directly on whether Barclay qualifies as a "discharger" under the Water Code has been developed since Barclay's last comprehensive submission to the Regional Board in January 2014. Barclay's January 6, 2015 letter detailed applicable case law, certain California Administrative Procedure Act ("APA") provisions, and State Water Resources Control Board ("State

EXHIBIT NO. 2



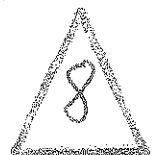
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Board") regulations supporting our request that such evidence be admitted into the record and carefully considered by the Regional Board before it makes any determination whether to name Barclay in the CAO. With the January 6 letter, Barclay submitted some of that critical evidence to the Regional Board, including a Report by Dr. Dagdigian that was—unlike any of the submissions by any other party—supported by 3-D modeling generated using the most complete data set available to date from the Kast Site. Our January 6 submission also included sworn deposition testimony from the November 2014 deposition of George Bach which, according to the California Evidence Code and State Board regulations governing these deliberations, should supersede the 2011 unsworn statement by Mr. Bach upon which the prosecutorial staff erroneously relied in making its recommendation to name Barclay to the CAO.

In addition to the evidence Barclay submitted on January 6, new evidence that will directly inform whether Barclay can be properly named to the CAO is being developed now and over the next few weeks in the ongoing civil litigation, *Acosta et al. v. Shell et al.* We request that this new evidence also be made part of the record and considered by you before making a final decision whether to adopt the Revised CAO. Among this new evidence is the anticipated deposition testimony of the very same Regional Board staff who serve as the prosecution team here. The depositions of Teklewold Ayalew, Thizar Tintut-Williams, Samuel Unger, and Paula Rasmussen, noticed by Barclay just last week, are expected to cover the bases and methodology the staff used to arrive at some of their conclusions regarding the distribution of chemical contamination at the Kast Site. In fact, these four individuals were specifically identified in the *Acosta* case by the Plaintiffs as their own experts on chemical fate and transport at Site.

Further, in connection with the subpoenas Barclay served on these four Plaintiff-designated experts, we are also asking for all documents that these individuals prepared, considered, reviewed, or relied upon in forming their opinions for the Plaintiffs. We anticipate that there may be documentary evidence in those materials that will be important and relevant to the Regional Board's consideration of Barclay's status as a "discharger" as well.

Finally, based upon a letter received late yesterday, we understand that the prosecutor asks that our request for the admission of additional evidence be denied. According to that letter (1) Barclay should have submitted the new evidence during one of the comment periods provided by the Site Cleanup Program Staff, and (2) evidence generated in litigation, to which the Regional Board is not a party, should not be considered. With respect to the first point, as we explained in our December 24 and January 6 letters, this evidence was not yet available during the comment periods offered by the Regional Board to Barclay, and so Barclay could not possibly have submitted it earlier—certainly not during any identified comment period. The Regional Board has three times reached out to Barclay and asked Barclay specifically to provide comments—the first time in response to a 13267 letter in



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2011, then two years later in the fall of 2013 in response to the proposed CAO, and then again in June 2014 when it requested narrower comments in response to Shell's comments on the proposed CAO. Since the last comment period closed in June 2014, there has never been any invitation from the Regional Board for more evidence, nor any indication from the Regional Board that it was still considering naming Barclay to the CAO. It would have been completely contrary to the established procedures in this matter for Barclay to continue submitting evidence absent a request from the Regional Board and absent any indication that a recommendation to name Barclay was forthcoming. In fact, the December 8 correspondence from Ms. Rasmussen made it very clear that only comments, including evidence, that were submitted within the time frames dictated by the Regional Board had been considered by the prosecutor and were part of the record. There was never any open invitation to continue submitting evidence outside the formally-dictated comment periods.¹

With regard to the prosecutor's second point, there is nothing in the regulations or case law prohibiting your consideration of any and all relevant evidence, regardless of the circumstances causing it to be generated. And testimony under oath and subject to cross examination, as in the case of depositions, is one of the best forms of evidence and recognized by all California courts. It is inexplicable that the prosecutor would draw some distinction between evidence generated in litigation versus that which is not—especially here where there is no recognized opportunity to depose witnesses in connection with consideration of a CAO.²

Last, given the Plaintiffs' designation of the prosecution team as "experts" in support of their case, how can their depositions be deemed irrelevant when they clearly will be focused on the very opinions they offer in support of Barclay's consideration as a discharger under the Water Code? There is simply no rational argument that those depositions are not competent, and highly relevant, evidence for the current decision before you.

