



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



Department of Toxic Substances Control

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



Arnold Schwarzenegger
Governor

April 27, 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 the Revised Temporary Cap Maintenance Plan (Plan), dated April 18, 2005, for the Zeneca/Former Stauffer Chemical Site located in Richmond. The Plan was prepared by LFR Levine-Fricke (LFR) on behalf of Cherokee Simeon Venture I, LLC, Zeneca Inc., and Bayer CropScience Inc. The revisions to the document were based on verbal comments provided to LFR Levine-Fricke (LFR) on April 12, 2005. DTSC has reviewed the revised Plan and found that all comments were adequately addressed and therefore the Plan is approved. In addition, on April 19, 2005, DTSC verbally approved the start of the grading activities in the Upland sediment containment area to promote surface-water runoff and to prevent significant ponding as rain was forecasted. Please note that pursuant to section 5.1.2 (c) of the Site Investigation Order, implementation of the repair work outlined in the Plan shall be completed within 7 days after the sediments and tarped soil stockpile are removed from the site.

If you have any questions regarding this letter, please contact 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

cc: Mr. William Carson
LFR Levine- Fricke
1900 Powell Street, 12th Floor
Emeryville, CA 94608-1827