LOW THREAT CLOSURE POLICY VALIDATION
BUSINESS RULES

The State Water Resources Control Board has developed a Low Threat Closure Policy (LTCP) Validation process. The LTCP validation has two objectives. The first objective is to provide quality control for the LTCP Checklist evaluations submitted in GeoTracker by the oversight agencies. The second objective is to provide an assessment of the case progress on the path toward closure.

The LTCP Validation is a 30 minute review of the available site data in GeoTracker and does not include communication with the oversight agency. The LTCP Validation will be completed on the LTCP Validation Page in GeoTracker. When completing a LTCP Validation, the reviewer should ensure there is no conflict of interest (eg a contractor performing a review of work that was done by their company.)

Comment fields are available throughout the LTCP Validation Page. The reviewer should use the comment fields to describe any conditions not captured by the form and provide explanations using the LTCP format, if applicable, for each chosen field.

The LTCP Validation Page allows multiple selections to accommodate a wide variety of site conditions. The reviewer should select the applicable combination of categories to accurately describe the site conditions.

LTCP

GENERALLY AGREE WITH LTCP CHECKLIST (YES / NO)
A yes answer indicates all of the following are true:

- *The checklist is properly filled out and complete,*
- *The correct data is used,*
- *The conclusions drawn are reasonable (given the available data), and*
- *The reviewer agrees (given the available data) with the agency recommendation for or against low-threat closure.*

A no answer will require the selection of at least one of the following categories:

1. **Ready for closure:** *The reviewer does not concur with the Agency and found that this site may meet the LTCP Criteria*

2. **Not Ready for Closure:** *The reviewer does not concur with the Agency and found that this site may NOT meet the LTCP Criteria*

3. **Incomplete Review:** *The agency LTCP Checklist appears to be missing case information contained in the GeoTracker case file or the required information has not been filled out.*

4. **Inconsistent Review**: *Information provided within the agency LTCP Checklist or the conclusions reached do not appear to match information available in the GeoTracker case file.*

CASE PROGRESS

CASE APPEARS TO BE (ON TRACK / STUCK)

"On track" refers to a site that has impediment(s) to closure (plume length, constituent concentration, health risk, etc.), but a plan appears to be in place and is being executed in a manner that is likely to resolve the impediment(s) and enable the case to close within a reasonable amount of time.

"Stuck" refers to a site that has impediment(s) to closure and there is no plan or the current plan does NOT appear to likely resolve the impediment(s) to enable the case to move towards closure. If a case is "stuck," the reviewer should select all of the applicable issues from the list below.

When determining the issues for stuck cases, it is important to note that the characteristics of the release and impediments have already been identified in the LTCP checklist and the intention is to identify why the impediments have not been resolved.

RP \ Consultant Issues

1. **No RP Identified**: *Site does not appear to have an RP identified, e.g. no RP listed in GeoTracker.*
2. **RP Appears Recalcitrant**: *Site appears to have an uncooperative, unresponsive, or recalcitrant RP, e.g. multiple directives issued and no RP response in GeoTracker. This issue could be paired with "enforcement Issues."*
3. **Corrective Actions Unsuccessful**: *Corrective action(s) are being conducted as proposed but are ineffective at moving the site towards case closure.*
4. **No funding**: *There is no funding available for the required work. This could be paired with "enforcement issues."*
5. **Inadequate Funding:** *There is a lack of adequate capital to complete effective remediation. An example may include an undercapitalized firm who doesn't have the resources to implement necessary large scale remediation and opts for cheaper less effective methods of remediation. This may also include sites that have stalled due to slow cleanup fund payments.*

Case Oversight Issues

6. **Unidentified or Very Conservative Agency Cleanup Goals**: *The agency has not defined a path to closure or clear cleanup goals. The cleanup goals change or are inconsistent with the State Water Board's LTCP*
7. **Limited Agency Oversight**: *Site has little to no directives, or long gaps in-between agency activities in GeoTracker. This may include sites where the agency response time to work plans and reports is consistently beyond 60-days*
8. **Enforcement Issues**: *Sites that are stuck because the agency is unable to compel the RP, site owner, neighboring site owner, or other party to complete required work or allow work to be completed.*
9. **Insufficient Data**: *Sites where GeoTracker does not contain sufficient information to make case progress determinations.*

Procedural /Technical Issues

10. **Offsite/Onsite Physical Access Issues:** *A physical structure (buildings, utilities, etc.) inhibits the ability to obtain necessary data.*
11. **Offsite/Onsite Legal Access Issues:** *A legal issue inhibits the ability to obtain necessary data.*
12. **Remediation Hasn't Worked:** *The remediation conducted to-date has not been effective in resolving the impediment(s).*
13. **Comingled Plume:** *Site has comingled contaminate plume from another release.*
14. **Difficult Site Conditions**: *Site is extremely difficult to remediate. This may include sites with no current practical or cost effective remediation method available.*

Other Issues

15. **Not In a Water System:** *The release is not located within the service area of a public water system.*
16. **Not Petroleum Constituents:** *The site is contaminated with non-petroleum constituents (i.e. PCE, TCE, lead, etc.)*
17. **Other:** *Every effort should be made to identify categories from above. This other category should be used as little as possible and only for truly unique site conditions that cannot be fit into the already established categories.*