¹ If the prosecutor's position is that the comment deadlines set by its staff are irrelevant then it needs to make that clear now so parties are not misled by the deadlines in such correspondence. And certainly if the prosecutor is relying on any information received from commenters outside the deadlines it set as reflected in Ms. Rasmussen's December 8, 2014 correspondence then the prosecutor needs to make that clear as well.

² There is a clear inconsistency in the prosecutor's position here—if there is a concern about materials generated in litigation that the Regional Board is not a party to, then the prosecutor certainly cannot defend any of its findings based upon the unsworn statement from George Bach in 2011. It is undisputed that that statement was generated purely in a litigation setting by the Plaintiffs' lawyers.



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2. Prosecutor's Consideration of Recently Submitted Substantive Comments from Other Entities

In letters dated January 7, 2015, Messrs. Bowcock and Wells presented their views to the Regional Board, apparently for the first time, regarding why they now believe Barclay should be named to the Revised CAO. According to the December 8, 2014 correspondence from Ms. Rasmussen, Mr. Bowcock and Mr. Wells had never previously submitted any comments on this topic to the Regional Board. Given that the Regional Board had closed the comment period twice before and these individuals had chosen not to submit any comments during those opportunities, we do not know what you intend to do with this new information.

However, because they directly concern Barclay's potential qualification as a "discharger," on the Revised CAO, we need to know promptly if you or the prosecutorial staff will be considering these entirely new comments in connection with your determination whether to adopt the Revised CAO. If so, then Barclay must be given an opportunity to respond to them just like Barclay was given the opportunity in June 2014 with respect to Shell's comments. If you do intend to consider these new comments then we respectfully request a reasonable time to respond.

Likewise, if these letters are admitted into the record, then you should also admit into the record and consider the forthcoming deposition testimony of Mr. Wells, who has been designated by the Plaintiffs to testify in the litigation. Under the current discovery schedule, the depositions of all such designated experts on chemical fate and transport must be completed by March 6, 2015. Because Mr. Wells' report in the litigation overlaps with his opinions in his January 7 letter, his deposition testimony likely will bear directly on the weight to be afforded his January 7 letter in the event it is considered at all in deciding whether to adopt the Revised CAO.

3. Timing for Requested Hearing

In our December 24 and January 6 letters we provided the bases for Barclay's request for a hearing, and we explained that because a determination of who should be named on a cleanup and abatement order is an adjudicative action, the California APA and State Board regulations provide for a hearing prior to such a determination. Similarly, at such a hearing there must be an opportunity for potentially responsible parties to cross examine witnesses under oath.

Barclay further requests that such a hearing be held only after all of the additional evidence enumerated above becomes available, and after a decision has been made with respect to the treatment of recently-submitted substantive comments from new commenters. At that point,



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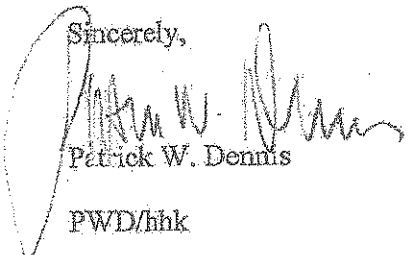
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the Regional Board should schedule a hearing to allow the additional evidence to be submitted along with live cross-examination of key witnesses.

In the prosecutor's comments submitted yesterday, Ms. McChesney states that before now Barclay "has never once requested an oral hearing." In 2013 we had a discussion with Ms. McChesney about the possibility of a hearing. In those discussions, we agreed that a hearing would be premature because there was no way to know at that point if the Regional Board prosecutor was actually considering naming Barclay to the CAO, or not. Now that we know the prosecutor is recommending naming Barclay, it makes perfect sense to hold a hearing before a final decision is made. And, of course, the prosecutor offers "no opinion" on whether an oral hearing should take place.

We appreciate your efforts to consider and adopt procedures that will ensure that determinations in this matter are based on the most accurate, comprehensive evidence available, and that any determination is consistent with applicable law.

Sincerely,



Patrick W. Dennis

PWD/hhk

cc: Nicole Kuenzi (*Via First Class and Electronic Mail*)
See Attached for Addittonal Recipients



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Deborah Smith
January 16, 2015
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Barclay Hollander Corporation *(Via US. Mail)*
5840 Uplander Way, Suite 202
Culver City, California 90230

Deanne Miller *(Via US. Mail)*
Morgan, Lewis & Bockius LLP
300 South Grand Avenue
Twenty-Second Floor
Los Angeles, California 90071-3132

Michael Leslie *(Via US. Mail)*
Caldwell Leslie & Proctor, PC
1000 Wilshire Boulevard, Suite 600
Los Angeles, California 90017-2463

Frances L. McChesney *(Via US. Mail)*
Attorney IV
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, California 95814

