

Wickham, Jerry, Env. Health

To: Douglas W. Lovell
Subject: RE: RO29, 2440 East Eleventh St, Oakland

Doug,

Showing all industrial, irrigation, and municipal wells without most of the remaining well types is acceptable. However, abandoned or destroyed wells more than 30 feet deep should also be included.

Regards,

Jerry Wickham
Alameda County Environmental Health
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
510-567-6791 phone
510-337-9335 fax
jerry.wickham@acgov.org

-----Original Message-----
From: Douglas W. Lovell [mailto:doug@streamborn.com]
Sent: Wednesday, December 27, 2006 9:06 AM
To: Wickham, Jerry, Env. Health
Cc: Juli A. Brady
Subject: RO29, 2440 East Eleventh St, Oakland

Hi Jerry

Thanks for the letter (attached) in response to our last report.

Your letter requests that we expand upon our reporting of the previously-completed well search. I have attached the AlaCo and DWR search results. As you can see, there are many monitoring wells, test wells, borings, destroyed wells, abandoned wells, recovery wells, extraction wells, and cathodic protection wells. These do not seem pertinent to any kind of sensitive receptor survey.

While we could spend a lot of time plotting all the wells and compiling the information in the format you requested, we would likely get challenged by the USTCF on cost recovery for the effort. Accordingly, I request that we comply with your request by plotting and compiling information only for the wells that could potentially cause exposure (industrial wells, irrigation wells, municipal wells).

Let me know what you think.

Regards

Doug

--
Douglas W. Lovell, Engineer
Streamborn
PO Box 8330
Berkeley CA 94707
510-528-4234 (work)
510-528-2613 (fax)
510-520-3146 (mobile)

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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

December 22, 2006

Mr. Jeffrey Eandi
Eandi Metal Works
976 Twenty Third Avenue
Oakland, CA 94606

Subject: Fuel Leak Case No. RO0000029 and Geotracker Global ID T0600100858, Eandi Metal Works, 2440 East Eleventh Street, Oakland, CA

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced site, including the recently submitted report entitled, "Installation of Additional Groundwater Monitoring Wells Conducted 28 September 2006 and Groundwater Monitoring Conducted 2 October 2006, 2440 East Eleventh Street, Oakland, CA," dated December 1, 2006 and received by ACEH on December 7, 2006. The Report, which was prepared on your behalf by Streamborn, presents the results from installation and sampling of two groundwater monitoring wells downgradient from the former underground storage tank. Elevated concentrations of total petroleum hydrocarbons (TPH) as gasoline were detected in groundwater from one of the newly installed wells, MW-5. Groundwater monitoring is to be continued on a semiannual basis to confirm plume extent and stability.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

- 1. Groundwater Monitoring.** Groundwater monitoring is to be continued on a semiannual basis during seasonal high and low groundwater levels. Please incorporate the two recently installed wells into the semiannual groundwater monitoring. Groundwater samples are to be analyzed for TPH as gasoline, BTEX, and fuel oxygenates. Removal of 1,2-dichloroethane, ethylene dibromide, and total lead as analytes is acceptable. Please present results in the Groundwater Monitoring Reports requested below.
- 2. Water Supply Wells in Area.** The "Site Conceptual Model," dated April 26, 2006 indicates that, "no production wells...are known to exist within this 500-foot search radius." In the Semiannual Groundwater Monitoring Report requested below, please describe the sources of information that were reviewed in order to make this statement. If a well survey was not completed, we request that you complete a well survey to locate all wells (monitoring and water supply wells: active, inactive, standby, decommissioned, and abandoned wells) within a 2,000-foot radius of the site. Submittal of maps showing the location of all wells identified in your study, and the use of tables to report the data collected as part of your survey are required. Please provide a table that includes the well designation, location, total depth, diameter, screen interval, date of well installation, current status, historic use, and owner of

the wells. In addition, please provide well logs and completion records for wells downgradient from the site that are potential receptors. We recommend that you obtain well information from the Alameda County Public Works Agency and State of California Department of Water Resources, at a minimum. Please include an analysis and interpretation of your findings, and report your results in the Work Plan requested below.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Jerry Wickham), according to the following schedule:

- **May 31, 2007** – Semi-annual Groundwater Monitoring Report
- **November 30, 2007** – Semi-annual Groundwater Monitoring Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

Submission of reports to the Alameda County ftp site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover

letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

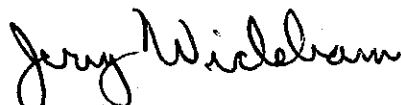
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 567-6791.

Sincerely,



Jerry Wickham
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Douglas Lovell, Streamborn, P.O. Box 8330, Berkeley, CA 94707-8330

Sunil Ramdass, SWRCB Cleanup Fund, 1001 I Street, 17th floor, Sacramento, CA 95814-2828

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



7

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ENVIRONMENTAL PROTECTION
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Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

July 25, 2006

Mr. Jeffrey Eandi
Eandi Metal Works
976 Twenty Third Avenue
Oakland, CA 94606

Subject: Fuel Leak Case No. RO0000029, Eandi Metal Works, 2440 East Eleventh Street, Oakland, CA

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced site, including the document entitled, "Work Plan, Installation and Sampling of Groundwater Monitoring Wells, 2440 East Eleventh Street, Oakland, CA," dated June 20, 2006 and received by ACEH on July 10, 2006. The Work Plan was prepared on your behalf by Streamborn. The Work Plan proposes the installation of two additional monitoring wells and sampling of the wells semiannually at seasonal high and low groundwater levels. We concur with the scope of work described in the Work Plan.

We request that you address the following technical comment, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

1. **Geotracker EDF Submittals.** Pursuant to CCR Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the LUFT program, must be transmitted electronically to the SWRCB Geotracker website via the internet. Additionally, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude accurate to within 1-meter accuracy, using NAD 83, and transmitted electronically to the SWRCB Geotracker website. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). In order to remain in regulatory compliance, please upload all analytical data (collected on or after September 1, 2001) and a copy, in PDF format, of all reports prepared after July 1, 2005. The Geotracker Global ID for this case is T0600191944.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Jerry Wickham), according to the following schedule:

- **December 6, 2006** – Well Installation and Sampling Report
- **May 15, 2007** – Semi-annual Groundwater Monitoring Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

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PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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FAX (510) 337-9335

July 25, 2006

Mr. Jeffrey Eandi
Eandi Metal Works
976 Twenty Third Avenue
Oakland, CA 94606

Subject: Fuel Leak Case No. RO0000029, Eandi Metal Works, 2440 East Eleventh Street, Oakland, CA

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced site, including the document entitled, "Work Plan, Installation and Sampling of Groundwater Monitoring Wells, 2440 East Eleventh Street, Oakland, CA," dated June 20, 2006 and received by ACEH on July 10, 2006. The Work Plan was prepared on your behalf by Streamborn. The Work Plan proposes the installation of two additional monitoring wells and sampling of the wells semiannually at seasonal high and low groundwater levels. We concur with the scope of work described in the Work Plan.

We request that you address the following technical comment, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

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- **December 6, 2006** – Well Installation and Sampling Report
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Mr. Jeffrey Eandi
July 25, 2006
Page 3

evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

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If you have any questions, please call me at (510) 567-6791.

Sincerely,



Jerry Wickham
Hazardous Materials Specialist

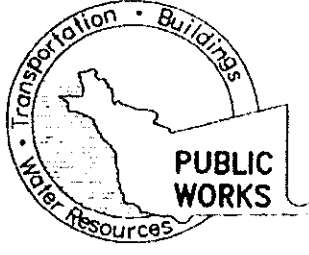
Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Douglas Lovell
Streamborn
P.O. Box 8330
Berkeley, CA 94707-8330

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

Copy sent to:

R029



COUNTY OF ALAMEDA
PUBLIC WORKS AGENCY
WATER RESOURCES SECTION
399 Elmhurst Street, Hayward, CA 94544-1395
James Yoo PH: (510) 670-6633 FAX: (510) 782-1939
FOR GENERAL DRILLING PERMIT INFO:
www.acgov.org/pwa/wells

WELL COMPLETION REPORT RELEASE AGREEMENT—AGENCY
(Government and Regulatory Agencies and their Authorized Agents)

Project No/ Site Address. 2440 East Eleventh Street City Oakland
Township, Range, and Section R3W, T2S, Secs. 6 and 7 Radius 2,000-feet
(Must include entire study area and a map that shows the area of interest.)

Under California Water Code Section 13752, the agency named below requests permission from Department of Water Resources to inspect or copy, or for our authorized agent named below to inspect or copy, Well Completion Reports filed pursuant to Section 13751 to (check one):

- Make a study, or,
- Perform an environmental cleanup study associated with an unauthorized release of a contaminant within a distance of 2 miles.

In accordance with Section 13752, information obtained from these reports shall be kept confidential and shall not be disseminated, published, or made available for inspection by the public without written authorization from the owner(s) of the well(s). The information shall be used only for the purpose of conducting the study. Copies obtained shall be stamped CONFIDENTIAL and shall be kept in a restricted file accessible only to agency staff or the authorized agent.

Matthew Hall
Authorized Agent

PO Box 8330
Address

Berkeley CA 94707
City, State, and Zip Code

[Signature]
Signature

Managing Scientist
Title

Telephone () 510/528-4234

Fax () 510/528-2613

6 June 2006
Date

matt_hall@streamborn.com
E-mail

Alameda County Health Care Services Agency
Government or Regulatory Agency

1131 Harbor Bay Parkway, Suite 250
Address

Alameda CA 94502
City, State, and Zip Code

[Signature]
Signature

Hazardous Materials Specialist
Title

Telephone () 510/567-~~6790~~ 6791

Fax () 510/337-9335

6 June 2006
Date

jerry.wickham@acgov.org
E-mail

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



7

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

May 23, 2006

Mr. Jeffrey Eandi
Eandi Metal Works
976 Twenty Third Avenue
Oakland, CA 94606

Subject: Fuel Leak Case No. **RO0000029**, Eandi Metal Works, 2440 East Eleventh Street, Oakland, CA

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced site, including the report entitled, "Letter Report, Site Conceptual Model, 2440 East Eleventh Street, Oakland, CA," dated April 26, 2006, prepared on your behalf by Streamborn. The SCM presents tables, figures, site history, a summary of subsurface conditions, and soil boring logs for the site. In addition, the SCM presents conclusions and recommendations for future actions. The SCM recommends the installation of two additional monitoring wells and sampling of the wells semiannually for several years to assess whether intrinsic biodegradation will restore water quality at the site within a reasonable time frame. We concur with the proposed scope of work and request that you submit a Work Plan by **July 28, 2006** to install two additional monitoring wells and conduct semi-annual groundwater monitoring.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

1. **Well Survey.** The SCM indicates that no production wells are known to exist within 500 feet of the site. Please provide additional information on water supply wells within 2,000 feet of the site. We request that you locate all wells (monitoring and production wells: active, inactive, standby, decommissioned, abandoned and dewatering, drainage and cathodic protection wells) within 2,000 ft of the subject site. We recommend that you obtain well information from both Alameda County Public Works Agency and the State of California Department of Water Resources, at a minimum. Submittal of maps showing the location of all wells identified in your study, and the use of tables to report the data collected as part of your survey are required. Please present your results in the Work Plan requested below.
2. **Well Screen Length.** We request that the length of the well screens for the proposed monitoring wells not exceed 10 feet. Please present your plans for well installation in the Work Plan requested below.
3. **Lead Scavengers.** We did not find analytical data for lead scavengers in soil or groundwater at the site. If no laboratory analyses have been performed for lead scavengers at the site, please include laboratory analyses for 1,2-dichloroethane and ethylene dibromide by EPA

Method 8260 during a minimum of two semi-annual groundwater monitoring events. If laboratory analyses were previously conducted for 1,2-dichloroethane and ethylene dibromide and the results indicate that lead scavengers are not chemicals of concern for the site, analyses for these compounds are not required. Please include plans to sample for 1,2-dichloroethane and ethylene dibromide or reference the location of existing data for these analytes in the Work Plan requested below.

4. **Groundwater Monitoring.** Please present plans to implement semi-annual groundwater monitoring in the Work Plan requested below.
5. **Geotracker EDF Submittals.** Pursuant to CCR Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the LUFT program, must be transmitted electronically to the SWRCB Geotracker website via the internet. Additionally, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude accurate to within 1-meter accuracy, using NAD 83, and transmitted electronically to the SWRCB Geotracker website. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). In order to remain in regulatory compliance, please upload all analytical data (collected on or after September 1, 2001) and a copy, in PDF format, of all reports prepared after July 1, 2005. The Geotracker Global ID for this case is T0600191944.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Jerry Wickham), according to the following schedule:

- **July 28, 2006** – Work Plan

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

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requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

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PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

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Mr. Jeffrey Eandi
May 23, 2006
Page 4

If you have any questions, please call me at (510) 567-6791.

Sincerely,

A handwritten signature in black ink that reads "Jerry Wickham". The signature is written in a cursive style with a large initial "J".

Jerry Wickham
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Douglas Lovell
Streamborn
P.O. Box 8330
Berkeley, CA 94707-8330

Donna Drogos, ACEH
Jerry Wickham, ACEH
File



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Fax (510) 337-9335

December 11, 2003

RO0000029

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

Subject: Fuel Leak Case # RO0000029 - 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the "Workplan Sampling, Testing, and Backfilling of Tank Excavation Jan 21, 2003, along with "Revised workplan Soil and Groundwater Investigation" dated February 12, 2003", prepared by Mr. Doug Lovell of Streamborn Inc. Additionally, there have been several discussions with Mr. Lovell and Mr. Mat Hall of Streamborn regarding the above subject site.

We request that you address the following technical comments, perform the proposed work, and send us the technical reports requested below.

TECHNICAL COMMENTS

- 1- **Soil and groundwater sampling-** We concur with your proposed soil and groundwater sampling locations in the vicinity of the former underground storage tank as depicted in Figure 3 of the above revised workplan.
- 2- Per our discussion, we concur with "tank excavation sampling plan" from the walls and the floor.

TECHNICAL REPORT REQUEST

Please submit the following technical reports to Alameda County Department of Environmental Health (Attention: Amir K. Gholami):

January 11, 2003 Sampling Report

Should you have any questions, please call me at 510-567-6876.



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

December 11, 2003

RO0000029

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

Subject: Fuel Leak Case # RO0000029 - 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

Alameda County Environmental Health (ACEH) staff has reviewed the "Workplan Sampling, Testing, and Backfilling of Tank Excavation Jan 21, 2003, along with "Revised workplan Soil and Groundwater Investigation" dated February 12, 2003", prepared by Mr. Doug Lovell of Streamborn Inc. Additionally, there have been several discussions with Mr. Lovell and Mr. Mat Hall of Streamborn regarding the above subject site.

We request that you address the following technical comments, perform the proposed work, and send us the technical reports requested below.

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- 2- Per our discussion, we concur with "tank excavation sampling plan" from the walls and the floor.

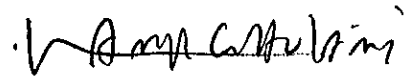
TECHNICAL REPORT REQUEST

Please submit the following technical reports to Alameda County Department of Environmental Health (Attention: Amir K. Gholami):

January 11, 2003 Sampling Report

Should you have any questions, please call me at 510-567-6876.

Sincerely,

A handwritten signature in black ink, appearing to read "Amir K. Gholami". The signature is fluid and cursive, with a prominent initial "A".

Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Douglas W. Lovell, Streamborn, 900 Santa Fe Ave., Albany, CA94706
D. Drogos, A. Gholami

R029
AMR



Terry Tamminen
Secretary for
Environmental
Protection

State Water Resources Control Board

Division of Financial Assistance

1001 I Street • Sacramento, California 95814
P.O. Box 944212 • Sacramento, California • 94244-2120
(916) 341-5714 • FAX (916) 341-5806 • www.swrcb.ca.gov/cwphome/ustcf



Arnold Schwarzenegger
Governor

DEC 10 2003

Eandi Metal Works, Inc.
976 23rd Ave
Oakland, CA 94606

7440 E 11 St

R029

Alameda County

DEC 15 2003

Environmental Health

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND), CLAIM NO. 017575, FOR SITE ADDRESS: 2440 11TH ST E, OAKLAND

The State Water Resources Control Board (State Board) is able to issue, pursuant to applicable regulations, the enclosed Letter of Commitment (LOC) in an amount not to exceed \$40,000. This LOC is based upon our review of the corrective action costs you reported to have incurred to date. The LOC may be modified by the State Board.

It is very important that you read the terms and conditions listed in the enclosed LOC. Claims filed with the Underground Storage Tank Cleanup Fund far exceed the funding available and it is very important that you make use of the funding that has been committed to your cleanup in a timely manner.

You are reminded that you must comply with all regulatory agency time schedules and requirements and you must obtain three bids for any required corrective action. Only corrective action costs *required* by the regulatory agency to protect human health, safety and the environment can be claimed for reimbursement. If you have any questions on of your costs, please call Sunil Ramdass, our Technical Reviewer assigned to claims in your Region, at (916) 341-5757. The following documents needed to submit your reimbursement request are enclosed:

"Reimbursement Request Instructions" package. **Retain this package for future reimbursement requests.** These instructions must be followed when seeking reimbursement for corrective action costs incurred after January 1, 1988. Included in the instruction package are samples of completed reimbursement request forms and spreadsheets.

