



Department of Toxic Substances Control

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8800 Cal Center Drive
Sacramento, California 95826-3200



Linda S. Adams
Secretary for
Environmental Protection



Arnold Schwarzenegger
Governor

January 5, 2007

To Whom It May Concern:

NOTICE OF DECISION FOR INTERIM REMOVAL MEASURE WORK PLAN

The Department of Toxic Substances Control (DTSC) is issuing this Notice of Decision and is approving the "Draft Revised Interim Removal Measure Work Plan" (IRM Work Plan) dated September 29, 2006, for the former Gibson Environmental, Inc. site with an additional condition. The Gibson site is located at 2401 Gibson Street in Bakersfield, California. DTSC has also prepared a final Negative Declaration for this site cleanup project.

The additional condition for approval of the IRM Work Plan is the following:

If Native American cultural items are found, as described in the Native American Graves Protection and Repatriation Act, Section 2(3), then subsurface excavation work shall be stopped in the area of the discovery and the Native American Heritage Commission and the State Historic Preservation Officer shall be contacted.

This additional requirement was discussed in DTSC's letter, dated October 24, 2006, to Mr. Dave Roberson, a representative for the Gibson Potentially Responsible Parties (PRP) Group. DTSC's letter was part of the administrative record for the draft IRM Work Plan.

DTSC held a 30-day public comment period from October 21, 2006, through November 24, 2006, to seek public comments on the draft IRM Work Plan. A public notice regarding the public comment period and the public meeting was published in the Bakersfield Californian on October 21, 2006. A fact sheet regarding the proposed remedy was mailed to approximately 120 persons, organizations, and addresses on the facility mailing list. A public meeting was held, starting at 6:30 PM on Wednesday, November 8, 2006, at the Double Tree Hotel located at 3100 Camino Del Rio Court in Bakersfield. No members of the public attended the public meeting. Written comments were received during the public comment period from Mr. David Mitchell, Division of Oil, Gas, and Geothermal Resources and from Mr. David Warner, San Joaquin Valley Unified Air Pollution Control District. After the close of the public comment period,

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written comments were received from Mr. Christopher Huitt, Department of Water Resources.

DTSC has prepared a Response to Comments document, which has been made a part of the administrative record and is available to the public at the repositories listed at the end of this Notice of Decision. A copy of the Response to Comments has been mailed to those who submitted comments or otherwise requested a copy.

Pursuant to the California Environmental Quality Act (CEQA) DTSC prepared an Initial Study and Draft Negative Declaration for this site remediation project. The Draft Negative Declaration was provided to the State Clearinghouse at the Office of Planning and Research for distribution to State agencies and to the Kern County Clerk for posting. The State Clearinghouse Number for the project is 2006101123. The Draft Negative Declaration and Initial Study were placed in the project information repositories listed below and were available for public review during the public comment period. DTSC has prepared a Final Negative Declaration and it is part of DTSC's final decision for this project.

The effective date for these decisions is January 5, 2007.

Copies of this Notice of Decision, Response to Comments, Final Negative Declaration and IRM Work Plan are available for review at the:

Beale Memorial Library
701 Truxtun Avenue
Bakersfield, California 93301
(661) 868-0701

Department of Toxic Substances Control
1515 Tollhouse Road
Clovis, California 93611
(559) 297-3905, Call for an appointment

These documents are also available at DTSC's website, www.dtsc.ca.gov.

The complete administrative record associated with this Notice of Decision is available for review at:

Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, California 95826
(916) 255-3758, Call for an appointment

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If you have any questions, please contact Mr. Paul Ruffin of my staff at (916) 255-6677
or at pruffin@dtsc.ca.gov.

Original Signed by Mohinder S. Sandhu

Mohinder S. Sandhu, P.E., Chief
Standardized Permitting and Corrective Action Branch