

ALAMEDA COUNTY
HEALTH CARE SERVICES



F

AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 70042510000058340807

December 11, 2007

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

NOTICE OF RESPONSIBILITY

Site Name & Address:

**EZ SERVE #100877
525 W A ST
Hayward, CA 94541**

**Local ID: RO0000023
Related ID: 3580
RWQCB ID: 01-0529
Global ID: T0600100483**

Responsible Party:

**AZIZ KANDAHARI
HIMALAYA TRADING CO INC
5196 GREYHAWK LANE
DUBLIN CA 94568-7764**

Date First Reported: 12/26/1986

**Substance: 8006619 Gasoline-Automotive (motor gasoline
and additives), leaded & unleaded**

Funding for Oversight: LOPS - LOP State Fund

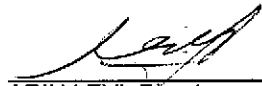
Multiple RPs?: Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified RESTRUCTURE PETROLEUM MARKETING as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5650.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker PLUNKETT, STEVEN, at this office at (510)383-1767 if you have questions regarding your site.



ARIU LEVI, Director
Contract Project Director

Date: 12/11/07

Action: Add
Reason: NEW RP

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

December 03, 2007

Site Name & Address:

EZ SERVE #100877
525 W A ST
Hayward, CA 94541

Local ID: RO0000023

Related ID: 3580

RWQCB ID: 01-0529

Global ID: T0600100483

All Responsible Parties

RP has been named a RP - BRIAN COBB

EZ SERVE PETROLEUM MARKETING

10700 NORTH I45 STE 500 | HOUSTON, TX 77037-1187 | Phone No Phone Number Listed

RP has been named a RP - VINOD & JANAK BANSAL

1777 BEACH PARK BL | FOSTER CITY, CA 94404-1403 | Phone No Phone Number Listed

RP has been named a RP - LA & MARGARET THOMPSEN

PO BOX 16290 | HOUSTON, TX 77222 | Phone No Phone Number Listed

RP has been named a RP - AZIZ KANDAHARI

HIMALAYA TRADING CO INC

32785 OLYMPIAD CT | UNION CITY, CA 94587-1905 | Phone No Phone Number Listed

Responsible Party Identification Background

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

December 03, 2007

Responsible Party Identification

Existence of Unauthorized Release

Prior to the removal of the UST system, a preliminary investigation was performed to determine if an unauthorized release had occurred at the site. Results from the investigation detected TPHg in three soil borings at concentrations of up to 1,100 ppm. Three groundwater monitoring wells were installed onsite and dissolved TPHg and benzene were detected in groundwater at concentrations of up to 51,000 ppb and 9,000 ppb, respectively. Three additional monitoring wells were installed in 1988 and up to 150,000 ppb, TPHg and 14,000 ppb, benzene were detected in groundwater. In June 1990, the USTs and appurtenances were removed from the site. Currently, the site is undergoing redevelopment as a gasoline service station.

Responsible Party Identification

EZ Serve Petroleum Marketing, doing business as Restructure Petroleum Marketing Service was the business owner, tank owner and tank operator from approximately 1967 until 1989. EZ Serve Petroleum Marketing is the primary responsible party because the unauthorized release occurred during the time when EZ Serve Petroleum Marketing operated the UST used for the storage of any hazardous substance (definition 1) and EZ Serve Petroleum Marketing had control of the underground storage tank at the time of an unauthorized release (definition 4).

Margret and Levonard Thomsen were the property owners from March 1969 through March 2000 and are a responsible party because they owned the property when the unauthorized release occurred (definition 3).

Janak and Vinod Bansal were the property owners from March 2000 through November 2005 and are a responsible party because they owned the property where an unauthorized release occurred.

Azizolah and Shakila Kandahari purchased the property in November 2005 and are a responsible party because they are the current owners of a property where an unauthorized release occurred.

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To AZIZ KANDAHARI	
Street, Apt. No., or PO Box No. 5196 GREY HAWK LANE	
City, State, ZIP+4 WOBLEN CA 94568-7764	
PS Form 3800, June 2002 See Reverse for Instructions	

7002 2030 0006 9574 2232