



Linda S. Adams
Secretary for
Environmental Protection



Department of Toxic Substances Control

Maziar Movassaghi
Acting Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Arnold Schwarzenegger
Governor

September 15, 2010

William J. Leady, P. E.
Colonel, U. S. Army
District Commander
U. S. Army Corps of Engineers Sacramento District
1325 J Street
Sacramento, California 95814

Dear Colonel Leady:

FORMER BENICIA ARSENAL, BENICIA CA (ARSENAL)

The California Department of Toxic Substances Control (DTSC) and the United States Army Corps of Engineers (USACE) have been in discussion regarding the investigation and potential cleanup of the former Arsenal for several years. Based on current information, DTSC believes that additional investigation and remediation needs to be performed on the site.

USACE has stopped work on the site and has designated the former Arsenal a potential responsible party (PRP) project pursuant to the USACE Engineer Regulation No. 200-3-1, *Environmental Quality, FUDS Program Policy*, May 10, 2004. Further, we understand from conversations with USACE staff, that USACE believes it has completed all required investigation and remediation on the site.

Because this is a formerly used defense site (FUDS), the Arsenal is now owned by many different parties.

A meeting has been scheduled for September 30, 2010 at 10:00 A.M. and will be held at the Commanding Officer's Quarters located at #1 Commandant's Lane in Benicia. We are requesting that the USACE and certain specified landowners attend this meeting.

DTSC's intent is to find a mutually agreeable path forward to complete the investigation and cleanup at this important property. The enclosed draft Imminent and Substantial Endangerment Determination and Remedial Action Order (Order) may represent the

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best path forward given the current circumstances. We would like to discuss this draft order, as well as other potential resolutions at the meeting on September 30. If you would like to discuss this matter further, please contact me at 916-255-3582 or Daniel T. Ward at 916-255-3676.

Sincerely,



Raymond Leclerc, P.E.
Assistant Deputy Director
Brownfields and Environmental Restoration
Department of Toxic Substances Control

Enclosure

cc: Congressman George Miller
375 "G" Street, Suite 1
Vallejo, California 94592

State Senator Patricia Wiggins
444 Georgia Street
Vallejo, California 94590

Assemblymember Mariko Yamada
555 Mason Street, Suite 275
Vacaville, California 95688

James B. Balocki, P.E., SES
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cc: Continued on next page.

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cc: Continued.

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Ms. Heather McLaughlin
Benicia City Attorney
250 East "L" Street
Benicia, California 94510

Mr. Bruce Wolfe, Executive Officer
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, # 1400
Oakland, California 94612-1482

cc (via email):

Mr. Stewart Black
Acting Deputy Director
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