

California Regional Water Quality Control Board, San Diego Region

Notice of Availability and Opportunity to Comment on Remedial Action Plan

San Diego Bay Shipyard Sediment Site, Cleanup and Abatement Order No. R9-2012-0024

Please take note that on June 12, 2012, Dischargers named in Order No. R9-2012-0024 (Order) submitted a Remedial Action Plan¹ (RAP or Plan) to the San Diego Water Board for review and approval. Directive F of the Order envisions a public process for considering the RAP and requires the San Diego Water Board to make it available for public comment. If issues concerning the RAP are resolved informally through discussions among the Dischargers, the San Diego Water Board Cleanup Team and interested parties, including San Diego Coastkeeper and the Environmental Health Coalition (the Environmental Parties), the Assistant Executive Officer may approve the RAP. However, if the Assistant Executive Officer determines that significant issues with the RAP remain, he will schedule the Plan for San Diego Water Board consideration at a public meeting.

Written comments on the RAP must be submitted and received not later than 12:00 p.m. on August 10, 2012. Comments must be submitted electronically to Vicente Rodriguez at vrodiguez@waterboards.ca.gov and may also be submitted in hard copy via mail or hand delivery to the San Diego Water Board, 9174 Sky Park Court, Suite 100, San Diego, California 92123, attention: Vicente Rodriguez. Comments on the RAP must be submitted separately from comments on the Post Remedial Monitoring Plan.

The Dischargers, the San Diego Water Board Cleanup Team, the Environmental Parties and any other interested persons (collectively "interested parties") are expected to work diligently to resolve any concerns with the RAP. **Not later than 12:00 p.m. on September 25, 2012**, the Cleanup Team shall report consensus among the interested parties on the provisions of a RAP or shall submit the Dischargers' RAP together with the Cleanup Team's recommended revisions. The Cleanup Team shall consider and address California Environmental Quality Act compliance in its report or recommendation. The Assistant Executive Officer will either approve the RAP or schedule the matter for San Diego Water Board review and approval at a public meeting.

If the RAP is scheduled for San Diego Water Board consideration at a public meeting, there will be an additional opportunity for the public to submit comments on the Plan and the Cleanup Team's

¹ Directive B.2. of the Order allows the Dischargers to begin implementing the RAP 60 calendar days after submitting the RAP to the San Diego Water Board, or on August 13, "unless otherwise directed in writing by the San Diego Water Board." Unless the RAP is approved by either the Assistant Executive Officer or the San Diego Water Board during a public meeting on or before August 13, the Dischargers will be notified not to commence implementation of the RAP until such time as the RAP is approved.

recommended revisions prior to Board action. The RAP is available on the San Diego Water Board's website at http://www.waterboards.ca.gov/sandiego/water_issues/programs/shipyards_sediment/docs/remedial_action_plan.pdf.

Questions may be directed to Frank Melbourn at fmelbourn@waterboards.ca.gov or 858-467-2973.



James G. Smith, Assistant Executive Officer

27 June 2012

Date