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January 22, 2024

Chris Nichelson
Bret B. Bernard
MILAN REI X, LLC
701 South Parker St., Suite 5200
Orange, CA 92868

Sent via email: chris@milancap.com
bret@milancap.com

Subject: Addendum #1 to Final Revised Environmental Sampling Workplan for Stockpiled Material Testing with Addition of Sonic Drilling and Sampling of Stockpile Material dated January 19, 2024, Milan REI X, LLC for Rio Santiago Disposal Site located at 6145 E. Santiago Canyon Road, Orange, CA (SWIS No. 30-AB-0472)

Dear Mr. Nichelson and Mr. Bernard:

The Orange County Health Care Agency, Environmental Health Division is the certified local enforcement agency (LEA) for Orange County, and authorized and obligated to enforce solid waste laws and regulations pursuant to California Public Resource Code (PRC) Sections 43209 and 45000 et seq., and Title 14 of the California Code of Regulations (14 CCR) § 18080 et seq. Pursuant to PRC Section 43200.5(b), in enforcing Part 4, 5 and 6 of Division 30 of the PRC and regulations that implement them, the LEA carries out a state function and thus its actions are independent from, and not subject to the authority of, the Orange County Board of Supervisors.

In accordance with Section 5 of the Stipulated Notice and Order (SNO) dated June 16, 2022, between the Orange County LEA and Milan REI X, LLC (Milan), Leighton and Associates, Inc. (Leighton) submitted to the LEA a final revised workplan for stockpiled material sampling for the property referenced in the above subject line (hereinafter "Site") on December 27, 2023 on behalf of Milan. Based on the review, the LEA had previously approved the scope of work included in the final revised workplan with conditions on December 28, 2023. The subject Addendum #1 to the workplan has been submitted to add the sonic drilling method to collect stockpile samples if borings encounter refusal due to subsurface conditions and to collect two additional soil samples from the crushed concrete debris located at Stockpile I, which was utilized to create a ramp to access the Stockpile H.

Based on the review of the subject addendum to the stockpile sampling workplan dated January 19, 2024, the LEA approves the proposed scope of work with the following conditions:

1. All field activities regarding the analytical investigation/testing for stockpiled material testing shall be conducted in accordance with the SNO dated June 16, 2022, the final revised workplan dated December 27, 2023, and the Addendum #1 to the final revised workplan dated January 19, 2024.

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2. The sonic drilling method is only approved for the stockpile testing and not for the testing of subgrade soils which will be forthcoming as a separate workplan.
3. Sonic drilling should be utilized to sample concrete debris or when encountering refusal due to subsurface conditions in stockpiles. The LEA recommends utilizing the direct push and/or hollow stem auger method when collecting soil samples in order to preserve volatile organic compounds.
4. The report with summary and findings of the investigation must include a summary table identifying which stockpiles/samples were collected by what drilling method.
5. This approval does not relieve Milan of the responsibility to obtain approvals/permits from other agencies as appropriate and necessary to commence sampling activities with sonic drilling at the Site. All other conditions stated in the LEA workplan approval letter dated December 28, 2023 must be complied with.

If you have any questions, please contact Mr. Dan Weerasekera by phone at (714) 433-6255 or by email at dweerasekera@ochca.com and/or Mr. Soheil Afshari by phone at (714) 433-6271 or by email at safshari@ochca.com.

Sincerely,

Dan Weerasekera
Hazardous Materials Specialist
Solid Waste Local Enforcement Agency
Environmental Health Division

Soheil Afshari
Senior Civil Engineer
Solid Waste Local Enforcement Agency
Environmental Health Division

cc: Darwin Cheng, Interim Director, Orange County Environmental Health Division
Massoud Shamel, Senior Deputy County Counsel, Office of County Counsel
Lauren Robinson, Orange County Environmental Health Division
Shyamala Rajagopal, Orange County Solid Waste LEA
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