The purpose of this application is to provide the Department of Toxic Substances Control (DTSC) and the Regional Water Quality Control Board (Water Board) sufficient information to determine which agency will be the appropriate lead agency to provide oversight for the assessment and/or remediation of this site. The detailed site information requested in this application will also help the designated lead agency expedite the development of a cost recovery agreement, so that the applicant can begin work in a timely and efficient manner.

For a California Land Reuse and Revitalization Act (CLRRA) Agreement or a Prospective Purchaser Agreement, please complete the appropriate Supplemental Attachment since additional information is required for these programs.

Name of Site (this name will be used for all DTSC/Water Board public databases and internal/external communication and tracking):

Site Address:

**SECTION 1**

**APPLICANT/PRIMARY CONTACT INFORMATION**

The Applicant (i.e., individual, business entity, or organization) requesting oversight must possess all necessary rights and access to the site so that it can carry out any and all activities that the oversight agency may require in making its regulatory decisions.

Applicant Name:

Applicant Point of Contact Name:

Email Address:

Phone: (     )     -

Address, City, County, and Zip Code:

Applicant's relationship to Site: Current Owner Operator

Local Agency  Prospective Purchaser  Developer

Other (please describe):

Current Owner (if different from Applicant):

Owner Point of Contact Name:

Email Address:

Phone: (     )     -

Address, City, County, and Zip Code:

Consulting Firm Name:

Consultant Point of Contact Name:

Email Address:

Phone: (     )     -

Address, City, County, and Zip Code:

Primary Point of Contact for this Site: Applicant Contact  or Consultant Contact  or Owner Contact  or Attorney Contact

Billable Party Information:

Billing Point of Contact Name:

Email Address:

Phone: (     )     -

Address, City, County, and Zip Code:

Tax ID Number (applicable only to business entities and organizations; please do not provide individual social security numbers):

**SECTION 2**

**SITE INFORMATION**

If applicable, the applicant may reference information from an attached Phase 1 Environmental Assessment or other site investigation reports available for the Site.

1. Is this Site listed on Envirostor? Yes  No  and/or GeoTracker? Yes  No
2. APN(s):       Acres:       Zoning:
3. Provide a Site Location Map and a Site Diagram showing significant features
4. Provide street boundaries, describe the current use of the Site, and include description of features:

1. Describe the surrounding land use (including zoning, approximate distance to residential housing, schools, churches, etc.):

1. Current Business Operations

Name:

Type:

Years of Operation:

1. If known, list all previous businesses operating on this Site:
2. Years of Operation:
3. Years of Operation:
4. Years of Operation:
5. Years of Operation:
6. Years of Operation:
7. What hazardous substances, pollutants, or contaminants have been or are being used/stored at the Site?

1. What environmental media is/was/may be contaminated (check all that apply)?

Soil  Soil Vapor  Indoor Air  Groundwater  Surface Water  
 Sediment  Unknown

1. Has sampling been conducted? Yes  No

If yes, please complete the following:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Contaminant** | **Media (soil, water, soil vapor, or air)** | **Max. Concentration Detected** | **Screening Level**  **(include source, e.g. residential RSL or ESL)** | **Date of Investigation** |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

Check or list relevant available investigation reports, if applicable:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **✓** | **Report Name** | **Author/Consultant** | **Media Investigated** | **Date** |
|  | Preliminary Endangerment Assessment |  |  |  |
|  | Phase 1 Environmental Assessment |  |  |  |
|  | Phase 2 Environmental Assessment |  |  |  |
|  | Human Health Risk Assessment |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

1. Is there currently a potential for exposure of the tenants, community or workers to hazardous substances, pollutants, or contaminants at the Site?

Yes  No  If yes, then explain.

1. Provide a brief summary of removal or remedial activities that have been undertaken or completed at the Site, if any.

List relevant available cleanup reports, if applicable:

|  |  |  |  |
| --- | --- | --- | --- |
| **Cleanup Report Name** | **Author/Consultant** | **Media Addressed** | **Date** |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

1. Provide a description of known or possible water quality impacts at the Site. Also, provide information about the type(s) of water supply for the Site and, if known, any information on municipal, domestic, agricultural, or industrial water supply wells that are either on the Site or within a 1-mile radius of the project area.

