



# California Regional Water Quality Control Board

## Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

Linda S. Adams  
Agency Secretary

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Arnold Schwarzenegger  
Governor

June 16, 2009

### HAND DELIVERED

Mr. Maziar Movassaghi  
Acting Director  
Department of Toxic Substances Control  
1001 "I" Street  
P.O. Box 806  
Sacramento, California 95812-0806

### RESPONSE TO JUNE 12, 2009 LETTER CONCERNING MAY 8, 2009 NPDES PERMIT HEARING FOR THE BOEING COMPANY, SANTA SUSANA FIELD LABORATORY, CANOGA PARK (ORDER NO. R4-2009-0058)

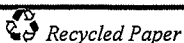
Dear Mr. Movassaghi:

Mary Ann Lutz, Chair of the Los Angeles Regional Water Quality Control Board (Los Angeles Water Board), has asked me to respond on her behalf to your letter dated June 12, 2009. In that letter, you stated that you wish to correct the record regarding comments made by a representative of The Boeing Company (Boeing) at the May 8, 2009 Los Angeles Water Board public hearing. Although we acknowledge your response to Boeing's comments, you should know that the record for this matter was closed on May 8, 2009. On that date, the Los Angeles Water Board reached its final decision in this matter and will not consider any additional evidence at this time. Accordingly, we will not include your letter in the administrative record for this matter.

As you note, Los Angeles Water Board staff and Department of Toxics Substances Control (DTSC) staff have worked in close cooperation for many years to ensure that human health and the environment are protected both onsite and downstream of the site. This relationship has resulted in a number of interim removal actions onsite that have addressed historical exceedances of effluent limitations included in our National Pollutant Discharge Elimination System (NPDES) permits. The Fact Sheet considered by the Los Angeles Water Board on May 8, 2009 included several references to DTSC's involvement in site assessment and cleanup, including interim actions to address elevated soil concentrations of perchlorate and mercury that was contributing to exceedances of effluent limits in our NPDES permits. Thus, the Los Angeles Water Board was provided with information pertaining to DTSC's involvement at the site.

Further, regarding the substance of Boeing's comments about the Department of Toxic Substances Control (DTSC), there is no evidence that the Los Angeles Water Board accepted Boeing's statements as accurate. As is typical in most proceedings where one-sided comments are made concerning another person, without that person being present to defend themselves, the Los Angeles Water Board takes such one-sided comments with a grain of salt. Further, there is no evidence that, even if Boeing's comments about DTSC had been accepted as accurate, the

*California Environmental Protection Agency*



*Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.*

Mr. Maziar Movassaghi  
Acting Director

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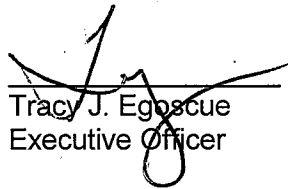
June 16, 2009

Los Angeles Water Board relied upon any of those comments in making its decision. Accordingly, there is no evidence that the information in your letter would have led to a different outcome.

Lastly, we would like to take this opportunity to thank you for your continued efforts to cleanup the site and for your commitment to work cooperatively with the Los Angeles Water Board. This cooperative relationship will enhance both agencies' ability to achieve the final goal of cleaning the site to Senate Bill 990 standards and subsequently having storm water runoff from the site that complies with the applicable water quality based effluent limitations. We look forward to working with you to reach this goal.

If you have any questions, please contact me at (213) 576-6605.

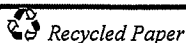
Sincerely,

  
Tracy J. Egoscue  
Executive Officer

cc: Ms. Mary Ann Lutz, Chair  
Ms. Madelyn Glickfeld, Vice Chair  
Mr. Steve Blois  
Ms. Francine Diamond  
Ms. Maribel Marin  
Ms. Maria Mehranian  
Mr. Dick Richardson  
Los Angeles Regional Water Quality  
Control Board  
320 W. Fourth Street, Suite 200  
Los Angeles, California 90013

Ms. Mary Armstrong  
Vice President of Environment,  
Health and Safety  
The Boeing Company  
100 North Riverside  
Chicago, Illinois 60606

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