



## Department of Toxic Substances Control



Alan C. Lloyd, Ph.D.  
Agency Secretary  
Cal/EPA

700 Heinz Avenue, Suite 200  
Berkeley, California 94710-2721

Arnold Schwarzenegger  
Governor

April 7, 2005

Mr. Doug Mosteller  
Cherokee Investment Partners, LLC  
4600 S. Ulster Street, Suite 500  
Denver, Colorado 80237

Dear Mr. Mosteller:

The Department of Toxic Substances Control (DTSC) received your letter, dated April 1, 2005, describing the soil sampling, waste characterization and disposal of tarped stockpiled soils found at the Former Zeneca/Stauffer Chemical Site located in Richmond, California. Samples were collected from the approximately 1,300 cubic yard stockpile and analyzed for metals and organochlorine pesticides. Based upon the analysis, Cherokee Simeon Venture I, Zeneca Inc., and Bayer CropScience, Inc. have determined that a portion of the stockpile, largely around soil sample location 1 is a hazardous waste due to the concentrations of soluble lead and copper, and will be disposed at an off-site permitted hazardous waste facility. The remaining portion of the stockpile was determined to be a non-hazardous waste and will be disposed off-site as a non-hazardous waste. DTSC has reviewed your letter and has no questions or comments regarding your analysis and determination; therefore, removal of the soil from the site may begin the week of April 16, 2005 as requested in your electronic message also dated April 1, 2005.

Prior to the initiation of the off-hauling of the soil, please ensure that the haul roads are in good condition (e.g., free of ruts and potholes) and the appropriate dust control and decontamination equipment is present and in good operating condition.

If you have any questions regarding this letter, please call me at (510) 540-3843 or Lynn Nakashima of my staff at (510) 540-3839.

Sincerely,

Barbara J. Cook, P.E., Chief  
Northern California – Coastal Cleanup  
Operations Branch

Mr. Doug Mosteller  
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cc: Mr. William Carson  
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1900 Powell Street, 12th Floor  
Emeryville, CA 94608-1827