



## U. S. Chemical Safety and Hazard Investigation Board

2175 K Street, NW Suite 400 Washington, D.C. 20037-1809

Phone 202-261-7600 Fax 202-261-7650

www.chemsafety.gov

Gerald V. Poje, Ph.D.  
Board Member

Irv Rosenthal, Ph.D.  
Board Member

Andrea Kidd Taylor, Dr. P.H.  
Board Member

### Board Action Report

Notation No.: 193

Voting Period: Urgent Notation Item (June 20-27, 2002)

Subject: **Tosco Corporation (Recommendation 1999-014-I-CA-R1) from the Tosco Avon Refinery Investigation (1998-002-I-LA)**

Whereas,

1. The Board is authorized by 42 USC § 7412 (r)(6)(C)(i) to investigate and report to the public in writing the facts, conditions, and circumstances and the cause or probable cause of "any accidental release resulting in a fatality, serious injury or substantial property damages";
2. The Board is further authorized by 42 USC § 7412 (r)(6)(C)(ii) to issue periodic reports to the Congress, Federal, State and local agencies, including the Environmental Protection Agency and the Occupational Safety and Health Administration, concerned with the safety of chemical production, processing, handling and storage, and other interested persons recommending measures to reduce the likelihood or the consequences of accidental releases;
3. The Board has issued such a recommendation to **Tosco Avon Refinery** arising out of an incident that occurred at Martinez, California, on February 23, 1999; and
4. The Board seeks to ensure its recommendations are tracked and adopted in order to promote the prevention of any similar occurrence.

Therefore, pursuant to its authority under 42 U.S.C. § 7412 (r)(6)(C)(ii) the Board hereby votes to adopt the attached Recommendation Response Evaluation and designate recommendation **1999-014-I-CA-R1** with the status of **Open-Acceptable Response or Alternate Response**.

Approval Date: 6/25/02

	<u>Approve</u>	<u>Disapprove</u>	<u>Not Participating</u>	<u>Withhold</u>
Isadore Rosenthal	x			
Gerald Poje	x			
Andrea Taylor	x			