1. Are any federal, state, or local regulatory agencies currently involved with the Site, or have any been previously? Yes  No  If yes, provide details below.

|  |  |  |  |
| --- | --- | --- | --- |
| **Agency** | **Involvement** | **Contact Name** | **Phone Number** |
|  |  |  | **(****)****-** |
|  |  |  | **(****)****-** |
|  |  |  | **(****)****-** |

1. Is a change of regulatory agency being requested for this Site? Yes  No If yes, please explain the need for the change:     .
2. Do you have a preference in which regulatory agency providing oversight?   
    Yes  No  If yes, please name the preferred agency and state a reason.
3. What is the proposed future use of the Site?
4. If the Site is not cleaned-up to unrestricted standards, will the owner accept land use restrictions?
5. What oversight service is being requested of the Lead Agency (check all that apply)?

Initial Investigation/Preliminary Endangerment Assessment

Supplemental Investigation

Remedial Investigation/Feasibility Study

Removal Action/Remedial Action

Case Closure

Document Review

Other:

1. If applicable, provide a general description of the nature of the proposed redevelopment, including a general timeline for construction:

**SECTION 3**

**COMMUNITY PROFILE INFORMATION**

1. Is the Site located in a disadvantaged or low-income community on the SB 535 [Disadvantaged and Low-Income Community Map](http://oehha.maps.arcgis.com/apps/View/index.html?appid=c3e4e4e1d115468390cf61d9db83efc4))? If yes, please attach or include the statistics for the Site.

1. Has there been any public interest in the Site, such as contact from community members or activists, community meetings, concerns raised at local government meetings, etc.?

1. Has there been any media coverage of the Site or of the surrounding neighborhood?

1. Are there any public concerns/issues anticipated regarding current or historical Site activities or future redevelopment plans?

1. Are there any general environmental or redevelopment-related concerns/issues in the community regarding neighboring sites (Superfund sites, high-profile environmental projects, redevelopment projects opposed by the community, etc.)?

1. Has there been any interest in the Site or the surrounding area from elected officials?

1. Describe the visibility of activities at the Site to people living and working in the area:

**SECTION 4**

**CERTIFICATION**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Site, and related conditions. The Applicant agrees to promptly inform the agency of any changes that occur in the information contained in this application.

**The Applicant agrees to reimburse the lead agency (the Department of Toxic Substances Control or the Regional Water Quality Control Board) for the lead agency’s costs in preparing and negotiating the appropriate cost recovery agreement, regardless of whether the agreement is subsequently executed by the Applicant and the lead agency, and, in the event the cost recovery agreement is executed by the parties, for oversight of the activities identified in the Scope of Work of the selected agreement.**

     

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Applicant Representative Date Printed Name and Title

Please email or mail completed and signed application to the respective [DTSC Brownfield Coordinator](https://www.dtsc.ca.gov/SiteCleanup/Brownfields/contacts.cfm) or the [Regional Water Quality Control Board Brownfield Program Contacts](https://www.waterboards.ca.gov/water_issues/programs/brownfields/docs/bfcontacts.pdf) for the property. If you have any questions about this application, or need guidance please reach out to any of the contacts.

**Please complete this form ONLY if you are an eligible entity applying for a California Land Reuse and Revitalization Act (CLRRA) Agreement**

Definitions of terms used in the CLRRA Application can be found in Article 2 “Definitions,” and Article 6, “Streamlined Site Investigation and Response Plan Agreements,” Chapter 6.82, Division 20 of the Health and Safety Code (commencing with section 25395.60).

1. Are you applying as a/an:

Bona Fide Purchaser (BFP)

Contiguous Property Owner (CPO)

Innocent Landowner (ILO)

Prospective Purchaser (PP)

Bona Fide Ground Tenant (BFGT)

1. Is the Site located in a city with a population of greater than 100,000?

Yes  No

1. Is the Site solely impacted by petroleum from an underground storage tank and eligible for reimbursement from the Underground Storage Tank Cleanup Fund?

Yes  No

If you answered YES to either question 2 or 3, contact a DTSC or Water Board Brownfield Coordinator to discuss Site-specific details.