Jennifer Fordyce *(Via US. Mail)*
Attorney III
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, California 95814

Janice Hahn, Honorable Congresswoman, US House of Representatives, California's
44th District *(Via US. Mail)*

Mark Ridley-Thomas, Supervisor, Second District County of Los Angeles *(Via US.
Mail)*

Isadore Hall, III, Assembly Member, 64th Assembly District *(Via US. Mail)*

Jim Dear, Mayor of Carson *(Via US. Mail)*

Nelson Hernandez, Carson City Manager *(Via US. Mail)*



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Ky Truong, City of Carson *(Via US. Mail)*

James Carlisle, Office of Environmental Health Hazard Assessment *(Via US. Mail)*

Bill Jones, Los Angeles County Fire Department *(Via US. Mail)*

Barry Nugent, Los Angeles County Fire Department *(Via US. Mail)*

Shahin Nourishad, Los Angeles County Fire Department *(Via US. Mail)*

Miguel Garcia, Los Angeles County Fire Department *(Via US. Mail)*

Kim Clark, Los Angeles County Fire Department *(Via US. Mail)*

Hoang Ly, Los Angeles County Fire Department *(Via US. Mail)*

Cyrus Rangan, Los Angeles County Department of Health *(Via US. Mail)*

Angelo Bellomo, Los Angeles County Department of Health *(Via US. Mail)*

Karen A. Lyons, Shell Oil Products US *(Via US. Mail)*

Thomas V. Girardi, Girardi and Keese Lawyers *(Via US. Mail)*

Robert W. Bowcock, Integrated Resources Management, LLC *(Via US. Mail)*

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Carousel Tract Environmental Investigation Timeline

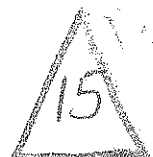
Date	Significant Actions/Reports	Notes
March 11, 2008	DTSC informed LARWQCB about former Shell Oil Company Tank Farm	
May 2008	LAWRQCB initiated an environmental investigation	
December 2008	LAWRQCB approved proposed work plan submitted by Shell to investigate contaminants of concern	
December 31, 2008	LARWQCB issued California Water Code § 13267 Investigative Order	
October 15, 2009	Shell submitted Final Phase I Site Characterization Report	
March 2011	LARWQCB issued Cleanup and Abatement Order No. RA-201100046	
February 22, 2013	Shell submitted <i>Site-Specific Cleanup Goal Report</i>	
May 2013	LAWRQCB issued a fact sheet providing information and advising of comment period for <i>Site-Specific Cleanup Goal Report</i>	30-day comment period ending June 24, 2013
June 24, 2013	City submitted comments to <i>Site-Specific Cleanup Goal Report</i>	Forwarded reports by Everett & Associates and Soil/Water/Air Protection Enterprise
July 18, 2013	City Council conducted workshop to allow presentation by Mr. Sam Unger, Executive Director of LARWQCB	Presentation by Dr. Lorene Everett and James T. Wells PhD raising concerns related to environmental conditions
July 29, 2013	City Council adopted Resolution No. 13-081 declaring the existence of an emergency in the Carousel Tract	
July 30, 2013	Letters sent to the Governor, Attorney General, Los Angeles County Board of Supervisors and Mr. Unger	Requested immediate assistance due to emergency conditions in Carousel Tract
July 31, 2013	City staff, Mr. Bob Bowcock, Dr. Everett and Mr. Wells met with representatives of Los Angeles County Fire Department and Los Angeles County Department of Public Health	City Council declaration of emergency conditions discussed and copies of Everett & Associates reports transmitted for review

EXHIBIT NO. 3



Carousel Tract Environmental Investigation Timeline

Date	Significant Actions/Reports	Notes
August 21, 2013	LARWQCB sent detailed letter to Shell denying proposed site-specific cleanup goals and requiring revisions to be submitted by October 21, 2013	LARWQCB incorporated OEHHA Memorandum dated July 22, 2013 and UCLA Expert Panel Interim Report dated July 24, 2013
September 11, 2013	City letter to Mr. Sam Unger	Expressing appreciation from City Council and community for response to <i>Site-Specific Cleanup Goal Report</i>
September 24, 2013	LARWQCB community open house CEQA scoping meeting	Request for input from community and public agencies related to evaluation of environmental impacts; comment period ends on October 8, 2013
September 30 – October 10, 2013	LARWQCB Public Participation Specialist to conduct office hours at Carson City Hall	Opportunity for LARWQCB to meet with residents and community stakeholders
October 8, 2013	CEQA scoping comments due to LARWQCB from September 9 through October 8, 2013	Comment letters sent by City of Carson and Bob Bowcock/Barbara Post
October 10, 2013	City staff arranging for a meeting with LARWQCB, LACoFD, Los Angeles County Department of Public Health, OEHHA, Mr. Bowcock, Dr. Everett and Mr. Wells PhD	Review of technical reports and discussion of public agencies responses and actions
October 21, 2013	Shell submitted a <i>Revised Site-Specific Cleanup Goal Report</i> to LARWQCB	Shell proposed to evaluate options that provide excavation in specific areas and does not include any further evaluation associated with the removal of homes
October 24, 2013	Los Angeles County Department of Public Health Letter to City of Carson	Letter states there is not an immediate health threat from site conditions