"Bid Summary Sheet" to list information on bids received which **must be completed and returned.**

"Reimbursement Request" forms which you **must use to request reimbursement of costs incurred.**

"Spreadsheet" forms which you **must use in conjunction with your reimbursement request.**

"Notice of Change of Address" form if needed.

THIS IS IMPORTANT TO YOU, PLEASE NOTE:

California Environmental Protection Agency



Signature(s) on the application will be the signature(s) required for all future Fund documents.

You have 90 calendar days from the date of this letter to submit your first reimbursement request for incurred corrective action costs. **NO EXTENSIONS CAN BE GRANTED.** If you fail to do so, your LOC funds will automatically be reduced to zero (deobligated). Once this occurs, any future funds for this site are subject to availability when you submit your first reimbursement request. We continuously review the status of all active claims. You must continue to remain in compliance and submit a reimbursement request every 6 months. Failure to do so will result in the Fund taking steps to withdraw your LOC.

If you have any questions regarding the enclosed documents, please contact Toru Okamoto at (916) 341-5649.

Sincerely,



Allan V. Patton, Manager
Underground Storage Tank Cleanup Fund

Enclosures

cc: Mr. Chuck Headlee
RWQCB, Region 2
1515 Clay Street, Ste. 1400
Oakland, CA 94612

Ms. Donna Drogos
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577

RO 29 AMIR



State Water Resources Control Board



Winston H. Hickox
Secretary for
Environmental
Protection

Division of Financial Assistance
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P.O. Box 944212 • Sacramento, California • 94244-2120
(916) 341-5714 • FAX (916) 341-5806 • www.swrcb.ca.gov/cwphome/ustcf

Gray Davis
Governor

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov.

August 13, 2003

Template: (UST2_WAV.dot (Rev.11/01)); Macro: UST2Wav, Button: UST2Wav

Eandi Metal Works, Inc.
976 23rd Ave
Oakland, CA 94606

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND), NOTICE OF PERMIT WAIVER AND ELIGIBILITY DETERMINATION: CLAIM NUMBER 017575 ; FOR SITE 2440 11TH ST E, OAKLAND

Your claim has been accepted for placement on the Priority List in Priority Class "C".

We have completed our initial review. The next step in the claim review process is to conduct a compliance review.

Permit Waiver: Under the amended provisions of Section 25299.57 of the Health and Safety Code (H&SC), the State Board has granted your request for a waiver for the permit requirement as a condition for eligibility to the Fund. It is important to note that when a claimant failed to apply for or obtain the permits required pursuant to Chapter 6.7, Division 20, of the H&SC, by January 1, 1990, and the State Board grants a waiver pursuant to Section 2811(a)(2)(B) of the Underground Storage Tank Cleanup Fund Regulations, the claimant's level of financial responsibility (deductible) is twice the amount otherwise required. In this case, you will be responsible for the first \$10,000 of eligible corrective action costs before the Fund coverage begins.

Compliance Review: Staff reviews, verifies, and processes claims based on the priority and rank within a priority class. After the Board adopts the Priority List, your claim will remain on the Priority List until your Priority Class and rank are reached. At that time, staff will conduct an extensive Compliance Review at the local regulatory agency or Regional Water Quality Control Board. During this Compliance Review, staff may request additional information needed to verify eligibility. Once the Compliance Review is completed, staff will determine if the claim is valid or must be rejected. If the claim is valid, a Letter of Commitment will be issued obligating funds toward the cleanup. If staff determine that you have not complied with regulations governing site cleanup, you have not supplied necessary information or documentation, or your claim application contains a material error, the claim will be rejected. In such event, you will be issued a Notice of Intended Removal from the Priority List, informed of the basis for the proposed removal of your claim, and provided an opportunity to correct the condition that is the basis for the proposed removal. Your claim will be barred from further participation in the Fund, if the claim application contains a material error resulting from fraud or intentional or negligent misrepresentation.

Record keeping: During your cleanup project you should keep complete and well organized records of all corrective action activity and payment transactions. If you are eventually issued a Letter of Commitment, you will be required to submit: (1) copies of detailed invoices for all corrective action activity performed (including subcontractor invoices), (2) copies of canceled checks used to pay for work shown on the invoices, (3) copies of technical documents (bids, narrative work description, reports), and (4) evidence that the claimant paid for the work performed (not paid by another party). These documents are necessary for reimbursement and failure to submit them could impact the amount of reimbursement made by the Fund. ***It is not necessary to submit these documents at this time; however, they will definitely be required prior to reimbursement.***

Compliance with Corrective Action Requirements: In order to be reimbursed for your eligible costs of cleanup incurred after December 2, 1991, you must have complied with corrective action requirements of Article 11, Chapter 16, Division 3, Title 23, California Code of Regulations. Article 11 categorized the corrective action process into **phases**. In addition, Article 11 requires the responsible party to submit an **investigative**

California Environmental Protection Agency



workplan/Corrective Action Plan (CAP) before performing any work. This phasing process and the workplan/CAP requirements were intended to:

1. help the responsible party undertake the necessary corrective action in a cost-effective, efficient and timely manner;
2. enable the regulatory agency to review and approve the proposed cost-effective corrective action alternative before any corrective action work was performed; and
3. ensure the Fund will only reimburse the most cost-effective corrective action alternative required by the regulatory agency to achieve the minimum cleanup necessary to protect human health, safety and the environment.

In some limited situations *interim cleanup* will be necessary to mitigate a demonstrated immediate hazard to public health, or the environment. Program regulations allow the responsible party to undertake interim remedial action after: (1) notifying the regulatory agency of the proposed action, and; (2) complying with any requirements that the regulatory agency may set. Interim remedial action should only be proposed when necessary to mitigate an immediate demonstrated hazard. ***Implementing interim remedial action does not eliminate the requirement for a CAP and an evaluation of the most cost-effective corrective action alternative.***

Three bids and Cost Preapproval: Only corrective action costs required by the regulatory agency to protect human health, safety and the environment can be claimed for reimbursement. You must comply with all regulatory agency time schedules and requirements and you must obtain three bids for any required corrective action. Unless waived in writing, you are required to obtain preapproval of costs for all future corrective action work. ***If you do not obtain three bids or a waiver of the three bid requirement, reimbursement is not assured and costs may be rejected as ineligible.***

If you have any questions, please contact me at (916) 341-5714.

Sincerely,

Shari Knieriem
Claims Review Unit
Underground Storage Tank Cleanup Fund

cc: Ms. Donna Drogos
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



State Water Resources Control Board

Division of Financial Assistance

1001 I Street • Sacramento, California 95814
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Winston H. Hickox
Secretary for
Environmental
Protection

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.
For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov.*



Gray Davis
Governor

March 3, 2003

Eandi Metal Works, Inc.
Jeffrey M. Eandi
976 23rd Ave
Oakland, CA 94606

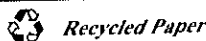
REQUEST FOR ADDITIONAL INFORMATION FOR PRE-APPROVAL OF CORRECTIVE ACTION COSTS, CLAIM NO. 017575, PA # 1 SITE ADDRESS: 2440 11TH ST E, OAKLAND, CA 94606

I have reviewed your request, received on February 11, 2003, for pre-approval of corrective action costs.

Your pre-approval request submittal is incomplete and cannot be processed at this time. The following marked items were not included in your submittal and must be submitted before Fund staff can review and determine the reasonableness and necessity of the costs. I will place these documents in your claim file for future reference.

- A minimum of three competitive bids is required for the proposed scope of work.** The proposed corrective action activity in your Pre-Approval Request requires a minimum of three competitive bids. If the prime consultant or the prime contractor identified in the Pre-Approval Request has not been selected utilizing a competitive bid process, then a minimum of three bids must be received for their services. Three bids are required for all corrective action work. However, we typically only require the project to demonstrate compliance at the soil and groundwater investigation phase and the remediation phase. At least one competitive bid process must occur at each of these two phases.
- A completed "Cost Pre-Approval Request" form; signed by the claimant or an authorized representative.** I have enclosed with this letter a copy of the "Cost Pre-Approval Request" form; please use this form in the future to request pre-approval of corrective action costs. If an authorized representative signs the pre-approval request form, then an authorized representative form must be on file for this claim or submitted with your request.
- A complete and signed copy of the proposed investigative work plan, corrective action plan, or other work plan, including copies of all work plan addenda.**

California Environmental Protection Agency



- A signed copy of the appropriate lead regulatory oversight agency approval letter for the proposed plan and all addenda.
- A complete copy of the Request for Bids (RFB) and a list of all firms invited to bid. It is strongly recommended that the RFB include a "fill-in-the-blanks" Bid Form identifying all major tasks of the proposed work along with the following minimum cost breakdown items for each task:
- ◆ List of all staff/worker classifications and hourly rates of each to be utilized.
 - ◆ The number of hours to be utilized by each staff/worker
 - ◆ Subcontractor costs
 - ◆ Equipment costs
 - ◆ Itemized listing of estimated ancillary/incidental costs
- Complete copies of all bids and other correspondence received in response to the RFB. All cost proposals should include the *completed* cost proposal breakdown, with task subtotals and a grand total cost for the entire scope of work.

If you need assistance in procuring contractor and consultant services or if you have any questions, don't hesitate to call me. I can be reached at (916) 341-5757.

Sincerely,

Sunil Ramdass

Sunil Ramdass, Water Resources Control Engineer
Technical Review Unit
Underground Storage Tank Cleanup Fund

Enclosure

cc: Ms. Donna Drogos
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



State Water Resources Control Board



Winston H. Hickox
Secretary for
Environmental
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Gray Davis
Governor

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov

Alameda County

FEB 25 2003

Eandi Metal Works, Inc.
976 23rd Ave
Oakland, CA 94606

JUN 23 2003

Environmental Health

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND), REQUEST FOR FURTHER DOCUMENTATION DURING INITIAL REVIEW: CLAIM NUMBER 017575; FOR SITE ADDRESS: 2440 11TH ST E, OAKLAND

After reviewing your claim application to the Cleanup Fund, we find that the following additional information is needed to determine your eligibility for placement on the Priority List:

- A copy of the permit to own or operate the UST from the local implementing agency dated between January 1, 1984 and January 1, 1990 (pursuant to Chapter 6.7 of the Health and Safety Code). *FYI, the copy of the permit you submitted with the application is not legible.*

If you were not subject to the permit requirement, submit documentation to confirm this claim. Situations where the permit was not required by January 1, 1990, can include: a) you removed all USTs prior to January 1, 1990; and not replaced; b) you decommissioned all USTs pursuant to the direction of the regulatory agency prior to January 1, 1984; c) you sold the property and tanks by January 1, 1990.

If you were subject to the permit requirement but failed to comply by January 1, 1990, you can request the State Board to waive the requirement as a condition for eligibility. To request a waiver, complete the enclosed "Permit Waiver Request" form and return with any additional information requested below.

- Claimant is required to have current financial responsibility documents on file. Enclosed are the Financial Responsibility forms. Please submit the original documents to the local regulatory agency and forward a copy to the Fund. If you have any questions regarding the requirements for financial responsibility, please contact Barbara Rinker of our office at (916) 341-5648.
- Submit a removal permit for all underground storage tanks listed in claim application.
- Claimant is requesting priority class "C" and must submit documentation verifying that claimant does not employ more than 500 full time or part time employees. Submit documentation supporting the number of employees (i.e., Department of Employment Development (DE6) for the last quarter.
- Submit a map drawn to scale that shows all tank locations, a north arrow and distances relative to the nearest public road.

NOTE: Failure to respond to this request within thirty (30) calendar days from the date of this letter may result in an ineligibility determination of your claim.

If you have any questions, please contact me at (916) 341-5714.

California Environmental Protection Agency





State of California
 State of Water Resources Control Board
 Division of Clean Water Programs
 P.O. Box 944212
 Sacramento, CA 94244-2120

(Instructions on reverse side)

For State Use Only

CERTIFICATION OF FINANCIAL RESPONSIBILITY FOR UNDERGROUND STORAGE TANKS CONTAINING PETROLEUM

A. I am required to demonstrate Financial Responsibility in the Required amounts as specified in Section 2807, Chapter 18, Div. 3, Title 23, CCR:

500,000 dollars per occurrence

1 million dollars per occurrence

or

AND

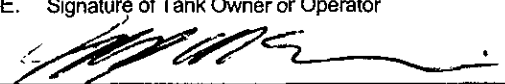
1 million dollars annual aggregate

2 million dollars annual aggregate

B. **Eandi Metal Works** hereby certifies that it is in compliance with the requirements of Section 2807,
(Name of Tank Owner or Operator)
 Article 3, Chapter 18, Division 3, Title 23, California Code of Regulations.
 The mechanisms used to demonstrate financial responsibility as required by Section 2807 are as follows:

C. Mechanism Type	Name and Address of Issuer	Mechanism Number	Coverage Amount	Coverage Period	Corrective Action	Third Party Comp
State UST Fund	State UST Cleanup Fund PO Box 944212 Sacramento CA 94244		\$995,000 per Occurrence and Annual Aggregate	State UST Cleanup Fund - continuous	YES	YES
Chief Financial Officer Letter	Eandi Metal Works 976 Twenty-Third Ave Oakland CA 94606		\$5,000 per Occurrence and Annual Aggregate	Annual	YES	YES

Note: If you are using the State Fund as any part of your demonstration of financial responsibility, your execution and submission of this certification also certifies that you are in compliance with all conditions for participation in the Fund.

D. Facility Name Eandi Metal Works	Facility Address 2440 East Eleventh Street, Oakland CA 94606
Facility Name	Facility Address
Facility Name	Facility Address
E. Signature of Tank Owner or Operator 	Date 6/14/03
Signature of Witness or Notary	Date
Name and Title of Tank Owner or Operator Eandi Metal Works, Jeffrey Eandi, President	<i>VICE</i>
Name of Witness or Notary	
<i>See attached acknowledgment</i>	<i>see attached acknowledgment</i>

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

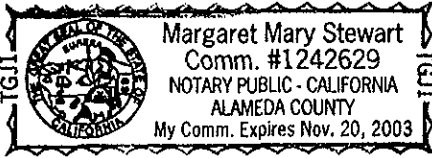
State of California

County of Alameda

On June 16, 2003 before me, Margaret Mary Stewart, Notary Public

personally appeared Jeffrey M. Eandi

personally known to me – OR – proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Margaret Mary Stewart
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Certification of Financial Responsibility

Document Date: none Number of Pages: 1

Signer(s) Other Than Named Above: None

Capacity(ies) Claimed by Signer(s)

Signer's Name: Jeffrey M Eandi

- Individual
- Corporate Officer
Title(s): Vice President
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing:
EANDI METAL WORKS INC

Signer's Name: _____

- Individual
- Corporate Officer
Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing: _____

NOTE: Effective July 1, 1995, California Small Businesses and California Businesses with 500 employees or less must demonstrate at least \$5,000, exclusive of the UST Cleanup Fund, businesses with over 500 employees must demonstrate at least \$10,000. (Chap. 6.75 H&SC, Sect. 25299.32)

The Chief Financial Officer or the owner or operator must sign, under penalty of perjury, a letter worded EXACTLY as follows or you may complete this letter by filling in the blanks with appropriate information:

LETTER FROM CHIEF FINANCIAL OFFICER

I am the Chief Financial Officer for Eandi Metal Works, 976 Twenty-Third Ave, Oakland CA 94606
(Business name, business address, and correspondence address of owner or operator)

This letter is in support of the use of the **Underground Storage Tank Cleanup Fund** to demonstrate financial responsibility for taking corrective action and/or compensating third parties for bodily injury and property damage caused by an unauthorized release of petroleum in the amount of at least \$ 5,000 per occurrence and \$ 5,000 annual aggregate coverage.
(Dollar Amount) (Dollar Amount)

Underground storage tanks at the following facilities are assured by this letter:

Eandi Metal Works, 2440 East Eleventh Street, Oakland CA
(Name and address of each facility for which financial responsibility is being demonstrated.)

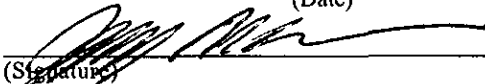
- 1. Amount of annual aggregate coverage being assured by this letter..... \$ 5,000
- 2. Total tangible assets..... \$ 2,003,000
- 3. Total liabilities..... \$ 500,000
- 4. Tangible net worth (subtract line 3 from line 2. Line 4 must be at least 10 times line 1)..... \$ 1,503,000

I hereby certify that the wording of this letter is identical to the wording specified in subsection 2808.1(d)(1), Chapter 18, Division 3, Title 23 of the California Code of Regulations.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed at Oakland CA
(Place of Execution)

On 4/14/03
(Date)


(Signature)

Jeffrey Eandi
(Printed Name)

President
(Title)

Alameda County

JUN 23 2003

Environmental Health

R E C E I V E D

JUN 4 2003

EANDI METAL WORKS

2029
Alan R.



State Water Resources Control Board



Gray Davis
Governor

Winston H. Hickox
Secretary for
Environmental
Protection

Division of Financial Assistance

1001 I Street • Sacramento, California 95814
P.O. Box 944212 • Sacramento, California • 94244-2120
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The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov.

