

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: ENVIRONMENTAL RESOURCES *AMW*

BOARD AGENDA # B-9

Urgent Routine x

AGENDA DATE October 9, 2001

CEO Concurs with Recommendation YES *phx* NO
(Information Attached)

4/5 Vote Required YES NO ✓

SUBJECT:

ACCEPTANCE OF THE UPDATE ON THE WESTLEY TIRE FIRE SITE

STAFF
RECOMMEN-
DATIONS:

ACCEPT THE UPDATE ON THE WESTLEY TIRE FIRE SITE

FISCAL
IMPACT:

There is no fiscal impact.

BOARD ACTION

No. 2001-790

On motion of Supervisor Simon , Seconded by Supervisor Caruso

and approved by the following vote,

Ayes: Supervisors: Mayfield, Blom, Simon, Caruso, and Chair Paul

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) Denied

3) Approved as amended

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Deputy

File No.

ACCEPTANCE OF THE UPDATE ON THE WESTLEY TIRE FIRE SITE

Page 2

DISCUSSION: The Board requested staff to provide a quarterly update on the status of the Westley Tire Fire Site (WTFS). Information for this update is based on conversations, and meetings with staff from State Department of Toxic Substances Control (DTSC), Regional Water Quality Control Board (RWQCB), California Integrated Waste Management Board (CIWMB), and the California State Attorney General Office.

On September 22, 1999, lightning ignited the Filbin Tire pile. The U. S. Environmental Protection Agency (USEPA) extinguished the fire in October of 1999. After the fire, a multi-agency team was formed, composed of the Department of Toxic Substances Control, California Integrated Waste Management Board, and the Regional Water Quality Control Board. These agencies are working together to facilitate the site remediation and clean-up, including the determination of the extent of the contamination and proposed clean-up.

This report is divided into four segments:

- General Information,
- Remedial Investigation Activities,
- Update Related to California Tire Recycling Act (SB876), and
- Public Health Officer Update.

General Information:

According to staff at DTSC the Public Participation Plan for the WTFS will be available in October 2001. A fact sheet will be mailed in October with information on the next public meeting, and the public comment period for the WTFS Removal Action Work plan.

The next CIWMB Board meeting is scheduled for October 23-24, and the agenda will not be available until October 12. However, at the October Board meeting, staff expects to recommend a contractor for the clean up of the WTFS.

The State Attorney General office has reached a settlement agreement with Modesto Energy Limited Partnership and CMS Generation Company. This settlement agreement has been approved by the State Courts in San Jose. The Federal Court hearing will be held on October 29, 2001. The amount of the settlement is almost \$10 million, with approximately \$6.4 in cash between both parties. If approved by the Federal Courts, these

monies will be placed in an account specifically for the clean up of the WTFS, and the account will be administered by the CIWMB.

Remedial Investigation Activities:

In August 2001, URS Corporation reported the results of the groundwater sampling from April and May. In general, they reported very low levels of contaminants in the groundwater. The following are the contaminants that exceeded the relevant water quality goals in the groundwater monitoring wells:

- The April, volatile organic compound (VOC) sampling of GW-01 reported benzene and naphthalene. The May results showed decreased results for benzene and non-detect for naphthalene. These were the only contaminants that exceeded the relevant water quality goals.
- In April, the VOC sampling of GW-02 reported benzene and in May levels showed a significant decrease in the benzene level. Benzene was the only contaminate that exceeded the relevant water quality goals.
- VOCs and semi-volatile organic compounds (SVOC) were not detected in background groundwater samples wells GW-03A and GW-03-B.
- In April, SVOC analysis of GW-01 reported only naphthalene. No other SVOC were reported in either April or May.
- In April, arsenic, molybdenum, and selenium were detected above the relevant water quality goals. In May, only arsenic and selenium were reported above the relevant water quality goals. However, these concentrations are within the background levels reported in GW-03A and GW-03B.
- Other general water quality parameters and minerals exceeded relevant water quality standards however, these results are within background concentrations reported in the samples collected from monitoring wells GW-03A and GW-03B.