Carousel Tract Environmental Investigation Timeline

Date	Significant Actions/Reports	Notes
October 30, 2013	LARWQCB letter to Shell for review of <i>Community Outdoor Air Sampling and Analysis Report</i>	Based on statistical tests, LARWQCB concludes that outdoor air concentrations do not differ between the site and surrounding area. Shell is required to address OEHHA comments and to develop a work plan for an additional soil-vapor survey by November 29, 2013. LARWQCB determined on January 13, 2014 that no further evaluation required
October 31, 2013	LARWQCB notice on <i>Proposed Draft Revised Cleanup and Abatement Order No. R4-2011-0046</i>	The proposed draft order names Dole Food Company, Inc. as an additional responsible party. Comments and evidence must be submitted by 12:00 p.m. on December 6, 2013. Dole Food Company has requested an extension to January 2014 to provide comments. LARWQCB approved extension to January 13, 2014. On January 7, 2014, Regional Board approved extension to January 21, 2014
November 12, 2013	Letter to Carousel Tract Owners and Occupants advising of November 19, 2013 City Council Workshop	
November 19, 2013	City Council conducted workshop with Los Angeles County Department of Public Health and Los Angeles County Fire Department	
January 8, 2014	LARWQCB response to <i>Assessment of Environmental Impact and Feasibility of Removal of Residual Concrete Reservoir Slabs</i>	Directs Shell to either remove the residential concrete slabs as appropriate or isolate the residual concrete slabs beneath the foundation of the homes and paved areas using engineering techniques to the extent necessary to address long term health risks or nuisance concerns



Carousel Tract Environmental Investigation Timeline

Date	Significant Actions/Reports	Notes
January 13, 2014	LARWQCB response to <i>Revised Community Outdoor Air Sampling and Analysis Report</i>	LARWQCB concludes that outdoor air concentrations do not differ between the site and surrounding area. No further evaluation required
January 21, 2014	Dole response to <i>Proposed Draft Revised Cleanup and Abatement Order No. R4-2011-0046</i>	Dole requested to not be included in the Draft Order since their subsidiary, Barclay Hollander Corporation, did not discharge any of the contaminants of concern
January 23, 2014	Community meeting organized by Congresswoman Hahn	Meeting to hear from residents and discuss options for obtaining improved levels of response from the Regional Board
January 23, 2014	LARWQCB response to <i>Revised Site-Specific Cleanup Goal Report</i>	LARWQCB identified deficiencies in the Shell Revised Report and directed a remedial action plan, Human Health Risk Assessment and other environmental documents be submitted by March 10, 2014
February 10, 2014	LARWQCB clarification and revision to their January 8, 2014 letter (effective date of January 13, 2014) regarding the Residential Concrete Slab Report	LARWQCB removed reference to regulations for underground storage tanks
February 23, 2014	Shell submitted a Petition for Review and Request for Hearing to the State Water Resources Control Board in the matter of Cleanup and Abatement Order R4-2011-0046 (CAO)	The State Water Resources Control Board has not responded to Shell's petition
March 10, 2014	Shell submitted Remedial Action Plan (RAP), Human Health Risk Assessment (HHRA), and draft environmental documents to LARWQCB	LARWQCB set a tentative period of 30 day to review the documents and provide opportunity for public viewing
March 19, 2014	LARWQCB filed Notice of Preparation (NOP)	Preparation of a draft Environmental Impact Report in accordance to the California Environmental Quality Act (CEQA)
March 25, 2014	LARWQCB and PCR Service Corporation met with City's staff	As part of the draft Environmental Impact Report, staff discussed transportation, noise, and odor concerns with LARWQCB and PCR