FEB 25 2003

Eandi Metal Works, Inc.
976 23rd Ave
Oakland, CA 94606

FEB 28 2003

Alameda County
Environmental Health

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND), REQUEST FOR FURTHER DOCUMENTATION DURING INITIAL REVIEW: CLAIM NUMBER 017575; FOR SITE ADDRESS: 2440 11TH ST E, OAKLAND

After reviewing your claim application to the Cleanup Fund, we find that the following additional information is needed to determine your eligibility for placement on the Priority List:

- ❑ A copy of the permit to own or operate the UST from the local implementing agency dated between January 1, 1984 and January 1, 1990 (pursuant to Chapter 6.7 of the Health and Safety Code). *FYI, the copy of the permit you submitted with the application is not legible.*

If you were not subject to the permit requirement, submit documentation to confirm this claim. Situations where the permit was not required by January 1, 1990, can include: a) you removed all USTs prior to January 1, 1990; and not replaced; b) you decommissioned all USTs pursuant to the direction of the regulatory agency prior to January 1, 1984; c) you sold the property and tanks by January 1, 1990.

If you were subject to the permit requirement but failed to comply by January 1, 1990, you can request the State Board to waive the requirement as a condition for eligibility. To request a waiver, complete the enclosed "Permit Waiver Request" form and return with any additional information requested below.

- ❑ Claimant is required to have current financial responsibility documents on file. Enclosed are the Financial Responsibility forms. Please submit the original documents to the local regulatory agency and forward a copy to the Fund. If you have any questions regarding the requirements for financial responsibility, please contact Barbara Rinker of our office at (916) 341-5648.
- ❑ Submit a removal permit for all underground storage tanks listed in claim application.
- ❑ Claimant is requesting priority class "C" and must submit documentation verifying that claimant does not employ more than 500 full time or part time employees. Submit documentation supporting the number of employees (i.e., Department of Employment Development (DE6) for the last quarter.
- ❑ Submit a map drawn to scale that shows all tank locations, a north arrow and distances relative to the nearest public road.

NOTE: Failure to respond to this request within thirty (30) calendar days from the date of this letter may result in an ineligibility determination of your claim.

If you have any questions, please contact me at (916) 341-5714.

California Environmental Protection Agency



Eandi Metal Works, Inc.

-2-

Sincerely,

ORIGINAL SIGNED BY

Shari Knieriem
Claims Review Unit
Underground Storage Tank Cleanup Fund

cc: Mr. Steve Morse
RWQCB, Region 2
1515 Clay Street, Ste. 1400
Oakland, CA 94612

Ms. Donna Drogos
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



JUN 14 2002

2029
AMIK

Amir K. Gholami
Alameda County Environmental Health
1131 Harbor Bay Parkway, Suite 250
Alameda CA 94502-6577

12 June 2002

Project No. P279

Submittal of Technical Information
Eandi Metal Works Facility
976 Twenty Third Avenue
Oakland CA

Dear Mr. Gholami:

This letter is in response to our recent telephone conversation regarding the subject underground tank release site.

You indicated that you had previously requested MtBE analyses for the monitoring wells. We have enclosed the most recent monitoring report, dated 15 March 2002, that summarizes the MtBE analyses. You will note that the three wells have been analyzed for MtBE on four occasions (each). All results have been nondetect except for the measurement of 670 $\mu\text{g/L}$ in MW-2 on 25 January 1996.

You indicated that you had previously requested information regarding two other underground tanks that were removed by Eandi Metal Works. We have enclosed correspondence from Barney M. Chan of your office, dated 14 October 1992, that indicates clean closures were performed for the two other tanks. Please let us know if you require further information.

As conveyed to you on the telephone, Eandi Metal Works intends to make application with the USTCF for investigation and remediation of releases from the former 1,000-gallon underground tank at 976 Twenty Third Avenue. Certain paperwork needs to be filed before a cost pre-approval can be secured from the USTCF. Upon securing a cost pre-approval, we will prepare an investigation workplan for your review.

Also as conveyed to you on the telephone, the excavation for removal of the former 1,000-gallon underground tank has not been backfilled. A separate cost pre-approval request will be filed with the USTCF for backfilling the excavation. Upon securing the cost pre-approval, we will prepare a letter that describes the proposed soil sampling and backfilling operations for your review.

If you have any questions or comments, please call.

Sincerely,

STREAMBORN

Douglas W. Lovell, PE
Geoenvironmental Engineer

Attachments

cc Jeffrey Eandi/Eandi Metal Works, Oakland CA (no attachments)
Donna Drogos/Alameda County Environmental Health, Alameda CA (no attachments)

7029

May 30, 2002

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

Notice of Violation

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

This office sent you a letter dated June 27, 2001, reminding you of your legal obligations regarding the clean up issues at the above referenced site. The letter required you to comply with your legal obligations by July 27, 2001. However, to this date there has been no response from you regarding this issue. At this time, pursuant to Section 2721 et seq. of Article 11, Title 23, California Code of Regulations, you are hereby requested to develop a Corrective Action Plan (CAP) for further investigation of this site, and to identify and evaluate all feasible alternatives for cleanup of soil and groundwater, both on- and off-site, caused by the unauthorized release of petroleum products.

As you are aware, the last event included your letter dated June 21, 2001 along with Monitoring Well Sampling Results dated June 14, 2001 submitted by your consultant, Mr. Gary Goodemote of Kleinfelder, Inc. regarding the above referenced site. Per above report the concentrations of constituents within MW-3, the most contaminated well, was noted at 37ppb, 50ppb, and 7.7ppb for Benzene, TPH-g, and Total Lead respectively. The MTBE was not analyzed within any of the wells. However, the last analysis on MTBE was detected at <250ppb within MW-1 in 4/25/96.

Additionally, per my discussion with your new consultant, Mr. Douglas Lovell of Streamborn Inc., all three, rather than just one, underground storage tanks (USTs) were removed. To my knowledge there were two other USTs, which were not removed. If you have removed the remaining USTs, please submit UST closure package along with other necessary document. I understand that the UST with unauthorized release is located at 2440 East 11th Street.

Per my discussion with Mr. Lovell of Streamborn Inc. you must submit a workplan to delineate the horizontal and vertical extent of the plume. You may include a plan for sampling of the excavated UST area as well. Once the confirmatory samples of the walls and floor of the excavated area indicate "non-detect" analysis for all the constituents including BTEX, TPHg, TPHd, and MTBE, you may fill the excavation with clean soil. However, if the excavation indicates contaminated areas to be still in place, you should remove the contaminated soil to the maximum extent possible. Furthermore, there was some concern regarding possible

Floating products at one time, which must be addressed as well.

The above-required workplan must be received no later than June 30th, 2002.

Should you have any questions, please do not hesitate to call me at (510) 567-6876.

Sincerely,

Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Mr. Douglas Lovell, Streamborn Inc. PO Box 8330, Berkley, CA 94707

P029

June 27, 2001

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

I have received and reviewed your letter dated June 21, 2001 along with Monitoring Well Sampling Results dated June 14 2001 submitted by your consultant, Mr. Gary Goodemote of Kleinfelder, Inc. regarding the above referenced site. There were some other attachments along with the above documents as well.

Per above report the concentrations of constituents within MW-3, the most contaminated well, was noted at 37ppb, 50ppb, and 7.7ppb for Benzene, TPH-g, and Total Lead respectively. The MTBE was not analyzed within any of the wells. However, the last analysis on MTBE was detected at <250ppb within MW-1 in 4/25/96. Please use microgram per Liter or PPB unit for the constituents within groundwater.

Furthermore, I understand that only one of the three underground storage tanks removed, indicated unauthorized release, which is located at 2440 East 11th Street.

Having discussed this case with you I further looked up the values in Table D of RWQCB guidelines and noted that Benzene, TPH-g, and Total Lead concentrations exceed what is "allowed" in this guideline.

In order to proceed toward closure, you might perform a risk assessment, which allows for higher RBSL, more specific to your site. In general, you may consider the following, with evidence, when planning to proceed toward closure of your site.

1. Has the site been adequately investigated?
2. Has source been removed?
3. Is floating products removed to the extent practicable?
4. Do you have a stable and or decreasing plume?
5. Are there any current and or future public health threat?
6. Are there any current and or future ecological threat?
7. Are there any current or future water sources threat?
8. Has risk management plan (RMP) been performed?

Please recall that one of the requirements is to adequately define soil and groundwater plume at your site (the first item above). Please submit a workplan to address the above.

Please respond to the above by July 27, 2001.

If you have any questions, please call me at (510) 567-6876.

Sincerely,

Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Files

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

June 27, 2001

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

I have received and reviewed your letter dated June 21, 2001 along with Monitoring Well Sampling Results dated June 14, 2001 submitted by your consultant, Mr. Gary Goodemote of Kleinfelder, Inc. regarding the above referenced site. There were some other attachments along with the above documents as well.

Per above report the concentrations of constituents within MW-3, the most contaminated well, was noted at 37ppb, 50ppb, and 7.7ppb for Benzene, TPH-g, and Total Lead respectively. The MTBE was not analyzed within any of the wells. However, the last analysis on MTBE was detected at <250ppb within MW-1 in 4/25/96. Please use microgram per Liter or PPB unit for the constituents within groundwater.

Furthermore, I understand that only one of the three underground storage tanks removed, indicated unauthorized release, which is located at 2440 East 11th Street.

Having discussed this case with you I further looked up the values in Table D of RWQCB guidelines and noted that Benzene, TPH-g, and Total Lead concentrations exceed what is "allowed" in this guideline.

In order to proceed toward closure, you might perform a risk assessment, which allows for higher RBSL, more specific to your site. In general, you may consider the following, with evidence, when planning to proceed toward closure of your site.

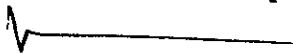
1. Has the site been adequately investigated?
2. Has source been removed?
3. Is floating products removed to the extent practicable?
4. Do you have a stable and or decreasing plume?
5. Are there any current and or future public health threat?
6. Are there any current and or future ecological threat?
7. Are there any current or future water sources threat?
8. Has risk management plan (RMP) been performed?

Please recall that one of the requirements is to adequately define soil and groundwater plume at your site (the first item above). Please submit a workplan to address the above.

Please respond to the above by July 27, 2001.

If you have any questions, please call me at (510) 567-6876.

Sincerely,



Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Files

PHONE: 510/532-8311
FAX: 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

SINCE 1928



OAKLAND, CALIFORNIA 94606

STATE CONTR. LIC. #182105

FAX TRANSMITTAL SHEET

DATE:

5/24/01

TO:

AMIR K. GHOLAMI

COMPANY:

RE:

FAX #:

337 9335

PAGES:

2

FROM:

JEFFREY M. EANDI

If you do not receive all of the pages noted above, please call (510) 532-8311 as soon as possible.

Message:

PHONE: 510/532-8311
FAX: 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

SINCE 1928



OAKLAND, CALIFORNIA 94606

STATE CONTR. LIC. #182105

May 23, 2001
Alameda County Environmental Health Services
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Attention: Amir K. Gholami

Re: Property at 976 23 rd Ave, Oakland, CA 94606

Dear Mr. Gholami:

I have received your letter dated April 24, 2001. I fully intend to answer your request in detail. But, I request an additional 30 days to do so, as I have been battling some personal health issues which has included some hospital time. I am also requesting proposals from consultants regarding this project. I thank you for your consideration of this request and I will contact you before June 23, 2001.

Sincerely

A handwritten signature in black ink, appearing to read 'Jeffrey M. Eandi'. The signature is fluid and cursive, with a long horizontal stroke at the end.

Jeffrey M. Eandi

2029

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

5/23/01?

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

I am in receipt of faxed copy of document dated May 23, 2001. I understand that you have requested an extension for compliance request made earlier by this office. You may extend the submittal of the requested document by June 23rd, 2001 per your request. As you are aware there were several items, which you needed to respond to including:

1. The area by East 11th Street represents the most contaminated area at the above referenced site compared to the other two areas at the above referenced site.
2. There is no evidence that any quarterly monitoring report has been submitted since February 18, 1997. Please inform me whether there is any more report past this date and whether you have been directed to stop monitoring as required since I do not find evidence of such direction in the files
3. Mr. Daniel T. Henninger of AGI Technologies had indicated that the above referenced site should be categorized as low risk and further recommends passive remediation rather than active remediation for follow up work. I would like to remind that the existing plume at this site must be properly delineated prior to actual closure considerations. Additionally, he had indicated that the existing plume is stable and or decreasing due to natural degradation. You need to have more continuous monitoring in order to draw such conclusion. However, he proposes installment of additional monitoring well(s) to assess the situation, which I concur with.
4. Background lead needs to be further investigated
5. I have a copy of your letter dated September 8, 1997 indicating "proposed workplan

scope" as well as a letter by this office dated January 6, 1998 in response to your proposal. Please inform me as to whether you have implemented this workplan and addressed the response letter from this office yet.

6. As you are aware I concur with the work proposed as indicated in the report indicated above by Mr. Daniel T. Henninger of AGI Technologies. However, you additionally delineate the plume properly as indicated earlier above.

Please respond to the above items by June 23rd, 2001.

Should you have any questions, please call me at (510) 567-6876.

Sincerely,

Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Files

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

April 24, 2001

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

I am in receipt of faxed copy of document dated May 23, 2001. I understand that you have requested an extension for compliance request made earlier by this office. You may extend the submittal of the requested document by June 23rd, 2001 per your request. As you are aware there were several items, which you needed to respond to including:

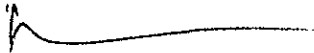
1. The area by East 11th Street represents the most contaminated area at the above referenced site compared to the other two areas at the above referenced site.
2. There is no evidence that any quarterly monitoring report has been submitted since February 18, 1997. Please inform me whether there is any more report past this date and whether you have been directed to stop monitoring as required since I do not find evidence of such direction in the files
3. Mr. Daniel T. Henninger of AGI Technologies had indicated that the above referenced site should be categorized as low risk and further recommends passive remediation rather than active remediation for follow up work. I would like to remind that the existing plume at this site must be properly delineated prior to actual closure considerations. Additionally, he had indicated that the existing plume is stable and or decreasing due to natural degradation. You need to have more continuous monitoring in order to draw such conclusion. However, he proposes installment of additional monitoring well(s) to assess the situation, which I concur with.
4. Background lead needs to be further investigated

5. I have a copy of your letter dated September 8, 1997 indicating "proposed workplan scope" as well as a letter by this office dated January 6, 1998 in response to your proposal. Please inform me as to whether you have implemented this workplan and addressed the response letter from this office yet.
6. As you are aware I concur with the work proposed as indicated in the report indicated above by Mr. Daniel T. Henninger of AGI Technologies. However, you additionally delineate the plume properly as indicated earlier above.

Please respond to the above items by June 23rd, 2001.

Should you have any questions, please call me at (510) 567-6876.

Sincerely,



Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Files

2029

April 23, 2001

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: Property at 976 23rd Avenue, Oakland, CA 94606

Dear Mr. Eandi:

This office has assigned me to review the above referenced site. After a review of the case, several items have come to my attention. Please address the following:

- This office is not in possession of any quarterly monitoring report since the report dated February 18, 1997 with the exception of a letter by this office indicated below. Please inform me whether there is any more report past this date and whether you have been directed to stop monitoring as required since I do not find evidence of such direction in the files.
- I understand that there are three locations at the above referenced site, which contained underground storage tank and that the area by East 11th Street has been the most contaminated area at the above referenced site.
- Your consultant, Mr. Daniel T. Henninger of AGI Technologies, emphasizes that the above referenced site should be categorized as low risk and further recommends passive remediation rather than active remediation for follow up work. However, the existing plume at this site must be properly delineated. Furthermore Mr. Henninger defines the existing plume as stable and or decreasing due to natural degradation. I believe you need more continuous monitoring to be able to conclude the stability status of the plume. However, he proposes installment of additional monitoring well(s) to assess the situation, which I concur with.
- The question of background lead need to be further investigated as well.
- I have a copy of your letter dated September 8, 1997 indicating "proposed workplan scope" as well as a letter by this office dated January 6, 1998 in response to your proposal. Please inform me as to whether you have implemented this workplan and addressed the response letter from this office yet.
- Please inform me whether Mr. Henninger still represents you. I concur with the work

proposed as indicated in the report indicated above by Mr. Daniel T. Henninger of AGI Technologies. However, you additionally delineate the plume properly as indicated above.

Please respond to the above items within 30 days from the date of this letter. This is a formal request for technical information and hence any delays should be requested in writing.

If you have any questions, please call me at (510) 567-6876.

