



AGENCY

Certified Mail #: 7002 2030 0006 9574 2218

May 15, 2012

NOTICE OF RESPONSIBILITY

Site Name & Address:

SHELL #13-5699 / THRIFTY OIL #38
5755 BROADWAY
Oakland, CA 94618

Local ID: RO0000026
Related ID: 3618
RWQCB ID: 01-1375
Global ID: T0600101270

Responsible Party:

NA NA
ORKIN INC
PO BOX 2128
SANTA FE SPRINGS CA 90670

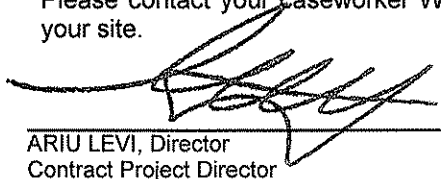
Date First Reported: 2/28/1991
Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
Funding for Oversight: LOPS - LOP State Fund
Multiple RPs?: No

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 SHELL OIL PRODUCTS 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) 341-5752.

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 WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.

 Date: 5/10/12
ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: ADD RP

Attachment A: Responsible Parties Data Sheet

cc: D. Drogos (Sent via electronic mail to donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

May 15, 2012

Site Name & Address:

SHELL #13-5699 / THRIFTY OIL #38
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Global ID: T0600101270

All Responsible Parties

RP has been named a Primary RP - NA NA
ORKIN INC

PO BOX 2128 | SANTA FE SPRINGS, CA 90670 | Phone No Phone Number Listed

RP has been named a Primary RP - DENIS BROWN
SHELL OIL PRODUCTS US

20945 S WILMINGTON AVE | CARSON, CA 90810-1039 | Phone (707) 865-0251

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)

May 15, 2012

Responsible Party Identification

Existence of Unauthorized Release

In December 1992, a defective pipe fitting was replaced. The defective fitting was reported to have released approximately 200 gallons of unleaded gasoline. Tank backfill well purging was conducted daily from from December 24, 1992 through January 7, 1993. A total of approximately 40,000 gallons of water mixed with gasoline was purged from the tank backfill wells. These observations along with site investigation activities that detected petroleum hydrocarbons in soil and groundwater indicated that an unauthorized release occurred.

Responsible Party Identification

Shell Oil Products is a responsible party because they owned and operated the USTs immediately before the discontinuation of their use (Definition 2), were the property owner where an unauthorized release from a UST occurred (Definition 3), and had control of USTs at the time of or following an unauthorized release (Definition 4).

Orkin Inc. purchased the property in February 1995. Orkin Inc. is a responsible party because they are the owner of a property where an unauthorized release from a UST occurred (Definition 3).