UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

Via Electronic Mail

August 25, 2014

Meg Rosegay
Pillsbury Winthrop Shaw Pittman LLP
Four Embarcadero Center, 22nd Floor
San Francisco, CA 94111

Re: Concrete Floor and Trench Sampling Plan and Results for Dynegy South Bay Power Plant, Chula Vista, California.

Dear Ms. Rosegay

This letter is in response to the documents received June 9 and August 17, 2014 which provides background information and site characterization data for the power block subsurface demolition project being conducted at the South Bay Power Plant (SBPP) in Chula Vista, California. Dynegy is at this time the lessee of the SBPP site located at 990 Bay Boulevard, Chula Vista California (site). Dynegy is currently in an agreement with the Department of Toxic Substance Control (DTSC), contract number 12-T0116, and is carrying out their approved *Demolition Soil Management Plan* (DSMP). Both DTSC and USEPA have independent jurisdiction over Polychlorinated Biphenyls (PCB) and upon receiving and analyzing the PCB characterization data USEPA concurs with DTSC's approval to allow the pulverization and reuse of concrete with PCBs ≤ 0.74 mg/kg (ppm) on site.

Although Dynegy is the lessee under the current owner Port of San Diego, the former owner and operator San Diego Gas and Electric (SDGE) is currently under a Corrective Action Consent Agreement with DTSC Docket NO. SRPD 04/05 SCC-4330. The Consent Agreement identifies many areas of concern (AOC) and chemicals of concern (COC) including but not limited to PCBs. USEPA understand SDGE will be conducting further site investigations into the identified AOCs once Dynegy has completed their demolition project. USEPA will be working closely with DTSC and will provide comments and input in regards to PCB characterization and/or possible remediation at the site once SDGE continues with their investigation. Please be aware that USEPA reserves its ability to require different and potentially more stringent cleanup levels if warranted.

USEPA appreciates the additional characterization data and background information. If you have any questions regarding this site please contact George Randell at 415.972.3439. Thank you for your cooperation.

Sincerely,

Steve Armann, Manager
Land Division

Cc Via Electronic Mail Only

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