Sincerely,

Amir K. Gholami, REHS
Hazardous Materials Specialist

C: Mr. Daniel T. Henninger, AGI Technologies, 300 120th Ave., N.E. Building 4,
Bellevue, Washington, 98005
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



October 20, 1999

STID 34

Mr. Jeffrey Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: Property at 976 23rd Avenue, Oakland, CA 94606

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

LANDOWNER NOTIFICATION AND PARTICIPATION REQUIREMENTS

Dear Mr. Eandi:

This letter is to inform you of new legislative requirements pertaining to cleanup and closure of sites where an unauthorized release of hazardous substance, including petroleum, has occurred from an underground storage tank (UST). Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code requires the primary or active responsible party to notify all current record owners of fee title to the site of: 1) a site cleanup proposal, 2) a site closure proposal, 3) a local agency intention to make a determination that no further action is required, and 4) a local agency intention to issue a closure letter. Section 25297.15(b) requires the local agency to take all reasonable steps to accommodate responsible landowners' participation in the cleanup or site closure process and to consider their input and recommendations.

For purposes of implementing these sections, you have been identified as the primary or active responsible party. Please provide to this agency, within twenty (20) calendar days of receipt of this notice, a complete mailing list of all current record owners of fee title to the site. You may use the enclosed "list of landowners" form (sample letter 2) as a template to comply with this requirement. If the list of current record owners of fee title to the site changes, you must notify the local agency of the change within 20 calendar days from when you are notified of the change.

If you are the sole landowner, please indicate that on the landowner list form. The following notice requirements do not apply to responsible parties who are the sole landowner for the site.

LANDOWNER NOTIFICATION

Re: 976 23rd Avenue, Oakland

October 20, 1999

Page 2 of 2

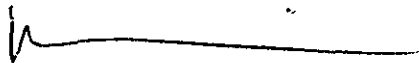
In accordance with Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code, you must certify to the local agency that all current record owners of fee title to the site have been informed of the proposed action before the local agency may do any of the following:

- 1) consider a cleanup proposal (corrective action plan)
- 2) consider a site closure proposal
- 3) make a determination that no further action is required
- 4) issue a closure letter

You may use the enclosed "notice of proposed action" form (sample letter 3) as a template to comply with this requirement. Before approving a cleanup proposal or site closure proposal, determining that no further action is required, or issuing a closure letter, the local agency will take all reasonable steps necessary to accommodate responsible landowner participation in the cleanup and site closure process and will consider all input and recommendations from any responsible landowner.

Please call me at (510) 567-6876 if you have any questions about the content of this letter.

Sincerely,



✓ Amir K. Gholami, REHS
Hazardous Materials Specialist

cc: Chuck Headlee, RWQCB

Attachments: Sample letter 2 and Sample letter 3, which must be filled out by the Responsible Party and mailed to Alameda County.

Alameda County Health care Services Agency
Environmental Health Services
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

**"List of Landowners" form
(Sample Letter 2)**

**SUBJECT: CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR (Site
name and address)
(to be filled in by the primary responsible party and mailed to
Alameda County)**

(Note: Fill out item 1 if there are multiple site landowners. If
you are the sole site landowner, skip item 1 and fill out item 2)

1. In accordance with section 25297.15(a) of Chapter 6.7 of
the Health & Safety Code, I, (name of primary responsible
party), **certify that the following is a complete list of
current record fee title owners** and their mailing addresses
for the above site:

2. In accordance with section 25297.15(a) of Chapter 6.7 of
the Health & Safety Code, I, (name of primary responsible
party), **certify that I am the sole landowner for the above
site.**

Sincerely,

Signature of primary responsible party

Name of primary responsible party

Alameda County Health care Services Agency
Environmental Health Services
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

**"Notice of Proposed Action" form
(Sample Letter 3)**

SUBJECT: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY FOR
(site name and address)
**(to be filled in by the primary responsible party and mailed to
Alameda county)**

In accordance with section 25297,15(a) of Chapter 6.7 of the
Health & Safety Code, I, (name of primary responsible party),
certify that I have notified all responsible landowners of the
enclosed proposed action. Check space for applicable proposed
action(s):

- cleanup proposal (corrective action plan)
- site closure proposal
- local agency intention to make a determination that no
further action is required
- local agency intention to issue a closure letter

Sincerely,

Signature of primary responsible party

Name of primary responsible party

cc: Names and addresses of all record fee title owners

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



January 6, 1998

Jeffery Eandi
Eandi Metal Works
976 23rd Ave.
Oakland, CA 94606

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

Dear Jeffery Eandi:

This office has received and reviewed a "Proposed Scope of Work" dated September 8, 1997 and written by you. The following are comments concerning this proposal:

1. The concept in numbers 1 through 4 is acceptable for remediating the hydrocarbon contamination which is found in the monitoring wells.
2. There is no reference to further investigation of the groundwater contamination in the downgradient direction. At this point it is not known how much contamination is in that direction. Without some type of information no conclusions can be drawn relating to risk for the site. This is especially true when it is considered that there are two residential properties in close proximity to this shallow plume.
3. Reference is made in the last report by AGI (February 18, 1997) that monitoring anywhere in the vicinity of 23rd Ave. or E. 11th St. is not very feasible. There seems to be an island by Calcot Place that is only the same distance downgradient of MW-3 that MW-3 is from MW-1. An important point to remember here is that MW-3, the most downgradient well is also the most contaminated well. Any additional information can give be useful for delineating the plume.

Please contact me at (510) 567-6782 if you have any questions regarding this letter.

Sincerely,

Thomas Peacock, Manager

c: LeRoy Griffin, City of Oakland Hazardous Materials
Dick Pantages, Chief - Files

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR. LIC. #182105

September 8, 1997

Mr. Thomas F. Peacock
Division of Environmental Services
Alameda County, Health Care Services Agency
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Dear Mr. Peacock.

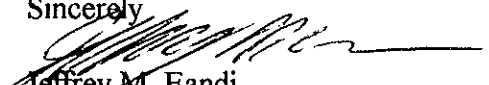
From the beginning of this project, it has always been our goal, to satisfy the requirements of ACHCSA and/or RWQCB and obtain closure for this site as efficiently as possible. To that end, in response to your letter dated June 25, 1997, I requested proposals from various consultants since my contract with Kleinfelder/AGI has ended. Through analysis of those proposals, I have put together the following scope of work that most closely matches our perception of the situation. Our proposed scope takes into account the levels of contamination, the fluctuation of the water table, the history and zoning of the site and the fact that our source of contamination has long been removed. It is clear however, that to achieve our goal of site closure, we must satisfy your concerns as regards the public health. Please review the following scope and return your comments to me so that I can then hire the appropriate consultant.

PROPOSED WORK SCOPE

- 1) Immediately proceed with the first of four quarterly monitoring events.
- 2) Consultant will perform a historical records review to determine if there are any off site subsurface impacts.
- 3) Passive remediation by introduction of magnesium peroxide, an oxygen release compound into two of the three wells to stimulate growth of microbial populations that will consume and metabolically decompose the hydrocarbons present. This converts these two up-gradient wells to treatment wells.
- 4) Dissolved oxygen testing will then be added to the quarterly ground monitoring program.

We hope that this proposed scope can satisfy you and that we can move forward toward site closure. I would be glad to meet with you to answer any questions that you might have.

Sincerely


Jeffrey M. Eandi

Vice President, Eandi Metal Works

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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

June 25, 1997
STID 0034

Jeffery Eandi
Eandi Metal Works
976 23rd Ave.
Oakland, CA 94606

Re: 976 23rd Ave., Oakland, CA 94606

Dear Jeffery Eandi:

This office has reviewed two Quarterly Groundwater Monitoring Reports, dated May 22, 1996 and February 18, 1997 by AGI Technologies. The groundwater sampling showed that there is still significant contamination in MW3, the most downgradient well, which has shown an increase in benzene followed by a slight decline .

Page 5 and 6 of the last report presented a case for determining risk. Since the most contaminated well is downgradient it is very difficult to say the plume is defined. A simple geoprobe or other means of one time sampling could establish this. The one day operation could be done farther out on E. 11th St. or 23rd Ave. and answer the question of plume definition. If defined, possibly lookup tables or a tier II risk assessment could be looked at. These options should be explored so that you can get site closure.

This office looked at wells at over 250 feet from your site and found none. Further quarterly monitoring well analysis is warranted to show any potential for stability or contaminant decline. This is especially important since all three wells have contamination and all three have levels of benzene.

You are directed to submit a plan to further delineate the extent of soil and groundwater contamination at the above site within 60 days of this notice.

Eandi Metal Works

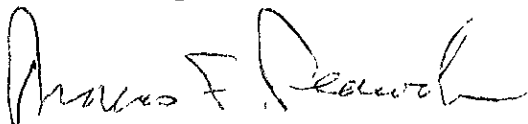
STID 0034

June 25, 1997

Page 2 of 2

If you have any questions call this office at (510) 567-6782.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas F. Peacock". The signature is fluid and cursive, with a large initial "T" and "P".

Thomas F. Peacock, Manager
Division of Environmental Protection

c: Gordon Coleman, Chief - files
David Ashcom, AGI Technologies, 300 120th Ave. NE, Building
4, Bellevue, WA 98005
Files

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR. LIC. #182105

TRANSMITTAL

May 21, 1997

TO: Mr. Thomas Peacock
Supervising HMS
Alameda County Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm 250
Alameda, CA 94502-6577

FROM:

Jeffrey M. Eandi, Vice President Eandi Metal Works, Inc.
Roger and Loretta Eandi, Property Owners (976 23rd Ave & 1440 E. 11th St. Oak.)

Hereby transmit the following:

One copy each of;

QUARTERLY GROUNDWATER MONITORING
FOURTH EVENT, APRIL 1996
EANDI METAL WORKS
OAKLAND, CA

Report includes recommendations for site closure.

The delay in submittal is due to a conflict between EMW and AGI that has now been resolved.

QUARTERLY GROUNDWATER MONITORING
THIRD EVENT, JANUARY 1996

and

QUARTERLY GROUNDWATER MONITORING
SECOND EVENT, OCTOBER 1995

Reports Prepared By:

AGI Technologies
300 120th Avenue N. E.
Building 4
Bellevue, Washington 98005


Jeffrey M. Eandi

PHONE: 510/532-8311
FAX: 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR. LIC. #182105

510 34

FAX TRANSMITTAL

DATE: 5-8-97
RE: UST REPORTS
TOTAL # OF PAGES: 6

To: THOMAS PEACOCK
Company: ACEH EPD
Fax: 337 9335
From: JEFF EANDI

IF YOU DO NOT RECEIVE THE CORRECT NUMBER OF PAGES, PLEASE CALL
510.532-8311 AS SOON AS POSSIBLE.

MESSAGE:.. COPY OF LATEST TRANSMITTAL & COPY OF
THE COVER OF ALL 4 REPORTS. IF YOU CAN'T
FIND THEM LET ME KNOW. THANK YOU

PHONE: 510/532-8311
FAX: 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR. LIC #182105

TRANSMITTAL

February 27, 1997

TO: Mr. Thomas Peacock
Supervising HMS
Alameda County Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm 250
Alameda, CA 94502-6577

FROM:
Jeffrey M. Eandi, Vice President Eandi Metal Works, Inc.
Roger and Loretta Eandi, Property Owners (976 23rd Ave & 1440 E. 11th St. Oak)

Hereby transmit the following:

Two (2) copies of,
QUARTERLY GROUNDWATER MONITORING
FOURTH EVENT, APRIL 1996
EANDI METAL WORKS
OAKLAND, CA
Report includes recommendations for site closure.

The delay in submittal is due to a conflict between EMW and AGI that has now been resolved

Report Prepared By:
AGI Technologies
300 120th Avenue N. E.
Building 4
Bellevue, Washington 98005


Jeffrey M. Eandi

AGI

TECHNOLOGIES

Monitoring Well Installations and Quarterly Groundwater Monitoring Eandi Metal Works Oakland, California

September 25, 1995

Prepared for :

Eandi Metal Works
976 23rd Avenue
Oakland, California 94606

AGI Project No. 15,876.001.04

AGI

TECHNOLOGIES

**Quarterly Groundwater Monitoring
Second Event, October 1995
Eandi Metal Works
Oakland, California**

March 11, 1996

Prepared For :

Eandi Metal Works
976 23rd Avenue
Oakland, California 94606

AGI Project No. 15,876.001

AGI

TECHNOLOGIES

**Quarterly Groundwater Monitoring
Third Event, January 1996
Eandi Metal Works
Oakland, California**

May 22, 1996

Prepared For :

**Eandi Metal Works
976 23rd Avenue
Oakland, California 94606**

AGI Project No. 15,876.001

AGI

TECHNOLOGIES

**Quarterly Groundwater Monitoring
Fourth Event, April 1996
Eandi Metal Works
Oakland, California**

February 18, 1997

Prepared For :

Eandi Metal Works
976 23rd Avenue
Oakland, California 94606

AGI Project No. 15,876.001

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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

April 21, 1997
STID 0034

Jeffery Eandi
Eandi Metal Works
976 23rd Ave.
Oakland, CA 94606

Re: 976 23rd Ave., Oakland, CA 94606

Dear Jeffery Eandi:

This office has reviewed a Quarterly Groundwater Monitoring Report, dated March 11, 1996 by AGI Technologies. The groundwater sampling showed that there is significant contamination in MW3, the most downgradient well, having 600 ppb of benzene.

In a letter from this office dated November 13, 1995 you were requested to present a plan to further delineate the extent of soil and groundwater contamination at the above site. This is especially needed because it is the most downgradient well with the most contamination, so that the plume is not defined.

Further, you were requested to adhere to a quarterly schedule of groundwater monitoring. Since March 11, 1996 this office has received no reports concerning the three wells at the site and it has been almost a year. The levels of contamination in the three wells over two quarters seem to be declining. It would seem that, if this is a trend, that you would want to demonstrate that this trend is continuing as it is a good basis to eventually obtain site closure.

You are directed to monitor the wells and submit a report within 30 days of this letter.

You are directed to submit a plan to further delineate the extent of soil and groundwater contamination at the above site within 60 days of this notice.

Eandi Metal Works

STID 0034

April 21, 1997

Page 2 of 2

If you have any questions call this office at (510) 567-6782.

Sincerely,



Thomas F. Peacock, Manager
Division of Environmental Protection

c: Gordon Coleman, Chief - files
Larry Blazer, Alameda County District Attorney's Office
John Adams, AGI Technologies, 300 120th Ave. NE, Building 4,
Bellevue, WA 98005

PHONE 510/532-8311
FAX 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

OAKLAND, CALIFORNIA 94606

SINCE 1928



STATE CONTR LIC #182105

TRANSMITTAL

To: Mr. Thomas Peacock
Supervising HMS
Alameda County Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm. 250
Alameda, CA 94502-6577

From:

Jeffrey M. Eandi, Vice President Eandi Metal Works, Inc.
Roger and Loretta Eandi, Property Owners (976 23rd ave & 1440 E. 11th St. Oak.)

Hereby transmit the following;

Two (2) copies of
QUARTERLY GROUND WATER MONITORING
SECOND EVENT, OCTOBER 1995
EANDI METAL WORKS
OAKLAND, CALIFORNIA

Prepared by:

AGI Technologies
300 120th Avenue N.E.
Building 4
Bellevue, Washington 98005
(209) 453-8383


Jeffrey M. Eandi

ENVIRONMENTAL
PROTECTION
96 MAY 17 AM 8:56

PHONE: 510/532-8311
FAX: 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

SINCE 1928



OAKLAND, CALIFORNIA 94606

STATE CONTR. LIC. #182105

ST 1034

TRANSMITTAL

February 27, 1997

TO: Mr. Thomas Peacock
Supervising HMS
Alameda County Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm 250
Alameda, CA 94502-6577

97 FEB 27 PM 3:00
ENVIRONMENTAL
PROTECTION

FROM:

Jeffrey M. Eandi, Vice President Eandi Metal Works, Inc.
Roger and Loretta Eandi, Property Owners (976 23rd Ave & 1440 E. 11th St. Oak.)

Hereby transmit the following:

Two (2) copies of,
QUARTERLY GROUNDWATER MONITORING
FOURTH EVENT, APRIL 1996
EANDI METAL WORKS
OAKLAND, CA
Report includes recommendations for site closure.

The delay in submittal is due to a conflict between EMW and AGI that has now been resolved.

Report Prepared By:

AGI Technologies
300 120th Avenue N. E.
Building 4
Bellevue, Washington 98005

Jeffrey M. Eandi

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621
(510) 271-4320

STID 0034

November 13, 1995

Jeffery Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: 976 23RD AVENUE, OAKLAND CA 94606

Dear Mr. Eandi,

This office recently completed a review of the case file for the above referenced Oakland site up to and including the AGI Technologies (AGI) "Monitoring Well Installations and Quarterly Groundwater Monitoring" dated September 25, 1995.

As documented in the September 25, 1995 AGI Technologies report, laboratory analysis of the groundwater samples collected from the three (3) monitoring wells (MW1, MW2 and MW3) have detected elevated levels of total petroleum hydrocarbons as gasoline (TPHg) and BTEX. Maximum concentrations of benzene-1.2 ppm in MW3, toluene-2.0 ppm in MW1, ethyl benzene-1.0 ppm in MW3, and total xylenes-5.3 ppm in MW1, were detected in groundwater samples collected from the three newly installed monitoring wells.