Carousel Tract Environmental Investigation Timeline

April 18, 2014	LARWQCB received comments from LAUSD regarding the NOP	LARWQCB is reviewing LAUSD comments and will provide response
April 30, 2014	LARWQCB responded to Shell's RAP, FS, and HHRA	LARWQCB rejected Shell's proposed cleanup plan and revised RAP to be submitted by Shell by June 16, 2014 by 5 p.m.
April 30, 2014	LARWQCB issued notice of violation (NOV) to Shell for failure to submit a RAP based on approved site-specific cleanup goals	LARWQCB directed Shell to comply by June 16, 2014
May 23, 2014	LARWQCB met with Shell regarding the RAP	LARWQCB discussed deficiencies and revisions with Shell
June 3, 2014	LARWQCB issued notice of opportunity for additional public comment	The deadline to submit public comments is 5 p.m. on June 16, 2014
June 4, 2014	LARWQCB granted Shell a two-week extension to submit the revised RAP, FS, and HHRA	The revised documents are due on June 30, 2014
June 16, 2014	Shell submitted additional comments regarding the Proposed Revised Draft Cleanup and Abatement Order No. RB4-2011-0046	The Regional Board is reviewing Shell's comments
June 30, 2014	Shell submitted the revised RAP, FS, and HHRA to the Regional Board	The Regional Board is reviewing the revised documents
July 7, 2014	The City of Carson sent a letter notifying the Carousel Tract residents of the availability of the RAP, FS, and HHRA via the Regional Board	The documents are part of the draft EIR process



Carousel Tract Environmental Investigation Timeline

	website	
July 22, 2014	The Regional Board is reviewing the RAP, FS, HHRA and preparing the draft EIR. Testing of property in the Carousel Tract is ongoing	Testing result and the Regional Board latest activities are available at: http://peotracker.waterboards.ca.gov/
August 25, 2014	The Regional Board is reviewing the RAP, FS, HHRA and preparing the draft EIR.	No new dates set for meeting with the Carousel Tract residents
August 27, 2014	The Regional Board released August 2014 community update for the Carousel Tract	Tentative release of proposed RAP and Draft EIR in mid October 2014
September 19, 2014	Shell submitted the RAP Relocation Plan to the Regional Board	Tentative release of proposed RAP and Draft EIR at end of October 2014, and meeting with the Carousel Tract resident is projected to begin on November 2014
October 8, 2014	The Regional Board continues preparation of Draft EIR and review of the RAP	The Regional Board required the RAP addendums to be submitted by Shell on October 20, 2014. Meeting with the Carousel Tract residents is projected to occur in the middle of November 2014
October 15, 2014	The Regional Board scheduled community meetings	The Regional Board mailed invitations of community meetings to the Carousel Tract residents
October 15, 2014	Shell submitted addendums to the RAP, FS, and HHRA	The documents are posted on the Regional Board website
November 5, 2014	The Regional Board released the draft EIR proposed RAP for public review and comment	The draft EIR, proposed RAP and support documents are available at the Carson Library, the Los Angeles Regional Board Office and website



Carousel Tract Environmental Investigation Timeline

November 12,15,18,20, 2014	The Regional Board held community group meetings with Carousel Tract residents	The discussion was centered on the draft EIR and proposed RAP
November 22, 2014	The Regional Board hosted a public meeting at the Carson Community Center	The discussion centered on the draft EIR and proposed RAP
December 3, 2014	City of Carson Environmental Commission received the draft EIR and proposed RAP for review	City staff will submit the Commission's comments to the Regional Board
December 8, 2014	The Regional Board notified Dole Food Company Inc. (Dole) of its intention to revise the Cleanup and Abatement Order No. R4-2011-0046 CAO)	Barclay Hollander Corporation (Barclay), a wholly-owned subsidiary of Dole, to be named as responsible parties to the Carousel Tract contamination
December 24, 2014	Barclay sent a written request to the Regional Board	Barclay submitted additional written evidence, and schedule a formal evidentiary hearing with the Regional Board
January 6, 2015	Barclay sent a follow up letter to its December 24, 2014 Letter to the Regional Board	Barclay submitted additional documentary evidence to the Regional Board
January 6, 2015	Shell sent a letter to the Regional Board	Shell is opposed to Barclay's requests to submit additional evidence and for a formal evidentiary hearing
January 7, 2015	Integrated Resource Management, Inc. (IRM) responded to Barclay's December 24, 2014 Letter	IRM requested appropriate notice and opportunity to be heard for Carousel Tract residents. IRM also commented on the substance of the revised CAO and attached documentary evidence
January 9, 2015	The Regional Board sent an electronic letter to all interest parties	The Regional Board will consider additional comments on pending procedural request by 5 p.m., January 16, 2015
January 16, 2015	Barclay sent a letter to the Regional Board	Barclay clarified its scope to submit additional evidence, seek clarification from the Regional Board, and request timing of evidential hearing.

