

DTSC's Voluntary Agreements Quick Reference Guide

Types of oversight agreements offered for those interested in working with DTSC on a voluntary basis:

Standard Voluntary Agreement:

Applies to most properties and used for limited and broad scopes.

Reimbursement Agreement:

For limited consultation and discussion with DTSC. DTSC is not able to make regulatory decisions under a Reimbursement Agreement.

Local Agency Oversight Agreement:

Agreement where language designed for specific needs of local government agencies.

California Land Reuse and Revitalization Act Agreements:

Provides limited liability protection for a bona fide purchaser, bona fide prospective purchaser, innocent land owner, contiguous property owner, or a ground tenant of a property if specific eligibility criteria are met.

Prospective Purchaser Agreement:

Provides limited liability protection and "covenant not to sue" to a prospective purchaser of a property if specific eligibility criteria are met.



Redevelopment of the former National City Public Works Yard to a transit-oriented development was done under DTSC's Brownfields oversight services.

The [Department of Toxic Substance Control \(DTSC\)](#) offers several types of voluntary agreements to address contamination at brownfields and other types of properties. DTSC uses a single standard Request for Lead Agency Oversight Application for all agreement types.

Requesting Brownfields oversight is simple:

1. **Apply:** [Request for Agency Oversight Application](#). Submittal of the application is your agreement to pay costs incurred during the agreement negotiation.
2. **Coordinate:** As per the [2005 Memorandum of Agreement](#) between DTSC, the State Water Resources Control Board and the Regional Water Quality Control Boards the agencies will work together to determine the lead regulatory agency.
3. **Negotiate:** When DTSC is the Lead Agency, an agreement is developed, which includes site-specific details, a scope of work, and an estimate of DTSC's charges. An opportunity to review the draft agreement is provided.
4. **Sign:** Once the agreement is signed, your environmental consultant will work with DTSC's team of professionals to ensure the future development is safe.
5. **Pay:** An advance payment is required when the Agreement is executed.
6. **Meet:** The DTSC Project Manager reviews property information, and holds a scoping meeting to discuss schedule, tasks, regulatory requirements, and goals.
7. **Technical Work:** DTSC technical experts review documents provided by your consultant, provide oversight of field work, perform public engagement activities, and coordinate other tasks as needed. Activities will vary from property to property.
8. **Invoice:** DTSC's accounting office sends invoices of DTSC's charges on a quarterly basis.