Please be advised that the extent of the contamination has not been adequately defined, and that additional wells may be requested by this office to sufficiently define the area of soil and groundwater contamination both on-site and off-site..

At this time please adhere to a **quarterly** schedule of well sampling, monitoring, and report submittal as referenced in Title 23, California Code of Regulations (CCR) section 2652(d). Sample analytes shall continue to be total petroleum hydrocarbons as gasoline (TPHg), MTBE and the aromatic hydrocarbons benzene, toluene, ethyl benzene and total xylene isomers (BTEX).

Sampling of monitoring wells MW1, MW2 and MW3 should continue until four consecutive sampling events have documented acceptable levels of chemicals in groundwater samples collected from the three monitoring wells. After the documentation of the next (fourth quarter-1995) quarter of groundwater reporting, ACHCSA will re-evaluate the site to determine whether additional investigations/remediations are warranted for this site.

Jeffery Eandi
RE: 976 23rd Avenue, Oakland
November 13, 1995
Page 2 of 2

Sincerely,

A handwritten signature in cursive script, reading "Dale Klettke", with a long horizontal line extending to the right.

Dale Klettke, CHMM
Hazardous Materials Specialist

c: William Henry, AGI Technologies, 827 Broadway, Suite 210, Oakland CA 94607
Gil Jensen, Alameda County District Attorneys Office
Tom Peacock--files

034lsmp.dkt

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

Alameda County
Environmental Protection Division
1131 Harbor Bay Parkway, Room 250
Alameda CA 94502-6577
(510) 567-6700

STID 0034

November 13, 1995

Jeffery Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, CA 94606

RE: 976 23RD AVENUE, OAKLAND CA 94606

Dear Mr. Eandi,

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Jeffery Eandi
RE: 976 23rd Avenue, Oakland
November 13, 1995
Page 2 of 2

Sincerely,

A handwritten signature in cursive script that reads "Dale Klettke". The signature is written in black ink and has a long horizontal flourish extending to the right.

Dale Klettke, CHMM
Hazardous Materials Specialist

c: ^{WPP} William Henry, AGI Technologies, 827 Broadway, Suite 210, Oakland CA 94607
Gil Jensen, Alameda County District Attorneys Office
Tom Peacock--files

034lsmp.dkt

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700

Mr. Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

Roger Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

RE: Legal Request for Submittal of a Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of May 30, 1995.

Dear Sirs:

It has been brought to my attention by Regional Board staff that a condition of soil and ground water pollution exists on your property at 976 - 23rd Ave., Oakland CA 94606, from an underground storage tank release. The Alameda County Department of Environmental Health (ACDEH) staff have requested technical reports from you to fulfill your obligations per California Code of Regulations, Title 23, Waters, Chapter 16, Underground Storage Tank Regulations, Article 11, Corrective Action Requirements.

A Pre-Enforcement Review Panel was held at the ACDEH Offices on **May 30, 1995**. Pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code, you are hereby required to submit technical reports to address soil and ground water pollution by the following dates. The technical reports should specifically address the following numbered items:

- 1) A workplan must be submitted for the investigation of soil and groundwater contamination at the site. The proposal should outline an investigation to determine the vertical and lateral extent of contamination in soil and groundwater. The investigation should begin within 45 days of the approval of the workplan.
- 2) A report of work accomplished should be submitted to Alameda County Department of Environmental Health (ACDEH) within 45 days of the field work accomplishment. Subsequent groundwater monitoring shall continue on a quarterly basis,

Reminder

ENVIRONMENTAL
PROTECTION

95 MAY 11 AM 9:49



**County Managers' Affiliation
1995 Outstanding Manager of the Year
Awards Ceremony**

featuring:

*Jan Perkins, City Manager
City of Fremont*

Topic: Your Role in Reinventing Government

Thursday, May 25, 1995, 7:30 - 10:00 a.m.

*Airport Hilton
1 Hegenberger Rd.
Oakland, CA*

Cost: \$15 per person (including breakfast)

- Program: 7:30 a.m. - Registration*
- 8:00 a.m. - Welcome / Breakfast*
- 8:30 a.m. - Speaker*
- 9:05 a.m. - Awards Ceremony*
- 10:00 a.m. - Closing*

Registration: Keep top portion for your confirmation. Send check and registration form to: Howard Newens, QIC 20111. Checks payable to CMA, by Friday, May 19, 1995.

Name: _____ Department _____

Address: _____

QIC: _____

Phone: _____

Alameda County Department of Environmental Health
Hazardous Materials Division

80 Swan Way, Rm. 200, Oakland, CA 94621
Ph: 510-271-4320 FAX: 510-568-3706

Meeting Attendees

Subject LANDI METAL WORKS

Date 5/30/95

Location ALAMEDA HAZMAT DIVISION ALA CO.

	<u>Name</u>	<u>Affiliation</u>	<u>Phone #</u> / <u>FAX #</u>
1	<u>John E Kaiser</u>	<u>Regional Water Quality Control Board</u> <u>OAKLAND</u>	<u>510 -</u> <u>286-0803</u> /
2	<u>GILBERT A. JENSEN</u>	<u>ALAMEDA Co. DA</u>	<u>569-9201</u> / <u>569-0505</u>
3	<u>Don Deauroch</u>	<u>Alameda Env. Health</u>	<u>567-6782</u>
4	<u>Roger Eandi</u>	<u>LANDI METAL WORKS</u>	<u>5783111</u>
5	<u>[Signature]</u>	<u>" " "</u>	<u>" "</u>
6			
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ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700

June 29, 1995
STID 34

Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

Re: 976 - 23rd Ave., Oakland, CA 94606

Dear Jeffrey Eandi:

This office has received and reviewed a Work Plan for Monitoring Well Installations and Groundwater Monitoring dated June 13, 1995 by AGI Technologies. The workplan is acceptable after much discussion concerning the location of the monitoring wells. The agreed to changes will be submitted prior to drilling and are still somewhat dependent upon the actual field situation.

Please contact this office at least 3 days prior to implementation of the field work in this plan.

If you have any questions please call this office at (510) 567-6782.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Thomas F. Peacock'.

Thomas F. Peacock, Supervising HMS
Division of Environmental Protection

c: Jun Makishima, Acting Chief - File
Gil Jensen, Alameda County District Attorney's Office
William Henry, AGI Technologies, 827 Broadway, Suite 210,
Oakland, 94607

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR LIC #182105

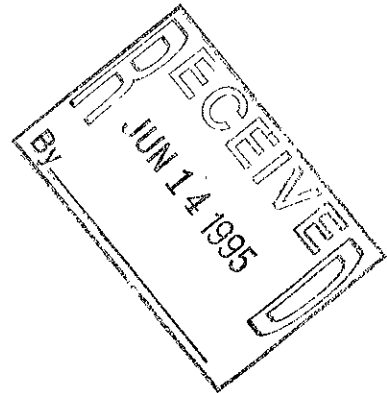
Mr. Thomas Peacock
Supervising HMS
Alameda County Environment Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm 250
Alameda, CA 94502-6577


We, the undersigned, formally submit herewith, for your approval,
two (2) bond copies of our Work Plan for Monitoring Well
Installations and Quarterly Ground Water Monitoring.


Prepared for **Eandi Metal Works, Inc.**
976 - 23rd Avenue
Oakland, CA 94606


Prepared by **AGI Technologies, Inc.**
827 Broadway, Suite 210
Oakland, CA 94607

Dated June ¹³ 9, 1995 (REV.)




Jeffrey M. Eandi, V.P. Eandi Metal Works, Inc.


Roger E. Eandi, Property Owner


Loretta L. Eandi, Property Owner

white -env. health
yellow -facility
pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

1131 Harbor Bay Pkwy
Alameda CA 94502
510/567-6700

Hazardous Materials Inspection Form

II, III

Site ID # _____ Site Name Ecand: Metal Works Today's Date 7/10/95
Site Address 976 253rd Ave.
City Oakland Zip 94606 Phone _____

_____ MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- _____ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- _____ II. Hazardous Materials Business Plan, Acutely Hazardous Materials
- _____ III. Under ground Storage Tanks

5394
53733

19

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments: AEW Drinking Co.

Contact _____
Title _____
Signature [Signature]

Inspector [Signature] II, III
Signature _____

white -env.health
yellow -facility
pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

1131 Harbor Bay Pkwy
Alameda CA 94502
510/567-6700

Hazardous Materials Inspection Form

II, III

Site ID # _____ Site Name Fandi Retail Works Today's Date 7/10/95
Site Address 976 23rd Ave.
City Oakland Zip 94606 Phone _____

_____ MAX AMT stored > 500 lbs, 55 gal., 200 cft.?
Inspection Categories:
_____ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
_____ II. Hazardous Materials Business Plan, Acutely Hazardous Materials
_____ III. Under ground Storage Tanks

\$37937
14

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments: HEW Drilling Co.

Contact _____
Title _____
Signature _____

Inspector [Signature] II, III
Signature _____

Enforcement Panel Meeting
976 - 23rd Ave., 94606
May 30, 1995
Page 2 of 3

with all reports submitted to ACDEH

All proposed work should adhere to the requirements articulated in The Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites - 8/10/90 and Article 11 of Title 23, Waters, California Code of Regulations.

I am hereby transmitting this request for a technical report to ACDEH for service and continued case handling. You should be aware that failure on your part to submit the requested technical report, or a submittal received after the date specified in this request may result in [REDACTED]. Your response to this technical report request should be sent to Mr. Thomas Peacock, at ACDEH. Please inform Mr. Thomas Peacock at least three working days in advance of all field activities.

Please be advised that this is a formal request for technical reports pursuant to California Water Code Section 13267(b). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or the Alameda County Department of Environmental Health, Hazardous Materials Division.

If you have any questions regarding the contents of this letter, please contact Mr. Tom Peacock, of ACDEH, at (510) 567-6782.

Sincerely,

[REDACTED]

cc: Gil Jensen, Alameda County District Attorney's Office,
Consumer & Environmental Protection Division.
Thomas Peacock, Supervising HMS, ACDEH

95 APR 19 AM 10: 50



**County Managers' Affiliation
1995 Outstanding Manager of the Year
Awards Ceremony**

featuring:

*Jan Perkins, City Manager
City of Fremont*

Topic: Your Role in Reinventing Government

Thursday, May 25, 1995, 7:30 - 10:00 a.m.

*Airport Hilton
1 Hegenberger Rd.
Oakland, CA*

Cost: \$15 per person (including breakfast)

Program:

<i>7:30 a.m.</i>	<i>- Registration</i>
<i>8:00 a.m.</i>	<i>- Welcome / Breakfast</i>
<i>8:30 a.m.</i>	<i>- Speaker</i>
<i>9:05 a.m.</i>	<i>- Awards Ceremony</i>
<i>10:00 a.m.</i>	<i>- Closing</i>

Registration: Keep top portion for your confirmation. Send check and registration form to: Howard Newens, QIC 20111. Checks payable to CMA, by Friday, May 19, 1995.

Name: _____ Department _____

Address: _____

QIC: _____ Phone: _____

AGI

TECHNOLOGIES

COPY

May 19, 1995

Mr. Jeffery M. Eandi
Eandi Metal Works
976 23rd Avenue
Oakland, California 94606

ESTIMATED COSTS FOR SERVICES IN CONNECTION WITH GROUNDWATER INVESTIGATION

Dear Mr. Eandi:

Per our discussion this morning, AGI is pleased to provide these cost estimates for:

- Sampling the tank pit bottom and excavation backfill;
- Backfilling the excavation to ground surface;
- Performing chemical analysis on collected samples; and
- Repairing the street and sidewalk located within the excavation area.

Soil Sampling and Chemical Analyses

AGI proposes that the drill rig used to install the monitoring wells be used to drill two borings through the backfill to approximately 6-inches below the bottom of the excavation. AGI proposes to collect one sample from each boring, and one sample from the excavation backfill material. Each sample will be analyzed for the same constituents as those collected during the installation of the monitoring wells.

Cost Estimate:

<u>Activity</u>	<u>Amount</u>	<u>Units</u>	<u>Total Cost</u>
Drilling	2	Hours	\$280.00
AGI labor	2	Hours	\$120.00
Laboratory	3	Samples	\$240.00
Contingency Fee	10	Percent	\$64.00

Total Cost for Drilling, Sample Collection and Analysis

\$700.00

JMC
ACCEPTED



Mr. Jeffery M. Eandi
Eandi Metal Works
May 19, 1995
Page 2

Sidewalk and Street Repair

Upon completion of sampling, the excavation will be backfilled. AGI estimates the size of the excavation to be approximately 100 square feet or 10 feet by 10 feet. Crushed rock will be placed, in one foot thick lifts, compacted to 90 percent of maximum density, and be brought to within 4-inches of the ground surface. Upon completion of excavation backfilling, the sidewalk, curb, and gutter will be formed. An inspection of the form work will likely be performed by the City of Oakland. Upon approval from the City, concrete will be pored. Street repairs will be performed the following day by placing a 4-inch thick layer of asphalt over portions of the excavation within the street.

Cost Estimate:

<u>Description</u>	<u>Total Cost</u>
Labor	\$700.00
Materials	\$1,300.00
Compaction Testing	\$100.00
Equipment	\$300.00

Total Cost for Backfilling and Repair

\$1,900.00 to \$2,400.00

*ON HOLD
GMA*

If you have any questions regarding these cost estimations, please do not hesitate to call me at (510)238-4590.

Sincerely,

AGI Technologies

Paul R. Henry FOR

William P. Henry, P.E.
Vice President

May 19, 1995

Engineering and Environmental Services

94-4005

Mr. Jeffrey M. Eandi
Vice President
Eandi Metal Works
976 23rd Avenue
Oakland, California 94606

Dear Mr. Eandi:

PROPOSAL — REVISED
MONITORING WELL INSTALLATIONS AND
QUARTERLY GROUNDWATER MONITORING
EANDI METAL WORKS
OAKLAND, CALIFORNIA

AGI Technologies Inc. (AGI) is pleased to present this proposal to prepare a work plan and perform a subsurface investigation at the above referenced site. This proposal has been prepared in response to your request for proposal, dated February 9, 1995. We understand the site previously contained two gasoline underground storage tanks (USTs) and one diesel UST. This proposal addresses the investigation of subsurface conditions surrounding the area of the site with identified petroleum hydrocarbon contamination.

BACKGROUND

The site is located at 123 and 976 23rd Avenue, and 2440 East 11th Street, in Oakland, California. Based upon information provided during our discussion of site conditions, we understand the following:

- The site previously contained three USTs, all of which have been removed. The RFP indicates only one former UST location will be addressed for this investigation.
- Gasoline-range hydrocarbons (TPH-G), benzene, ethylbenzene, toluene, xylenes (BETX), and lead were detected in samples collected from around a 1,000-gallon gasoline UST removed from near the south side of the 2440 East 11th Street building, at the north side of 25th Avenue.
- No TPH-G, benzene, ethylbenzene, or toluene were detected in samples collected from around a 550-gallon gasoline UST removed from the main site facility at 976 23rd Avenue. Xylenes (1 sample, 14 ppb) and lead (2 samples, 14 ppm and 4.8 ppm) were detected.
- Low levels of diesel-range hydrocarbons (TPH-D) were detected in samples collected from stockpiled soil removed from around a 1,000-gallon diesel UST located at 123 23rd Avenue, but not in samples collected from the surrounding soil following UST removal.

Mr. Jeffrey M. Eandi
February 17, 1995
Page 2

- Groundwater was not encountered at the site during UST removal operations. According to representatives of the Alameda County Health Care Services Agency (ACHCSA), groundwater may flow in a northerly direction at the site.
- Access to the area north of the 1,000-gallon gasoline UST is limited.
- The preparation of a Work Plan for site investigation was requested by the ACHCSA on October 14, 1992.

SCOPE OF SERVICES

The purposes of our services are to determine whether groundwater contamination exists, and to evaluate subsurface conditions at the site, based upon data collected during well installation and groundwater monitoring. The following items will be completed:

- Obtain permits for the installation of three groundwater monitoring wells.
- Conduct a utility survey of the proposed drilling area using Underground Service Alert. A private utility locator may be required to locate subsurface utilities if the proposed borings are located outside of the public right-of-way. Costs for private utility locating services are not included in the scope of this project, since the proposed borings are located in the public right-of-way.
- Drill and sample three soil borings to approximately 12 to 15 feet below ground surface. Boring depths are based upon expected depth to groundwater between 5 to 10 feet below ground surface.
- Install and develop three groundwater monitoring wells within the soil borings.
- Perform four groundwater monitoring events after installation. The frequency of monitoring will be determined based upon distance of the wells from the tank cavity, groundwater flow direction, and gradient.
- Collect and submit 6 soil samples and 12 groundwater samples for chemical analysis, as outlined in the attached cost estimate.
- Evaluate the hydrological and chemical data generated during the field activities.
- Prepare four written reports of findings. The first report will include a description of well installation activities and findings regarding soil and groundwater contamination at the well locations. The subsequent three reports will present the results of groundwater monitoring at the site.