1. Current zoning and planned use of the Site:

1. Do you own the Site? Yes  No  (If yes, answer questions 6 and 7)
2. Did the owner conduct due diligence/All Appropriate Inquiries (AAI) prior to acquiring Site? Yes  No

If applicable, date AAI was conducted:\_\_\_\_\_\_\_\_\_\_\_\_

1. Did the owner take reasonable steps with regard to contamination at the Site including, as appropriate: stopping continuing releases; preventing threatened releases; and preventing or limiting human, environmental, or natural resource exposure to earlier hazardous substance releases? Yes  No
2. Date the Site was/will be purchased and title was/will be transferred

9. For Bona Fide Ground Tenant: what is the duration of the lease?

**Applicant’s Disclosure Statement:**

In submitting this application, I verify that, to the best of my knowledge, I can meet the requirements for a Bona Fide Purchaser, Contiguous Property Owner, Innocent Landowner, Prospective Purchaser, or Bona Fide Ground Tenant set forth in Division 20, Chapter 6.82 (commencing with section 25395.60) of the Health and Safety Code and, upon request by the oversight agency, will submit documentation that I meet each of the following conditions in accordance with Health and Safety Code section 25395.80:

*On or before the date of property acquisition, I made “All Appropriate Inquiries” into the previous ownership and uses of the Site; and*

*I am not potentially liable or affiliated with any other person who is potentially liable through any direct or indirect familial relationship or through any contractual, corporate, or financial relationship, unless that relationship was created by the instrument by which title or possession to the Site was conveyed or financed or was a contract for the sale of goods or services, or through the result of a reorganization of a business entity that was potentially liable for the release or threatened release of hazardous materials at the Site.*

**The Applicant agrees to reimburse the lead agency (the Department of Toxic Substances Control or the Regional Water Quality Control Board) for the lead agency’s costs in preparing and negotiating the CLRRA Agreement, regardless of whether the Agreement is subsequently executed by the Applicant and the lead agency, and, in the event a CLRRA Agreement is executed by the parties, for oversight of the activities identified in the Agreement.**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Property, and related conditions. The Applicant agrees to promptly inform the lead agency of any changes that occur in the information contained in this application.

***Signature of Applicant***:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Date:*** \_\_\_\_\_\_     \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Name and Title:*** \_\_\_\_\_\_\_\_\_\_     \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Address:*** \_\_\_\_\_\_\_     \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Please complete this form ONLY if you are an eligible entity applying for a Prospective Purchaser Agreement with DTSC**

1. Is the current owner aware of your plans to seek a Prospective Purchaser Agreement with DTSC?

Yes  No

* 1. If “yes,” when do you expect to take title to the Site?
  2. If “no,” what is your proposed interest in the Site and what vehicle will be used to consummate the transaction?

1. Please describe, if known, the timing of the proposed property transaction in sufficient detail to give DTSC a sense of your needs and timetable.
2. Attach a copy of the Site map, legal boundary description, and Title Report.
3. Describe the “substantial benefit” to the State of California that will result if your proposal is implemented. For example, describe the changes expected in the local and state tax base or other benefits to the community and surrounding neighborhood which could occur as a result of the Site redevelopment.
4. Describe the financing to be used to complete remediation prior to the development of the Site.
5. Briefly describe, in general terms, the removal or remedial activities to be performed in the future.
6. Attach a list of names and addresses of potentially responsible parties, and describe all efforts to identify the potentially responsible parties.

Note: If remediation is occurring during and after construction, such as for groundwater treatment or soil vapor extraction, a separate Operation and Maintenance Agreement must be executed to ensure that remedial activities occur until remedial goals are met.

**Applicant’s Disclosure Statement:**

In submitting this application, I verify under penalty of perjury that, to the best of my knowledge, the Applicant is not a responsible party or affiliated with a responsible party for this Site.

**The Applicant agrees to reimburse the lead agency for its costs in preparing and negotiating the Prospective Purchaser Agreement, regardless of whether the Agreement is subsequently executed by the Applicant and the lead agency, and, in the event a Prospective Purchaser Agreement is executed by the parties, for oversight of the activities identified in the Agreement.**

The signatory below is an authorized representative of the Applicant and certifies to the best of his/her knowledge and belief that the information contained in this application, including any attachments, is true and complete and accurately describes the Applicant, the Property, and related conditions. The Applicant agrees to promptly inform DTSC of any changes that occur in the information contained in this application.

***Signature of Applicant***:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Date:***

***Name and Title:***