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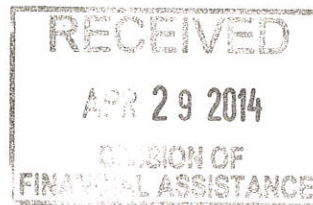
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April 24, 2014

Mr. Andrew Cooper
State Water Resources Control Board
1001 I Street, 16th Floor
Sacramento, CA 95814



RE: Comment Letter - Greyhound Bus Terminal Case Closure Summary

Mr. Cooper,

This office represents D. Benvenuti Properties, owner of the Greyhound Bus Terminal site. We object to closure of the site at this time.

In 2011 the Sacramento County Environmental Management Department noted that the site would not qualify to receive a no further action letter under the SWRCB Low Threat Closure Policy "because the Site Conceptual Model has not been validated, the extent of the plume has not been determined, and therefore the plume has not been demonstrated to be stable or declining." No new data has been generated at the site since August 2011 yet the SWRCB reaches contrary conclusions regarding plume delineation and stability in its *UST Case Closure Review Summary Report*. The lack of new data also makes it impossible for the attached Site Conceptual Model to have been validated, as the County noted. Nowhere in the *UST Case Closure Review Summary Report* is there a reconciliation of the SWRCB's conclusions with those of Sacramento County.

In addition, Health & Safety Code section 25299.39.2 requires prior approval by the tank owner or operator before the Fund Manager may make a recommendation to the SWRCB for closure. The tank owner here does not believe closure is appropriate at this time.

For the foregoing reasons we respectfully request that the SWRCB not close the Greyhound Bus Terminal site but, rather, work with the claimant to determine cost effective measures that, once taken, will lead to closure.

Very truly yours,

BRADY & VINDING

A handwritten signature in blue ink, appearing to read "M. Brady".

Michael V. Brady

MVB/lcb

cc: D. Benvenuti Properties