Borings

Prior to drilling, a utility survey of the site will be conducted. The utility survey will locate utilities at the proposed boring locations. AGI will drill three soil borings at the site. The locations of the borings will be selected based upon available information regarding known soil conditions at the site and regional groundwater flow direction.

The borings will be drilled using a truck-mounted drill rig equipped with hollow-stem augers. The rig will be operated by a licensed California drilling contractor. The borings will extend to a depth of about 12 to 15 feet bgs. We assume groundwater will be encountered between 5 and 10 feet bgs. An AGI professional will observe drilling operations at the site and prepare logs of the conditions encountered. Soil samples will be obtained at approximate 5 foot intervals using a California drive sampler. Soil from each sampling interval will be field tested for organic vapor content using an organic vapor meter equipped with a photo-ionization detector (OVM-PID). Drilling and sampling equipment will be steam-cleaned prior to each use. Soil cuttings generated during drilling will be placed in DOT approved 55-gallon drums and left on-site for later disposal by the owner. The soil can be properly disposed of after contaminant concentrations are determined.

Groundwater Monitoring Wells

We will install a groundwater monitoring well in each borehole. The wells will consist of 2-inch diameter schedule 40 PVC well casing. The lower 10 feet of the wells will consist of slotted well screen. The upper portion will consist of blank casing. The well head will be set below grade in a flush-mounted well cover box. The casing sections will be connected with flush-threaded joints. The annular space around the slotted portions of the wells will be backfilled with washed sand. A 1-foot-thick bentonite seal will be placed above the sandpack. The upper portion of the annular space will be filled with cement grout. The well head will be provided with a locking cap.

We will develop each well using surge-and-pump techniques, removing about 5 to 10 well casing volumes. Well development water will be stored on-site in DOT approved 55-gallon drums. The water can be disposed of by the owner after the contaminant concentrations are known. The groundwater will be sampled and analytically tested as described in the following section.

After completing the well installations, we will perform a survey to determine the top of well casing elevations (using an assumed elevation datum) of the three wells. We will measure the depth to groundwater in each well using an electronic water level meter, to an accuracy of 0.01 foot. If free product is encountered we will measure its thickness to the nearest 0.01 foot using an interface probe. Based upon the data collected, we will identify the hydraulic gradient direction across the site.

Well Monitoring

We will monitor wells following completion of installation and development, and for three more events thereafter, on a frequency to be determined. During the monitoring events, we will measure the depth to groundwater beneath the top of casing of the wells using an electronic water level meter. We will then purge the wells until the pH, temperature and specific conductance of the purged water have stabilized. For high yield wells, at least 4 well volumes of water will be removed prior to collecting groundwater samples using a clean disposable bailer. For low yield wells, each well will be purged dry and sampled immediately upon recovery.

Sample Handling and Analytical Testing

Soil samples collected from the borings for environmental testing will be retained in 2-inch diameter brass liners. Teflon sheeting will be placed over the liner ends prior to capping and sealing with tape. Water samples will be placed in the appropriate containers for the analytical tests to be performed. All samples will be placed in an ice chest, and kept cool until delivery to the analytical laboratory. Sample handling will be documented using Chain-of-Custody records.

Two soil samples from each boring and the groundwater samples collected from the monitoring wells will be submitted to a California Department of Health Services certified analytical laboratory. The samples will be analyzed for total petroleum hydrocarbons as gasoline (TPH-G) using a modified EPA Method 8015; benzene, ethylbenzene, toluene, and total xylenes (BETX) using EPA Method 8020; and total lead using EPA Method 6000/7000 Series.

Reports

Upon completion of well installations and the first monitoring event, we will prepare a report documenting the depth to groundwater, the site groundwater gradient direction, and the analytical test results. The report will summarize drilling and well installation activities, describe sampling procedures, and include boring and well logs, analytical test data, chain-of-custody records, a site plan showing well locations and groundwater elevations, and a description of the subsurface conditions encountered. We will also provide recommendations for disposal of soil and water generated during investigation, and for future services, if necessary, based upon our findings.

A monitoring report will be prepared following each of the subsequent three events. The monitoring reports will document AGI's monitoring activities, chemical analysis results, and groundwater gradient direction at the site. Recommendations for water disposal, and for further action, if necessary, will be provided based upon the results of monitoring.

Mr. Jeffrey M. Eandi
February 17, 1995
Page 5

FEE ESTIMATE

We propose the scope of services described herein be provided on a time and expense fee basis in accordance with our Schedule of Charges, which is attached and forms a part of this proposal. For the scope of services described herein, we estimate our fee will be \$11,900. We will not exceed this amount unless the scope of services requires modification, and not without your prior written authorization. A breakdown of activities and associated costs is attached, and indicates the estimated costs for the work plan, field work, and report preparation. The breakdown is provided to indicate the level of effort only (except for the work plan costs, Activity 100). The actual costs for each activity will vary, but the total fee estimate will not change without a modification in the scope of services. This fee estimate does not include the cost of soil and water disposal. Disposal costs can be determined after the soil and water is analyzed for contaminants.

AUTHORIZATION

Please authorize our services by signing and returning both sets of the enclosed contract documents. Please note the risk allocation section on the Service Agreement. If you agree to the proposed limitation amount, please initial the space adjacent to the amount on the Service Agreement. Otherwise, please call to discuss this important concept, or any other aspect of our proposal. Upon our receipt and acceptance of the signed contract documents, we will execute both sets and return one for your records.

We appreciate the opportunity to submit this proposal and would be pleased to discuss it at your convenience. We look forward to providing the above services to you.

Sincerely,

AGI Technologies

John B. Adams
Environmental Scientist

William P. Henry, P.E.
Principal Engineer

WPH/JBA/jba
Attachments
DOC:\JEANDI\JEANDI2.WP5

PROJECT NAME: EANDI
 PROJECT #: pw95-4005
 PROJECT MANAGER: JBA

Set Up Date Feb 9, 1995
 REV#: 0
 File Name: b.leand/leandl.wk1

TASKS	EST. UNITS	UNIT COST	EST. COST
ACTIVITY 100: WORK PLAN			
PERSONNEL			
CONSULTANT	2.0 HRS	\$135.00	\$270.00
PROJECT MANAGER	6.0 HRS	\$75.00	\$375.00
ENGINEER	8.0 HRS	\$55.00	\$440.00
TOXICOLOGIST	0.5 HRS	\$50.00	\$25.00
CLERICAL	1.0 HRS	\$38.00	\$38.00
DRAFTING	1.0 HRS	\$45.00	\$45.00
ACTIVITY TOTAL			\$1,183.00
ACTIVITY 150: UTILITY LOCATE/BORING LOCATE			
PERSONNEL			
PROJECT MANAGER	0.5 HRS	\$75.00	\$37.50
ENGINEER	1.0 HRS	\$55.00	\$55.00
SUBTOTAL			\$92.50
SUBCONTRACTOR			
CONCRETE CORING	0.0 EACH	\$100.00	\$0.00
UTILITY LOCATOR	0.0 HRS	\$90.00	\$0.00
MARK-UP 15%			\$0.00
SUBTOTAL			\$0.00
ACTIVITY TOTAL			\$92.50
ACTIVITY 200: LOGGING AND SOIL SAMPLING			
PERSONNEL			
CONSULTANT	0.0 HRS	\$135.00	\$0.00
PROJECT MANAGER	1.0 HRS	\$75.00	\$75.00
ENGINEER	6.0 HRS	\$55.00	\$330.00
SUBTOTAL			\$405.00
EQUIPMENT			
ORGANIC VAPOR METER	1.0 DYS	\$65.00	\$65.00
SOIL SAMPLING	1.0 DYS	\$50.00	\$50.00
PERSON PROTECTIVE	1.0 P/DAY	\$25.00	\$25.00
MILEAGE			\$0.35
SUBTOTAL			\$150.50
SUPPLIES			
FIELD SUPPLIES	3.0 EACH	\$20.00	\$60.00
BARRELS	3.0 EACH	\$50.00	\$150.00
MARK-UP 10%			\$21.00
SUBTOTAL			\$231.00
ACTIVITY TOTAL			\$786.50

PROJECT NAME: EANDI
 PROJECT #: pw95-4005
 PROJECT MANAGER: JBA

Set Up Date Feb 9, 1995
 REV #: 0
 File Name: b\eand\eandf.wkt

TASKS	EST. UNITS	UNIT COST	EST. COST
ACTIVITY 300: MONITOR WELL DEVELOPMENT AND SAMPLING			
PERSONNEL			
CONSULTANT	0.0 HRS	\$135.00	\$0.00
PROJECT MANAGER	0.5 HRS	\$75.00	\$37.50
ENGINEER	6.0 HRS	\$55.00	\$330.00
SUBTOTAL			\$367.50
EQUIPMENT			
ORGANIC VAPOR METER	0.0 DYS	\$65.00	\$0.00
GW SAMPLING	1.0 DYS	\$30.00	\$30.00
PERSON PROTECTIVE	1.0 P/DAY	\$25.00	\$25.00
SUBTOTAL			\$10.50
MILEAGE			
	30 MILES	\$0.35	\$10.50
SUBTOTAL			\$65.50
SUPPLIES			
FIELD SUPPLIES	1.0 EACH	\$20.00	\$20.00
BARRELS	3.0 EACH	\$50.00	\$150.00
MARK-UP 10%			\$17.00
SUBTOTAL			\$187.00
ACTIVITY TOTAL			\$620.00
ACTIVITY 200, 300, AND 350 OUTSIDE SERVICES			
DRILLING - 4 1/4 INCH ID HOLLOW STEM AUGER			
MOB/DEMOB	1.0 EA	\$275.00	\$275.00
FOOTAGE	0.0 FT	\$13.00	\$0.00
EXTRA SAMPLES	0.0 EA	\$14.00	\$0.00
HOURLY	6.0 HRS	\$140.00	\$840.00
SAFETY GEAR	1.0 DY	\$60.00	\$60.00
STEAM CLEAN	1.0 DY	\$150.00	\$150.00
MARK-UP 15%			\$198.75
SUBTOTAL			\$1,523.75
MATERIALS			
PVC SCREEN (2"X5')	0.0 EA	\$26.50	\$0.00
PVC SCREEN (2"X10')	3.0 EA	\$36.75	\$110.25
PVC BLANK(2"X5')	0.0 EA	\$12.50	\$0.00
PVC BLANK(2"X10')	0.0 EA	\$18.75	\$0.00
PVC CAPS	3.0 EA	\$0.85	\$2.55
PVC PLUGS	3.0 EA	\$9.00	\$27.00
SAND	6.0 SACK	\$12.00	\$72.00
CEMENT	4.0 SACK	\$7.00	\$28.00
REDI-MIX	2.0 SACK	\$5.00	\$10.00
VOLCLAY	0.0 SACK	\$20.00	\$0.00
BENTONITE CHIPS	0.0 SACK	\$6.00	\$0.00
BENTONITE PELLETS	1.0 PAIL	\$50.00	\$50.00
MONUMENT (STANDPIPE)	0.0 EA	\$95.00	\$0.00
MONUMENT(FLUSH)	3.0 EA	\$90.00	\$270.00
BOLLARDS	0.0 EA	\$35.00	\$0.00
MARK-UP 15%			\$85.47
SUBTOTAL			\$655.27
DRILLING TOTAL			\$2,179.02
CHEMICAL ANALYSIS			
SOIL			
PAH.8310	0.0 EA	\$240.00	\$0.00
METALS (Pb)	6.0 EA	\$20.00	\$120.00
TPH-G/BETX:8015/8020	6.0 EA	\$60.00	\$360.00
GROUNDWATER			
TPH-G/BETX:8015/8020	12.0 EA	\$60.00	\$720.00
METALS (Pb)	12.0 EA	\$20.00	\$240.00
SAMPLE DISPOSAL	0.0 EA	\$5.00	\$0.00
MARK-UP 15%			\$216.00
CHEMISTRY TOTAL			\$1,656.00
ACTIVITY TOTAL			\$3,835.02

PROJECT NAME: EANDI
 PROJECT #: pw95-4005
 PROJECT MANAGER: JBA

Set Up Date Feb 9, 1995
 REV#: 0
 File Name: b:\eand\veandf.wk1

TASKS	EST. UNITS	UNIT COST	EST. COST
ACTIVITY 350: QUARTERLY MONITOR WELL SAMPLING			
PERSONNEL			
CONSULTANT	0.0 HRS	\$135.00	\$0.00
PROJECT MANAGER	3.0 HRS	\$75.00	\$225.00
ENGINEER	12.0 HRS	\$55.00	\$660.00
SUBTOTAL			\$885.00
EQUIPMENT			
ORGANIC VAPOR METER	0.0 DYS	\$65.00	\$0.00
GW SAMPLING	1.5 DYS	\$30.00	\$45.00
PERSON PROTECTIVE	1.5 P/DAY	\$20.00	\$30.00
SUBTOTAL			\$105.00
MILEAGE			
	90 MILES	\$0.35	\$31.50
SUBTOTAL			\$31.50
SUPPLIES			
FIELD SUPPLIES	3.0 EACH	\$20.00	\$60.00
BARRELS	3.0 EACH	\$50.00	\$150.00
MARK-UP 10%			\$21.00
SUBTOTAL			\$231.00
ACTIVITY TOTAL			\$1,222.50
ACTIVITY 400: ASSESSMENT REPORT			
PERSONNEL			
CONSULTANT	1.0 HRS	\$135.00	\$135.00
PROJECT MANAGER	8.0 HRS	\$75.00	\$600.00
ENGINEER	10.0 HRS	\$55.00	\$550.00
GEOCHEMIST	1.0 HRS	\$60.00	\$60.00
CHEMIST	2.0 HRS	\$55.00	\$110.00
DATA PROCESSING	0.0 HRS	\$38.00	\$0.00
TECHNICAL EDITOR	1.5 HRS	\$52.00	\$78.00
DRAFTING	2.0 HRS	\$45.00	\$90.00
CLERICAL	2.0 HRS	\$38.00	\$76.00
ACTIVITY TOTAL			\$1,898.00
ACTIVITY 401: MONITORING REPORTS			
PERSONNEL			
CONSULTANT	3.0 HRS	\$135.00	\$405.00
PROJECT MANAGER	9.0 HRS	\$75.00	\$675.00
ENGINEER	18.0 HRS	\$55.00	\$990.00
GEOCHEMIST	0.0 HRS	\$60.00	\$0.00
CHEMIST	0.0 HRS	\$55.00	\$0.00
DATA PROCESSING	0.0 HRS	\$38.00	\$0.00
TECHNICAL EDITOR	1.5 HRS	\$52.00	\$78.00
DRAFTING	3.0 HRS	\$45.00	\$135.00
CLERICAL	2.0 HRS	\$38.00	\$76.00
ACTIVITY TOTAL			\$2,359.00
PROJECT TOTAL			\$11,807.52

SERVICE AGREEMENT

PARTIES. This Service Agreement is made as of the last date written below between Eandi Metal Works, subsequently referred to as "Client", and Applied Geotechnology Inc., subsequently referred to as "AGI".

PROJECT. Client retains AGI to provide professional consulting services in regard to Well Installation and Quarterly Groundwater Monitoring located in Oakland, CA, hereinafter referred to as "Project".

SCOPE OF SERVICES. The Scope of Services to be performed by AGI on the Project is described on the attached Exhibit A.

RELATED SERVICES. The party indicated below will perform, or contract for the performance of, the services described below which are related to the performance of AGI's services under this Service Agreement.

Exploration:	<u> X </u>	AGI	<u> </u>	Client	<u> </u>	Not Anticipated
Clearing:	<u> </u>	AGI	<u> </u>	Client	<u> X </u>	Not Anticipated
Analytical Laboratory:	<u> X </u>	AGI	<u> </u>	Client	<u> </u>	Not Anticipated
Construction:	<u> </u>	AGI	<u> </u>	Client	<u> X </u>	Not Anticipated
Specialty Consultants:	<u> </u>	AGI	<u> </u>	Client	<u> X </u>	Not Anticipated
<u> </u> :	<u> </u>	AGI	<u> </u>	Client	<u> </u>	Not Anticipated

CONTRACT DOCUMENTS. The following documents are incorporated into and made part of this Service Agreement:

- X Exhibit A -- Proposal / Scope of Services
- X General Conditions
- Construction Management Conditions
- X Schedule of Charges
- Laboratory Schedule of Charges

The documents indicated above, along with this Service Agreement, shall collectively constitute the "Contract Documents". In case of conflict between provisions in two or more of the Contract Documents, the order of precedence shall be, first, the provisions in this Service Agreement, and then the documents indicated above in descending order.

The Contract Documents together represent the entire and integrated agreement between Client and AGI and supersede all prior negotiations, representations or agreements, whether written or oral. The Contract Documents may be amended only by a written instrument signed by both Client and AGI.

FEE. AGI agrees to provide services described in this Service Agreement on the following basis:

- X Time and expense in accordance with the attached Schedule(s) of Charges. AGI estimates the total fee to be in the range of \$ 12,500 to \$ 12,600.

This fee estimate is intended as a good faith projection of the fee based on AGI's current level of knowledge regarding Client's needs. The upper amount will not be exceeded without Client's authorization.