URS recommends continuing the groundwater monitoring for the following reasons:

- To determine if contaminant migration is occurring;

- To determine the nature and extent of inorganic contaminants, as applicable;
- To determine if natural attenuation is occurring;
- To establish contaminant trends; and
- To determine remedial options.

At this time, the results from the groundwater sampling completed in July were not available.

Update related to California Tire Recycling Act (SB 876)

The California Tire Recycling Act requires the CIWMB to adopt a 5-year plan and update that plan every 2 years, to establish goals and priorities for the waste tire program and each program element. CIWMB is required to revise and submit this plan every two years, to the appropriate policy and fiscal committees of the Legislature. At the September 2001 Board meeting, the Integrated Waste Management Board approved a revised Five-Year Plan for the Waste Tire Recycling Management Program (September 2001). This revision was based on Governor Davis's approval of the State's final budget. The Governor reduced the number of new positions from nineteen to nine. One of the two new positions will be filled in the clean-up division. The long-term remediation projects, identified in the Five-Year Plan for the Waste Tire Recycling Management Programs were not impacted by the State's budget.

Public Health Officer Update

Dr. Walker will provide an update on the status of the public health study. See Attachment 1 for a copy of the information to be presented.

POLICY
ISSUE:

This item is informational in nature. Its purpose is to keep the Board informed on an issue related to the Board's priority of a safe, healthy community.

STAFFING
IMPACT:

None.

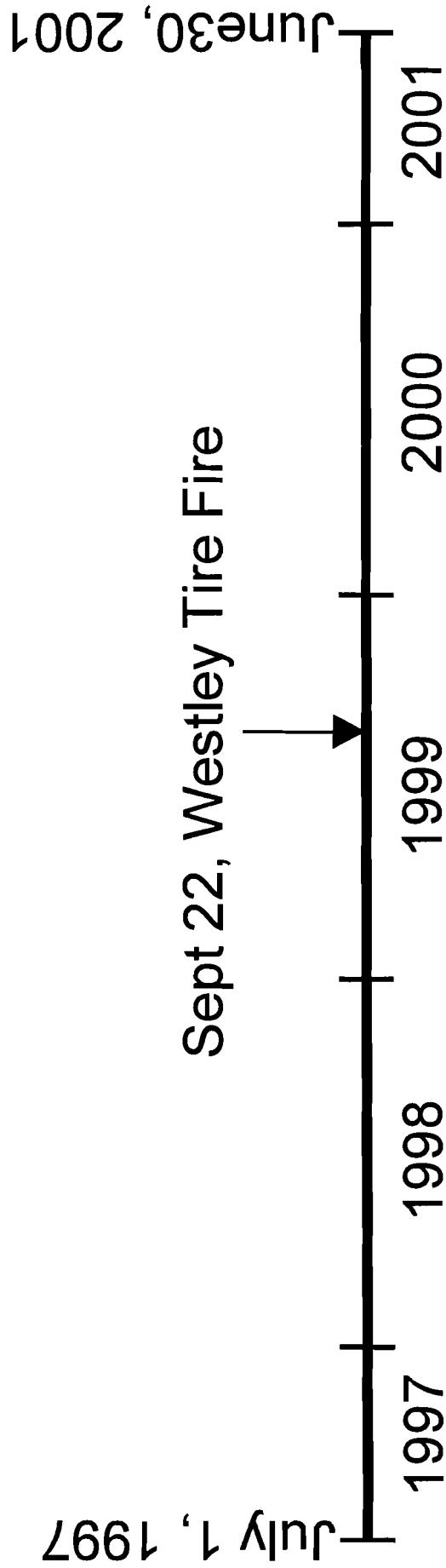
Wesley Tire Fire Public Health Evaluation 2001

- February 27 Presentation to the Board of Supervisors
- March 21 **Wesley/Grayson Community Meeting**
- April 3 Conference call with State consultants
- May 11 **Meeting of State Health/Environmental
consultants and community
representatives**
- June 4 Meeting at Golden Valley Health
Headquarters
- July 5 Site visits to Golden Valley Clinics:
Grayson, Patterson, Newman

