



South Coast
AIR QUALITY MANAGEMENT DISTRICT

9150 FLAIR DRIVE, EL MONTE, CA 91731 (818) 572-6200

M 60050-001133

January 11, 1988

Ensign Michael Rehor
Environmental Director
Marine Corps Air Station El Toro
Facilities Management Department, Code 1JG
Santa Ana, CA 92709-5001

Dear Ensign Rehor:

Thank you for your letter dated November 30, 1987, describing the status of the Solid Waste Air Quality Assessment Test (SWAQAT) Report for the Marine Corps Air Station disposal sites at El Toro and Tustin, California. In this letter you also requested a 6 month extension to the report deadline required by Section 41805.5 of the California Health & Safety Code.

As you know, Section 41805.5 of the State Health and Safety Code requires that all solid waste assessment test reports for inactive disposal sites must be submitted to the district on or before January 1, 1988. The District has the responsibility of enforcing Section 41805.5 and intends to issue a Notice of Violation to any inactive site which fails to submit their SWAQAT Report by the required date. Once issued, the Notice of Violation may be processed either criminally or civilly depending on the specific case. For most cases, the District plans to impose compliance schedules through the resolution of the Notices of Violation by the Mutual Letter Settlement program.

We have discussed with our Legal Division the possibility of a site requesting a variance from the District Hearing Board to obtain additional time to submit their SWAQAT Report. They advised us that the Hearing Board does not have the authority to grant variances for Section 41805.5 of the State Health and Safety Code.

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The testing guidelines issued by the California Air Resources Board indicates a district may place a disposal site on a compliance schedule which includes a date by which a report must be filed. However, the District feels the imposition of a compliance schedule must be accomplished through an enforcement action and therefore has established the above described process.

As a result, your request for a 6 month extension cannot be approved.

Ensign Michael Rehor

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January 11, 1988

If you have any questions, please call Mrs. Stacey Ebiner, Senior Air Quality Engineer, at (818) 572-6318 or Mr. Hugh Heney, Supervising Air Quality Inspector, at (818) 572-6195.

Very truly yours,

William J. Dennison
Director of Engineering



Mohsen Nazemi
Supv. A. Q. Engineer

SMKE