 Lump sum basis for a total fee of \$.

This fee quotation is effective provided that AGI receives Client's authorization to proceed within thirty days after the date of this Service Agreement.

SERVICE AGREEMENT

SCOPE AND FEE REVISIONS. Client recognizes the scope and fee required for successful completion of AGI's services on the Project can be influenced by changes in the Project and its schedule required by Client, or by presently unforeseen conditions and circumstances. In order to prevent delays and possible resulting costs, AGI may request Client to verbally authorize a scope and fee amendment to this Service Agreement. Should Client authorize a revision without written amendment, AGI shall be compensated for services actually performed.

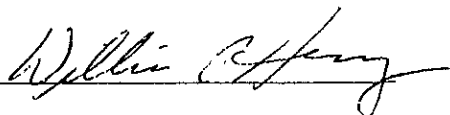
RISK ALLOCATION. Many risks potentially affect AGI by virtue of entering into this Service Agreement. AGI's fee stated herein does not include more than a nominal allowance to cover AGI's liability in assuming these risks. To obtain this benefit, Client agrees that, to the fullest extent permitted by law, AGI's total liability to Client is limited to \$ 50,000 for any and all injuries, damages, claims, losses, expenses or claim expenses (including attorney's fees) arising out of this Service Agreement from any cause or causes. Such causes include, but are not limited to, AGI's negligence, errors, omissions, strict liability, breach of contract, or breach of warranty. (JMS)
()

Client will not seek damages in excess of the above limitation indirectly through suits with other persons or entities not signatory hereto who may join AGI as a third-party defendant.

Both Client and AGI agree that they will not be liable to each other, under any circumstances, for special, indirect, consequential, or punitive damages arising out of or related to this Service Agreement.

EXECUTION. Executed by the parties in duplicate on the dates written below. The individuals executing this Service Agreement on behalf of the respective parties warrant that they are authorized to bind their principals hereto.

Applied Geotechnology Inc.

By: 

William P. Henry

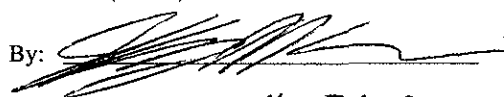
(Please Print or Type)

Title: Vice President

Date: May 30, 1995

County, State: Alameda, CA

(Client)

By: 

JEFFREY M. EANDI

(Please Print or Type)

Title: VP

Date: 5-30-95

GENERAL CONDITIONS

INSURANCE. AGI is covered by general liability and automobile insurance. AGI also maintains professional liability insurance with commercially reasonable limits of liability to cover negligent errors or omissions for which AGI becomes legally obligated to pay. Certificates of insurance shall be provided to Client upon request in writing. AGI is covered by Workers' Compensation insurance as required by applicable state law.

In no event shall AGI be liable for any loss, damage or liability beyond the amounts, limits and conditions of such insurance.

Client waives all rights and claims for damages against AGI, its consultants, subcontractors and employees to the extent covered by any and all builder's risk, property and liability insurance policies carried by Client and agrees to require a similar waiver from any construction contractor with which Client enters a contract.

INVOICES. AGI will submit invoices to Client monthly and a final bill upon completion of services. Payment is due upon presentation of invoice and is past-due thirty days from invoice date. Client agrees to pay a late payment charge of one and one-half percent per month on past-due accounts. Failure to pay invoices in a timely manner is a substantial breach of a material term of the parties' agreement, and payment of late charges does not excuse Client's failure to pay.

TERMINATION. This agreement may be terminated without cause by either party upon fifteen days written notice or if Client suspends the work for more than three months. AGI may suspend or terminate services if Client fails to pay past-due amounts. Except in the case of substantial failure of performance, AGI shall be paid for services performed prior to the termination notice date plus reasonable termination expenses, including but not limited to the cost of completing analyses, records and reports necessary to document job status at the time of termination.

DISPUTES. In the event of a dispute arising under this agreement, or the breach or alleged breach thereof, the substantially prevailing party shall be awarded its reasonable costs incurred, including staff time at current billing rates, court costs, expert witness fees, attorney's fees upon trial, arbitration or appeal, collection or lien fees, late payment charges and interest, and other claim related expenses. Venue for any litigation shall be the Superior Court of the County noted on the Service Agreement, and applicable law shall be the internal laws of the state noted on the Service Agreement.

Before either Client or AGI may initiate litigation, any dispute shall be referred to nonbinding mediation before the American Arbitration Association acting under its nonbinding mediation rules, unless both parties subsequently agree, in writing, to submit such dispute to a different mediation service. Each party shall pay half of the filing fee and other costs charged by the mediation service, and each party shall pay its own costs and fees incurred in conjunction with the mediation. Nothing stated herein shall preclude the parties from later agreeing, in writing, to submit any dispute to binding arbitration or other alternative dispute resolution procedure.

ASSIGNMENT/SUBCONTRACTING. Neither Client nor AGI shall assign this agreement to any other person or entity without the express, written consent of the other, which consent may be withheld for any reason. AGI may enter one or more subcontracts for the performance of some of the services undertaken by AGI under the terms of this agreement.

MISCELLANEOUS.

Third Parties. Nothing stated herein shall create a contractual relationship with or cause of action in favor of any person or entity not a party hereto. There are no intended third party beneficiaries of this agreement, and there shall be no incidental third party beneficiaries.

Notices. Notices required to be given to either party shall be delivered by first class or certified mail to the address of the party stated in the Service Agreement unless a different address has been designated in writing. Notice shall be deemed received three business days after mailing, or, if earlier, upon actual receipt.

Severability. If any term in this agreement is ruled to be unenforceable, all remaining terms shall continue to be in full force and effect.

Accrual. Causes of action between Client and AGI (along with their respective officers, directors and employees) shall be deemed to have accrued, and the applicable statute of limitations shall commence to run, not later than the date of AGI's final invoice for services performed and/or expenses incurred.

GENERAL CONDITIONS

RELATIONSHIP. Applied Geotechnology Inc. (AGI) is an independent professional consultant and not an employee or agent of Client.

RIGHT-OF-ENTRY/UTILITIES. Client warrants that it has the right to furnish, and shall furnish, right of entry for AGI, its employees and its subcontractors. AGI, along with its employees and subcontractors, shall have no responsibility to Client or any other person or entity resulting from damage done to utilities or underground structures whose locations are not accurately indicated on documents provided by Client or the owners of the utilities. Any pre-existing damage to utilities or underground structures coming to the attention of AGI will be brought to Client's attention and shall be the sole responsibility of Client.

DOCUMENTS. All reports, exploration logs, field data, field notes, laboratory test data, calculations, plans, specification, estimates, and other documents prepared by AGI are instruments of service and shall remain the property of AGI. AGI agrees not to release any Project documents to third parties without prior Client authorization unless AGI is required to do so by any applicable law, regulation, ordinance or court order. AGI will retain all pertinent documents for a period of at least three years from the date of final invoice, during which period the records will be made available to Client at all reasonable times. Client shall assume all responsibility for use of AGI's instruments of service on other projects and for the completion of AGI's services on this Project by others. AGI shall be entitled to rely upon the accuracy and completeness of all documents concerning the Project which are furnished by Client.

HAZARDOUS MATERIALS. Client shall furnish AGI all documents and information that relate to the identity, location, quantity, nature or characteristics of any hazardous materials associated with the Project. Client understands and agrees that AGI has had no role in handling, generating, treating, storing, transporting or disposing of such hazardous materials prior to providing services for the Project. If, as part of its services, AGI disposes of or treats any hazardous materials, Client recognizes and agrees that AGI is acting as a bailee and at no time assumes ownership of, or title to, such materials.

SAMPLES/DISPOSAL OF CONTAMINATED MATERIAL. All non-hazardous samples of soil and rock will be discarded thirty days after report submittal. Upon Client's written authorization, such samples will be either delivered in accordance with Client's instructions or stored for an agreed charge. Client understands and agrees that, unless specifically provided otherwise in this agreement, any hazardous materials or samples will be left on-site or returned following evaluation, and their proper handling and disposal is the sole responsibility of Client.

STANDARD OF CARE. AGI will strive to conduct its services in a manner consistent with that level of care and skill ordinarily exercised by members of the profession practicing in the geographical area of the Project under similar conditions. This standard of care shall be determined as of the time AGI performs its services and not as of any other time. No warranty, express or implied, is made. AGI's interpretations and recommendations will be based solely on information made available to AGI by Client or by the results of borings, surveys or other explorations performed by AGI. Client recognizes that subsurface conditions elsewhere at the Project may differ from those at the exploration locations and that conditions may change over time.

INDEMNIFICATION. Client and AGI each agree to indemnify, defend and hold harmless the other (along with the other's officers, directors, employees, consultants and subcontractors) against all claims, damages, losses and expenses, whether direct, indirect or consequential -- including, but not limited to attorneys' fees and costs on arbitration, trial or appeal -- caused by or arising out of negligence of the indemnifying party, to the extent that the claim, loss, damages or expense is caused by that party's sole or concurrent negligence. In no event shall a party be required to indemnify the other against the other's sole negligence.

Client agrees to indemnify, defend, and hold harmless AGI (along with its officers, directors, employees, consultants and subcontractors) from and against any loss, costs, damages and expense, whether direct, indirect or consequential -- including costs, expert witness fees and attorneys' fees upon arbitration, trial or appeal -- resulting from any of the following conditions, unless the condition is caused solely by the negligence or willful misconduct of AGI or its subcontractors:

- ◆ Third party suits for trespass.
- ◆ Utilities and underground structures not properly shown on documents provided by Client or not properly located by utility owners.
- ◆ Client's modifications to instruments of service, use for purposes other than the Project, or provision to third parties (transmitted, disclosed, published, or referred) without AGI's written consent.
- ◆ The presence of any environmental pollution or hazardous materials, the identification of such by AGI during the course of its services, any release of hazardous materials associated with the Project, or the treatment or disposal of hazardous materials.
- ◆ Landslides, slope movements, or retaining wall failures, provided that Client has not requested, in writing, that AGI address these specific issues.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3; and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to: *A. Leech*
Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave
Oakland CA 94606

4a. Article Number
P 386 338 295

4b. Service Type
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery
5-15-95

5. Signature (Addressee)
M. Stewart

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

PS Form 3811, December 1991 *U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

P 386 338 295



Receipt for Certified Mail

No Insurance Coverage Provided
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PS Form 3800, June 1991

Sent to <i>Jeffrey Eandi</i>	
Street and No. <i>976 - 23rd Ave</i>	
P.O., State and ZIP Code <i>Oakland CA 94606</i>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
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TOTAL Postage & Fees	\$
Postmark or Date	

PHONE 510/532-8911
FAX 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

OAKLAND, CALIFORNIA 94606

SINCE 1928



STATE CONTR LIC #182105

F A X T R A N S M I T T A L

DATE: 2-8-95

RE: UST

TOTAL # OF PAGES 4

TO: MR THOMAS PEACOCK

COMPANY _____

FAX: 337 9335

FROM: JEFFREY M. EANDI

IF YOU DO NOT RECEIVE THE CORRECT NUMBER OF PAGES,
PLEASE CALL 510 532-8911 AS SOON AS POSSIBLE.

MESSAGE: _____

PHONE 510/532-8311
FAX 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE

OAKLAND, CALIFORNIA 94606

SINCE 1928



STATE CONTR LIC #182105

February 7, 1995

Mr. Thomas F. Peacock
Alameda County Health Care Services Agency
Environmental Protection Division
1131 Harbor Bay Parkway, Room 250
Alameda, Ca 94501-6577

Dear Mr. Peacock,

Please find enclosed a copy of my request for proposal for the groundwater investigation and my list of candidate consultants.

I apologize for not meeting my commitments as discussed with you on September 1, 1994. For the past year or so I have been involved in two very large, complex and very challenging projects. These projects as well as my day to day duties as Vice President of EMW have left me with very little time to take on additional responsibilities. Both projects are now winding down and I intend to pursue this important matter to a resolution. I intend to complete my LUST Fund application by month's end and would also like to have a consultant under contract by then. I will keep you apprised of my progress and I appreciate your patience in this matter. Also, if you have had any extreme negative experiences with any consultants on my list I would like to know.

Sincerely,



Jeffery M. Eandi
EANDI METAL WORKS

Enclosures

PHONE 510/532-8311
FAX 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR. LIC #182105

REQUEST FOR PROPOSAL

SOIL & GROUNDWATER INVESTIGATION

DIRECT INQUIRIES AND RESPONSE TO JEFFREY M. EANDI, VICE PRESIDENT
EANDI METAL WORKS

BACKGROUND: On May 11, 1992 three (3) underground storage tanks (UST) were removed from EMW property. Subsequent testing has shown two of the tank sites to be clean. The third tank, a 1000 gallon gasoline tank, located at 2440 E. 11th Street has shown TPHg levels of 0 - 620 PPM, Benzene at 23 11000 PPB, Toluene at 6 - 64000 PPB, Ethylbenzene at 0 - 19000 PPB, Xylenes at 60 - 110000 PPB and total lead at 0 - 6 PPM. The site has been covered since the tank was removed. Based on these soil sample test results the Alameda County Department of Environmental Health (ACDEH) and San Francisco Regional Water Quality Control Board (SFRWQCB) has requested the installation of three (3) groundwater monitoring wells. The groundwater gradient direction is not known but it is suspected that it could flow under an existing building immediately adjacent to the site. The UST removal - Report of Findings - is available for inspection upon request.

PROPOSAL: Provide a proposal that will satisfy all of the requirements of the ACDEH & SFRWQCB while keeping the costs to the Owners and disturbance of the structures to a minimum. A phased approach may be appropriate. Phase I will be to prepare a work plan and site safety plan for approval by ACDEH and SFRWQCB. Additional phases are to be as appropriate, up to and including installation and monitoring of the requested wells. Price breakdowns for each proposed phase must be included.

CONSULTANT LIST

EBA WASTECHNOLOGIES
825 Sonoma Ave., Suite C
P. O. Box 4600
Santa Rosa, Ca 95402
(707) 544-0784

TANK PROTECT ENGINEERING
2821 Whipple Rd.
Union City, Ca 94587-1233
(800) 523-8088

APPLIED GEOTECHNOLOGY, INC.
100 Hegenberger Rd., Suite 210
Oakland, Ca 94621
(510) 568-9475

APPLIED ENVIRONMENTAL SERVICES
2530 Berryessa Rd., Suite 809
San Jose, Ca 95132-2703
(408) 928-1550

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program

January 4, 1995
STID 34

Alameda County Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway, Rm. 250
Alameda, CA 94502-6577 CC:430-4510

Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

Re: 976 - 23rd Ave., Oakland, CA 94606

FINAL NOTICE OF VIOLATION

Dear Jeffrey Eandi:

This office wrote you concerning the deficiency of a workplan for soil and groundwater investigation in a letter dated June 23, 1993. There was no response from you until after our Second Notice of Violation dated August 3, 1994. You stated in a letter dated August 25, 1994 that you could not afford to do anything. On September 1, 1994 I spoke with you and told you of the Clean-Up Fund. You were given 45 days to select a consultant and prepare a timeline for further investigation to begin.

To date **no work has been done**. It is clear that elevated total petroleum hydrocarbons concentrations (as high as 1100 ppm) at the above site require a soil and groundwater investigation. Please submit a workplan within 30 days of the date of this letter.

You should consider this a formal request for technical reports pursuant to the California Water Code Section 13267 (b). Be aware that failure to submit the requested documents may subject you to civil liabilities.

If you have any questions please call this office at (510) 567-6782.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas F. Peacock".

Thomas F. Peacock, Supervising HMS
Hazardous Material Division

cc: Edgar Howell, Chief - File
Gil Jensen, Alameda County District Attorney's Office

Candi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR LIC #182105

Alameda County Health Care
Services Agency
Dept. of Environmental Health
1131 Harbor Bay Prkwy, 2nd Floor
Alameda, Ca 94502-6577

August 25, 1994

Attn: [REDACTED]
Supervising HMS

RECEIVED
AUG 29 1994

ENVIRONMENTAL HEALTH SERVICES
NORTH COUNTY

Dear Mr. Peacock,

This is in response to your letter dated 8/3/94.

As you know we removed three (3) underground storage tanks and with them the source of any possible leaks. One of these tanks showed evidence of an unauthorized release. I, as a Registered Civil Engineer, submitted to you a work plan to do some preliminary investigation work, which you rejected, requesting a formal document of the form listed in the guidelines sent by your office.

As I am Vice President of a family owned and operated business you can imagine that my plate is very full and I do not have the time it would take me to write the required report. I have solicited quotes from various "Specialists" to prepare the report and have found that it would cost approximately \$2,000. Furthermore, it would cost \$9,000 - \$12,000 to install the ground water monitoring wells in accordance with the regulations. Beyond that, it would cost us approximately \$900. per quarter for monitoring (tests and reports).

While I recognize and respect the hazard that fuel products pose to the ground water, the issue is money. The economic conditions in this area of the past 3 1/2 years have cut us deeply. We continue to struggle to survive and probably would not have except for our strong family business tradition that goes back 3 generations, to 1928. We simply cannot afford to do the work that is being requested of us.