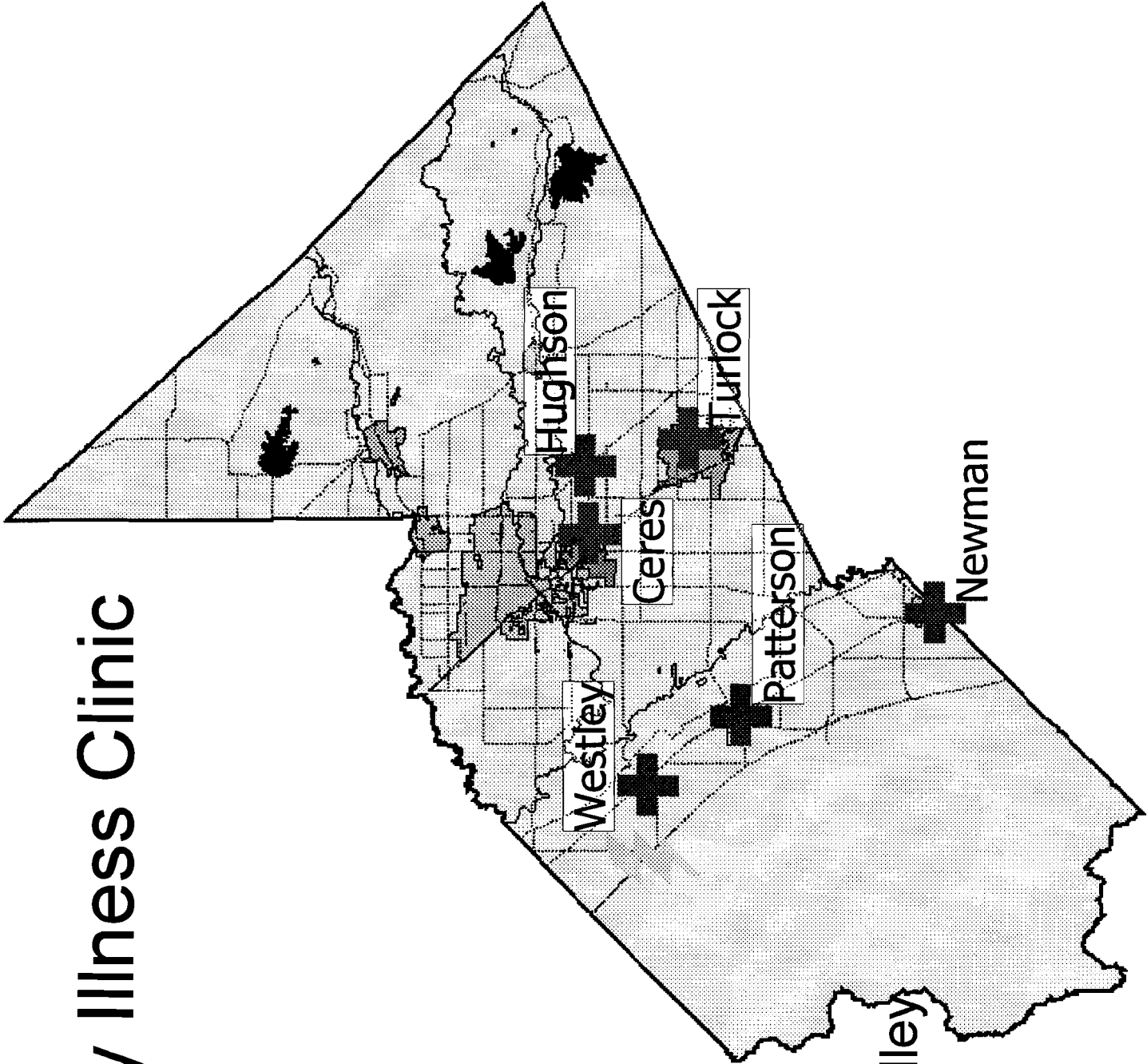
Wesley Tire Fire Public Health Evaluation 2001



- July 30 DER – PHS meeting
- August 1 H.S.A. data retrieval begins
- September 5 Golden Valley Clinics data received
- September 22 **Second Anniversary of the Wesley Tire Fire**
- October 2 Conference call with State Health and Environmental consultants

Health Study Timeline



Respiratory Illness Clinic Visit Study



-  Tire Fire
-  Golden Valley
-  HSA