

Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007
(602) 771-2300 • www.azdeq.gov



Henry R. Darwin
Director

Registered Mail/Return Receipt
March 7, 2013

RPU13:0202

Mitchell J. Klein
Polsinelli Shughart PC
One East Washington, Suite 1200
Phoenix, AZ 85004

Joseph A. Drazek
Quarles & Brady LLP
Two North Central
Phoenix, AZ 85004-2391

Gail Clement, R.G.
G.M. Clement & Associates, Inc.
301 Baron Drive
Sedona, AZ 86366

Bruce C. Travers
Geosyntec
11811 North Tatum Blvd., Suite P-129
Phoenix, AZ 85024

RE: West Van Buren WQARF Registry Site
Phoenix, Arizona

Dear Ms. Clement, Mr. Klein, Mr. Drazek and Mr. Travers:

The Arizona Department of Environmental Quality (ADEQ) Remedial Projects Unit (RPU) reviewed the Feasibility Study Work Plan (FS Work Plan) submitted by the West Van Buren (WVB) Working Group dated September 6, 2011 for the above-referenced site and provided comments in correspondence dated February 1, 2013. Based upon the WVB Working Group seeking approval of remedial actions under Arizona Revised Statute (A.R.S.) § 49-285(B), a written request for approval (which includes the FS Work Plan) must be submitted to the Department. The written request of approval shall contain all of the following information under Arizona Administrative Code (A.A.C.) R18-16-413(A):

1. The name and address of the person submitting the request and the name of the relationship of the person to the site, if any.
2. The location and boundaries of the site or portion of the site addressed by the remedial action.
3. The nature, degree, and extent of the hazardous substance contamination, if known.
4. A description of any remedial action performed before the request is submitted.
5. A work plan for any remedial action to be performed after the request is submitted.
6. A demonstration of how the remedial action complied, or will comply, with this Article.

Southern Regional Office
400 West Congress Street • Suite 433 • Tucson, AZ 85701
(520) 628-6733

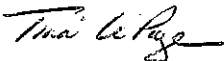
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7. A proposal for public notice and an opportunity for public comment on the application for approval under this Section. The proposal shall include a list of the names and addresses of persons whom the applicant believes to be responsible parties under A.R.S. § 49-283 and a summary of the basis for that belief.
8. An agreement in which the person requesting the approval agrees:
 - a. To grant access to the Department as necessary to evaluate the request for approval.
 - b. To reimburse the Department for the Department's costs under subsection (G).
9. An original seal imprint and signature of a registered professional if required by the Arizona Board of Technical Registrations under A.R.S. Title 32, Chapter 1 and the rules under that Chapter.

Following the submittal of this information to the Department, the WVB Working Group will conduct the FS process in compliance with the community involvement procedures pursuant to Arizona Administrative Code (A.A.C.) R18-16-404. The Department will coordinate with the WVB Working Group on the public notice which will allow the public the opportunity to comment on the request for approval and the draft FS Work Plan. Please provide a copy of the public notice to the Department for approval. Following Department approval, the WVB Working Group may submit the public notice to the general public and interested parties for comment. Please allow 30 calendar days for the public and interested parties to provide comments. The Department shall, after considering public comments, approve the FS Work Plan if the Department determines that the document is in substantial compliance with A.A.C. R18-16-413.

If you have any questions or need additional information, please contact me at (602) 771-4293 or by email at lepage.tina@azdeq.gov.

Sincerely,



Tina L. LePage, Manager
Remedial Projects Section
Arizona Department of Environmental Quality

cc: Laura Malone, ADEQ
Andre Chiaradia, ADEQ