AFFIDAVIT OF PUBLICATION

STATE OF CALIFORNIA,)
) ss.
County of Orange)

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the **Huntington Beach Wave**, a newspaper that has been adjudged to be a newspaper of general circulation by the Superior Court of the County of Orange, State of California, on July 1, 1998, Case No. A-185906 in and for the City of Huntington Beach, County of Orange, State of California; that the notice, of which the annexed is a true printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

October 22, 2009

"I certify (or declare) under the penalty of perjury under the laws of the State of California that the foregoing is true and correct":

Executed at Santa Ana, Orange County, California, on

Date: October 22, 2009

Signature

Huntington Beach Wave
625 N. Grand Ave.
Santa Ana, CA 92701
(714) 796-7000 ext. 3002

Linda S. Adams
Secretary for
Environmental Protection

Arnold
Schwarzenegger
Governor

Department of Toxic Substances Control
Maziar Movassaghi, Acting Director
5796 Corporate Avenue,
Cypress, California 90630

NOTICE OF DRAFT INTERIM REMOVAL MEASURE WORKPLAN AND 30-DAY PUBLIC COMMENT PERIOD FOR THE ASCON LANDFILL SITE, HUNTINGTON BEACH

What Is Being Proposed?
A proposed interim cleanup plan to remove and dispose, or, if feasible, recycle tarry and oily waste at the Ascon Landfill site is available for public review and comment. The proposed interim cleanup plan, called a draft Interim Removal Measure (IRM) Workplan was developed specifically for the 38-acre site located at the southwest corner of Magnolia Street and Hamilton Avenue in Huntington Beach. The draft IRM describes previous investigations, investigation results, and proposed interim cleanup plans. Under the California Environmental Quality Act (CEQA), a draft Mitigated Negative Declaration (MND) has been prepared because the proposed removal activities will not have an adverse environmental impact. The Ascon Landfill site poses no immediate health risk to the public because there are no offsite exposures to site contaminants. However, the Department of Toxic Substances Control (DTSC) determined there are chemicals present from past operations at the site that are above DTSC's protective standards. The draft IRM is an interim measure and is not the final cleanup remedy for the site. DTSC requires an overall cleanup plan be developed and implemented for the entire site to ensure long-term public health and safety.

From 1938 to 1984 the site operated as a permitted landfill. Industrial and oil field wastes were disposed at the landfill from 1938 to 1971. After 1971, construction debris was disposed at the landfill until it was closed in 1984. The site contains various types of liquid and solid waste in buried pits, surface piles of concrete, rebar, and other construction debris and open and buried lagoons (ponds). There are five visible lagoons (referred to as Lagoons 1 through 5) covering about 30% of the site, one covered pit (Pit F), and seven former pits that are no longer visible (three in the northwest corner and four in the southeast corner of the site). To further investigate the nature and extent of contamination at the site, DTSC is proposing the removal of tarry and oily waste from the site as an interim removal measure. This interim removal will also help determine an appropriate long-term site-wide cleanup.

Why This Notice and How You Can Participate
This notice provides the public an opportunity to learn more about the site and submit public comments on the draft IRM Workplan and draft MND. The 30-day public comment period begins **October 22, and ends November 23, 2009.** Public comments must be postmarked or e-mailed no later than **November 23, 2009,** and sent to: Mr. Safouh Sayed, DTSC Project Manager, 5796 Corporate Avenue, Cypress, CA 90630-4732, E-mail: **ssayed@dtsc.ca.gov.** The draft IRM and draft MND and other site related documents are available for public review at the DTSC office noted above, and at the information Repositories listed below. Please contact Julie Johnson at (714) 484-5337 for an appointment if viewing information at DTSC.

Huntington Beach Central Park Main Library
7111 Talbert Avenue
Huntington Beach, CA 92648-1232
(714) 842-4481

Banning Branch Library
9281 Banning Avenue
Huntington Beach, CA 92646-8302
(714) 375-5005

Who to Contact For More Information
For questions about the Ascon Landfill site project, please contact Safouh Sayed, DTSC Project Manager at (714) 484-5478 or Stacey Lear, DTSC Public Participation Specialist at (714) 484-5354 or toll free 1-888-877-5378. Notice to Hearing Impaired: You can obtain additional information by using the California State Relay Service at 1-888-877-5378 (TDD) or send a request to contact Stacey Lear at the number above regarding the Ascon Landfill site.