

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES

ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

August 1, 2008

Mr. Michael Desso
Nestle USA, Inc.
800 North Brand Blvd.
Glendale, CA 91203

Mr. Mark Hall
Encinal 14th Street, LLC
1855 Olympic Blvd., Suite 250
Walnut Creek, CA 94596

Subject: Fuel Leak Case No. RO0000018 and Geotracker Global ID T0600100262, Carnation Dairy, 1310 14th Street, Oakland, CA 94607 – Request for Regulatory Oversight Funds

Dear Mr. Desso and Mr. Hall:

In correspondence dated May 2, 2008, Alameda County Environmental Health (ACEH) indicated that the current balance on the above-referenced SLIC oversight account was a negative balance and requested submittal of a check(s) in the amount of \$6,000 for regulatory oversight. On May 19, 2008, Nestle USA submitted a check for \$3,000 with a note indicating that Nestle USA was providing its "50/50 share of oversight costs." Since May 19, 2008, we have not received additional funds and have spent time on regulatory oversight of the case. The balance for the regulatory oversight account is currently a negative \$1,998.70. In order to continue to provide regulatory oversight, we are requesting the submittal of funds in the amount of \$6,000.00. Please send your check(s) made payable to Alameda County Environmental Health to the attention of our Finance Department. If both responsible parties are sharing the costs equally, Encinal 14th Street LLC should submit a check for \$4,500 and Nestle USA should submit a check for \$1,500.

This deposit may or may not be sufficient to provide all necessary regulatory oversight. ACEH will deduct actual costs incurred based upon the hourly rate specified below. If these funds are insufficient, additional deposit will be requested. Otherwise, any unused monies will be refunded to you or your designee.

The deposit is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project is being debited at the Ordinance specified rate, currently \$173.00 per hour.

Please write "SLIC" (the type of project), the site address, and the Account ID# AR0320138 on your check.

If you have any questions, please contact Jerry Wickham at (510) 567-6791.

Sincerely,


Ariu Levi
Division Chief

Michael Desso
Mark Hall
RO0000018
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cc: Kenneth Cheitlin, Hall Equities Group, 1855 Olympic Blvd., Suite 250
Walnut Creek, CA 94596

Tom Miller, Hall Equities Group, 1855 Olympic Blvd., Suite 250
Walnut Creek, CA 94596

Jennifer Costanza, Nestle USA, Inc., 800 North Brand Blvd., Glendale, CA 91203

D. Drogos, J. Jacobs, Jerry Wickham