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## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 25, 2013

Mr. Roberto Puga, P.G.  
Texas Custodial Trust  
1 Pointe Drive, Suite 320  
Brea, California 92630

Re: Leaking Petroleum Storage Tank (LPST) Case Closure of Hydrocarbon Contamination at Asarco Diesel No. 2 Release, 2301 W. Paisano Drive, El Paso, El Paso County, Texas  
Reference Number 100219021; Customer Number 603597782  
LPST ID No. 095897 - Priority 2.6 - Facility ID No. 21993; R - 6

Dear Mr. Puga:

The Texas Commission on Environmental Quality (TCEQ) has reviewed the corrective action information submitted in relation to the release incident at the above-referenced facility. Provided that the documentation was accurate and representative of site conditions, it appears that the closure requirements of Title 30, Texas Administrative Code (TAC), Chapter 334 (30 TAC 334)—and applicable program guidance—have been met. Therefore, the site meets the Petroleum Storage Tank (PST) Program closure requirements and no further corrective action is necessary.

The following criteria were part of the justification used for final closure:

- The impacted shallow groundwater zone does not appear to have documented local use. No water wells screened within the impacted interval were identified within a 0.5 mile radius of the site;
- The contaminant plume meets applicable risk levels at the property boundary for future use;
- The hydrocarbon plume is delineated to Category I levels in the direction of American Canal and the Rio Grande River; therefore, these surface water features are protected;
- The groundwater hydrocarbon plume is stable with decreasing concentrations from the source area;
- Although a NAPL plume remains on-site, it has been recovered to the maximum extent practicable and appears to be stable;
- Soil concentrations documented for the known release do not exceed default construction worker target levels, explosive levels, or health-based levels for a commercial/industrial site; and
- Identified potential receptors do not appear to be threatened by the known release.

Please note that case closure is based on identified exposure pathways. Any contamination remaining at the site should be reevaluated if future soil excavation activities are conducted.

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Please ensure that any wastes generated from such activities are handled in compliance with all applicable regulations.

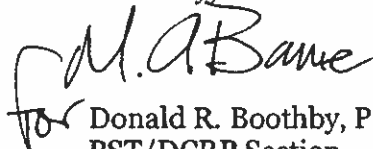
Be aware that all monitoring wells which are not now in use and/or will not be used in the next 180 days must be properly plugged and abandoned in accordance with the requirements of the Texas Department of Licensing and Regulation (TDLR).

If monitor well plugging or other necessary site restoration activities will be performed to complete site closure, please prepare and submit a Final Site Closure Report form (TCEQ-0030) to document the activities and the actual closure of the site. The Final Site Closure Report, if necessary, will be the last required submittal for this case. This final concurrence letter signifies the completion of corrective action associated with the release. No subsequent TCEQ correspondence will be issued in response to the Final Site Closure Report.

Be aware that any new or existing underground or above-ground storage tanks remaining at this site continue to be subject to TCEQ tank registration, self-certification, financial assurance, and technical standards provision.

**Please reference the LPST and facility ID numbers on any future correspondence regarding this site.** Should you have any questions, please contact Jennifer Robinson, the Project Manager, at 512-239-5287. Your cooperation in the matter is appreciated.

Sincerely,



for Donald R. Boothby, P.G., Team Leader  
PST/DCRP Section  
Remediation Division  
Texas Commission on Environmental Quality

DRB/JLR/hmw  
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cc: Garrett Ferguson, P.G., Malcolm Pirnie, via fax 915-533-9045  
Eleanor Wehner, Remediation Division, Mail Code MC-133