I am aware of the LUST Fund that is designed to help pay for site clean ups, but to my knowledge LUST does not offer any assistance for site investigations.

- continued -

Page 2

Alameda County Health Care
Services Agency
Thomas Peacock - HMS

Please advise me on any other programs or options that may be available to us in order to avoid the severe financial burden with which we are now faced.

Sincerely,
EANDI METAL WORKS, INC.


Jeffrey M. Eandi
Vice President

9-1-94

Spoke w/ Jeff 45 days for a
consultant to be chosen & a timeline
for work to be started,
& clean up fund.

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH

August 3, 1994
STID 34

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 HARBOR BAY PARKWAY, 2ND FLOOR
ALAMEDA, CA 94502-6577

Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

Re: 976 - 23rd Ave., Oakland, CA 94606

SECOND NOTICE OF VIOLATION

Dear Jeffrey Eandi:

This office wrote you concerning the deficiency of a workplan for soil and groundwater investigation in a letter dated June 23, 1993. Since then there has been no response from you. It is clear that elevated total petroleum hydrocarbons concentrations (as high as 1100 ppm) at the above site require a soil and groundwater investigation.

Please submit a workplan, as described in the attached document, within 30 days of the date of this letter.

You should consider this a formal request for technical reports pursuant to the California Water Code Section 13267 (b). Be aware that failure to submit the requested documents may subject you to civil liabilities.

If you have any questions please call this office at (510) 567-6700.

Sincerely,

Thomas F. Peacock, Supervising HMS
Hazardous Material Division

cc: Edgar Howell, Chief - File
Gil Jensen, Alameda County District Attorney's Office
enclosure

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

June 23, 1993
STID 34

Jeffrey Eandi
Eandi Metal Works
976 - 23rd Ave.
Oakland, CA 94606

Re: 976 - 23rd Ave., Oakland, CA 94606

Dear Jeffrey Eandi:

This office has reviewed the Workplan for Soil and Groundwater Investigation dated April 27, 1993 written by you. The plan is not acceptable to this office.

The plan does not address the installation of monitoring wells. The approach is rather simplistic and does not take into consideration several facts which could work against you in trying to get data this way. You must have a licensed geologist oversee the work and log the borings. Verification of groundwater gradient is essential if only 1 well is used. The existing well on your property should assist in this.

I am again including the Appendix A so that you can precede with a soil and groundwater investigation. Please submit a workplan within 60 (sixty) days.

If you have any questions please call this office at (510) 271-4530.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas F. Peacock".

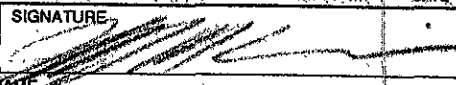
Thomas F. Peacock, Supervising HMS
Hazardous Material Division

cc: Edgar Howell, Chief - File

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

EMERGENCY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I HAVE DISTRIBUTED THIS INFORMATION ACCORDING TO THE DISTRIBUTION SHOWN ON THE INSTRUCTION SHEET ON THE BACK PAGE OF THIS FORM.	
REPORT DATE 05/04/93		CASE #		SIGNED: <i>James Seard</i> DATE: 5-4-93	
REPORTED BY	NAME OF INDIVIDUAL FILING REPORT Jeffrey M. Eandi		PHONE (510) 532-8311		SIGNATURE
	REPRESENTING <input checked="" type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD <input type="checkbox"/> LOCAL AGENCY <input type="checkbox"/> OTHER		COMPANY OR AGENCY NAME		
	ADDRESS 976 - 23rd Avenue, Oakland, Ca 94606				
RESPONSIBLE PARTY	NAME Eandi Metal Works, Inc. <input type="checkbox"/> UNKNOWN		CONTACT PERSON Jeffrey M. Eandi		PHONE (510) 532-8311
	ADDRESS 976 - 23rd Avenue Oakland, Ca 94606				
SITE LOCATION	FACILITY NAME (IF APPLICABLE)		OPERATOR Jeffrey M. Eandi		PHONE ()
	ADDRESS 2440 E. 11th Street Oakland, Alameda, 94606				
	CROSS STREET E. 10th Street				
IMPLEMENTING AGENCIES	LOCAL AGENCY AGENCY NAME Alameda County Health Agency		CONTACT PERSON Mr. Barney Chan		PHONE ()
	REGIONAL BOARD Regional Water Quality Control Board		2101 Webster St., Oakland		
SUBSTANCES INVOLVED	(1) NAME QUANTITY LOST (GALLONS) Gasoline <input checked="" type="checkbox"/> UNKNOWN				
	(2) <input type="checkbox"/> UNKNOWN				
DISCOVERY/ABATEMENT	DATE DISCOVERED 05/01/93		HOW DISCOVERED <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> OTHER		
	DATE DISCHARGE BEGAN UNKNOWN		METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input checked="" type="checkbox"/> REMOVE CONTENTS <input checked="" type="checkbox"/> CLOSE TANK & REMOVE <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> CLOSE TANK & FILL IN PLACE <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> REPLACE TANK <input type="checkbox"/> OTHER		
	HAS DISCHARGE BEEN STOPPED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE 05/01/93				
SOURCE/ CAUSE	SOURCE OF DISCHARGE <input type="checkbox"/> TANK LEAK <input type="checkbox"/> UNKNOWN <input checked="" type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input type="checkbox"/> SPILL <input type="checkbox"/> PIPING LEAK <input checked="" type="checkbox"/> OTHER <input type="checkbox"/> CORROSION <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER				
	CHECK ONE ONLY <input checked="" type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED)				
CURRENT STATUS	CHECK ONE ONLY <input checked="" type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT WORKPLAN SUBMITTED <input type="checkbox"/> POLLUTION CHARACTERIZATION <input type="checkbox"/> LEAK BEING CONFIRMED <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT UNDERWAY <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> REMEDIATION PLAN <input type="checkbox"/> CASE CLOSED (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> CLEANUP UNDERWAY				
	CHECK APPROPRIATE ACTION(S) <input type="checkbox"/> CAP SITE (CD) <input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (IT) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> VACUUM EXTRACT (VE) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> VENT SOIL (VS) <input checked="" type="checkbox"/> OTHER (OT) <u>undetermined</u>				
COMMENTS	COMMENTS				

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

EMERGENCY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I HAVE DISTRIBUTED THIS INFORMATION ACCORDING TO THE DISTRIBUTION SHOWN ON THE INSTRUCTION SHEET ON THE BACK PAGE OF THIS FORM.		
REPORT DATE M M D D Y Y _____		CASE # _____		SIGNED _____ DATE _____		
REPORTED BY	NAME OF INDIVIDUAL FILING REPORT Jeffrey M. Bandi		PHONE (510) 532-8311		SIGNATURE 	
	REPRESENTING <input checked="" type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD <input type="checkbox"/> LOCAL AGENCY <input type="checkbox"/> OTHER _____		COMPANY OR AGENCY NAME _____			
ADDRESS 976 - 23rd Avenue, Oakland, Ca 94606 <small>STREET CITY STATE ZIP</small>						
RESPONSIBLE PARTY	NAME Eandi Metal Works, Inc. <input type="checkbox"/> UNKNOWN		CONTACT PERSON Jeffrey M. Bandi		PHONE (510) 532-8311	
	ADDRESS 976 - 23rd Avenue Oakland, Ca 94606 <small>STREET CITY STATE ZIP</small>					
SITE LOCATION	FACILITY NAME (IF APPLICABLE) _____		OPERATOR Jeffrey M. Bandi		PHONE ()	
	ADDRESS 2440 E. 11th Street Oakland, Alameda, 94606 <small>STREET CITY COUNTY ZIP</small>					
	CROSS STREET E. 10th Street					
IMPLEMENTING AGENCIES	LOCAL AGENCY AGENCY NAME Alameda County Health Agency		CONTACT PERSON Mr. Barney Chan		PHONE ()	
	REGIONAL BOARD Regional Water Quality Control Board		2101 Webster St., Oakland		PHONE ()	
SUBSTANCES INVOLVED	(1) NAME Gasoline				QUANTITY LOST (GALLONS) <input checked="" type="checkbox"/> UNKNOWN	
	(2) _____				<input type="checkbox"/> UNKNOWN	
DISCOVERY/ABATEMENT	DATE DISCOVERED 0 5 1 1 9 2 <small>M M D D Y Y</small>		HOW DISCOVERED <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> OTHER _____		<input type="checkbox"/> UNKNOWN	
	DATE DISCHARGE BEGAN _____ <input checked="" type="checkbox"/> UNKNOWN		METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input checked="" type="checkbox"/> REMOVE CONTENTS <input checked="" type="checkbox"/> CLOSE TANK & REMOVE <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> CLOSE TANK & FILL IN PLACE <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> REPLACE TANK <input type="checkbox"/> OTHER _____			
	HAS DISCHARGE BEEN STOPPED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE 0 5 1 1 9 2 <small>M M D D Y Y</small>					
SOURCE/ CAUSE	SOURCE/OF DISCHARGE <input type="checkbox"/> TANK LEAK <input type="checkbox"/> UNKNOWN <input type="checkbox"/> PIPING LEAK <input checked="" type="checkbox"/> OTHER		CAUSE(S) <input checked="" type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input type="checkbox"/> SPILL <input type="checkbox"/> CORROSION <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER _____			
	CHECK ONE ONLY <input checked="" type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED)					
CURRENT STATUS	CHECK ONE ONLY <input checked="" type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT WORKPLAN SUBMITTED <input type="checkbox"/> POLLUTION CHARACTERIZATION <input type="checkbox"/> LEAK BEING CONFIRMED <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT UNDERWAY <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> REMEDIATION PLAN <input type="checkbox"/> CASE CLOSED (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> CLEANUP UNDERWAY					
	CHECK APPROPRIATE ACTION(S) (SEE BACK FOR DETAILS) <input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (IT) <input type="checkbox"/> CAP SITE (CD) <input type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> VENT SOIL (VS) <input type="checkbox"/> VACUUM EXTRACT (VE) <input checked="" type="checkbox"/> OTHER (OT) undetermined					
COMMENTS	_____					

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR LIC #182105

STUD 34

April 27, 1993

Alameda County
Health Care Services Agency
Hazardous Materials Division
80 Swan Way, Room 200
Oakland, Ca 94621

Attn: Mr. Thomas F. Peacock

Dear Mr. Peacock,

This letter, in conjunction with our "Report of Findings for Underground Storage Tank Removals", submitted June, 1992 is intended to comprise our "Work Plan for Initial Subsurface Investigation" for the site designated as tank #1 in the "report". An additional copy of the " report " is enclosed.

This site is located at the south side of 2440 E. 11th Street on 25th Street. As the report shows the tank, when removed, was intact and showed no obvious signs of leakage. The tank and piping system had passed a " Precision Underground Tank/Line Test " on July 19, 1991. A copy of this report is enclosed (Miller Environmental Company dated July 25, 1991). These results lead to the supposition that the contamination present is due to an over fill problem. The report classifies the back fill material as a medium grained sand which has a high permeability. The native soils are classified as medium-brown silty clay with relatively low permeability. No ground water was encountered in the evacuation. The analytical results presented show that the highest level of contamination (sample A-2) is located directly below the tank in the general area of the fillerneck. These results are consistent with the supposition.

After the tank was removed a minimum amount of over excavation was done, which was included in the tank removal contract. We did not reach the limits of the contamination, nor did we encounter ground water. The site was then covered and protected from the weather and is still in that condition. Our acceptance of the "report" concluded our contractual relationship with the consultant.

- continued -

Considering the above conclusions and supposition we propose the following work plan:

WORK PLAN

1. The sandy back fill material that comprises the stock pile showed relatively low levels of contamination and will be re-tested.
2. At each of the four sides of the tank pit a portion of the wall shall be over excavated to a distance of 3 feet from present condition to reach undisturbed soil. A soil sample from each location shall be taken. This over excavation will ensure that the samples are not taken from an area where contaminants have been volatilized by aeration.
3. At the location of sample A2 which showed the highest levels of contamination :
 - a. excavate to a depth of 2 feet below ground-water level. We expect to encounter ground-water within 5 feet of present pit bottom.
 - b. let hole (approximately 2' X 2' X 2') fill with groundwater and let stand two (2) days.
 - c. Pump three volumes of water (approximately 8 cubic feet each) to purge any possible contamination from surface soil and equipment, etc. Let stand two days between each pumping, storing all pumped water in clean drums pending analytical results.
 - d. sample water and test.
 - e. all soil excavated at this time to be stock piled separately pending analysis.
 - f. review and present results to determine next step.

All samples shall be taken by qualified - third party personnel under chain of custody criteria and sent to Cromalab, Inc. for analysis.

Please review and comment. Work is tentatively scheduled for the end of June, 1993.

Sincerely,



Jeffrey M. Eandi, PE

JME:ms
Enclosures

PHONE 510/532-8311
FAX 510/532-0475

Eandi Metal Works, Inc.

A CORPORATION

976 TWENTY-THIRD AVENUE



OAKLAND, CALIFORNIA 94606

SINCE 1928

STATE CONTR LIC #182105

SF 1034

April 5, 1993

Alameda County
Health Care Services Agency
Hazardous Materials Division
80 Swan Way , Room 200
Oakland, Ca 94621

Attn: Mr. Thomas F. Peacock

Dear Mr. Peacock,

As requested, please find enclosed; our " Underground Storage Tank Unauthorized Release/Contamination Site Report". You should already have on file our "Report of Findings for Underground Storage Tank Removals" that we submitted in June, 1992. I am working on the " Work Plan for Initial Subsurface Investigation". I will submit it by the end of April.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeffrey M. Eandi'. The signature is fluid and somewhat cursive.

Jeffrey M. Eandi
Vice President

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

March 25, 1993
STID 34

Eandi Metal Works
ATTN: Jeffrey Eandi
976 - 23rd Ave.
Oakland, CA 94606

Re: 976 - 23rd Ave. Oakland, CA 94606

NOTICE OF VIOLATION

Dear Sir:

This office sent you a request dated October 14, 1992 for a subsurface investigation to be conducted at the above site. You were asked to submit a workplan within 45 days. There has been no response to this office since then. The following comments are to be considered:

1. This office has no record of the disposal of contaminated soils which were removed from the tank pit and reported in the above cited report. Please submit manifests of disposal for the contaminated and uncontaminated soils which were disposed off site.
2. It is clear that the elevated total petroleum hydrocarbon concentrations in soil at the above site require a soil and groundwater investigation.

I have enclosed the document, Workplan for Initial Subsurface Investigation, a guidance document published by the Regional Water Quality Control Board (RWQCB). Please be advised this office is working in conjunction with the RWQCB to oversee the remediation of hydrocarbon contaminated sites such as these. The RWQCB is the agency entrusted to protect the waters of the state.

Please submit a workplan as described in the above document to this office within thirty (30) days of this letter.

You should consider this a formal request for technical reports pursuant to the California Water Code Section 13267 (b). All workplans, analytical results or reports should be sent to our office and to that of the RWQCB to the attention of Mr. Rich Hiett. Their address is 2101 Webster St., Fourth Floor, Oakland CA 94612. Be aware that failure to submit the requested documents may subject you civil liabilities.

976 - 23rd Ave., Oakland, 94606

STID 34

March 25, 1993

Page 2 of 2

You have also not completed and submitted an "Unauthorized Release Form", as required. A copy is enclosed.

If you have any questions please call this office at (510) 271-4530.

Sincerely,



Thomas F. Peacock, Supervising HMS
Hazardous Material Division

cc: R. Hiatt, RWQCB
Edgar Howell, Chief - files *EH*
Gil Jensen, Alameda County District Attorney's Office
enclosures

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

October 14, 1992
STID #34

Eandi Metal Works
Attn: Mr. Jeffrey Eandi
976 23rd Ave.
Oakland CA 94606

Re: Request for Subsurface Investigation at 976 23rd Ave.,
Oakland CA 94606, dba Eandi Metals Work

Dear Mr. Eandi:

Our office has received and reviewed the Report of Findings from the removal of the three underground tanks at the above facility as prepared by Consolidated Technologies (CT). As you may recall, three underground tanks were removed on May 11, 1992 by H&H Toxic Removal. Mr. Dave Hobbs and Mr. Brian Reddig of CT were also present along with myself.

As noted in the field and verified by the analytical results in the above referenced report, gasoline contamination was found in soil samples taken from the tank pit floor of the 1,000 gallon gasoline tank. In fact, 620 and 1100 parts per million (ppm) Total Petroleum Hydrocarbons as gasoline (TPHg) were found in samples A-1 and A-2, the pit floor samples. It is noted that the actual address of this tank is 2440 E. 11th St. Overexcavation at the time of the removal was not successful in removing all the contamination. Because of these results, this site is considered to have experienced an unauthorized release of petroleum hydrocarbon the extent of which must be assessed and remediated. Enclosed please find an "Unauthorized Release Form" to be completed by you or your designee and returned to our office within 45 days. Enclosed you will also find a copy of Appendix A, a document from the Regional Water Quality Control Board (RWQCB) which may be used as a guide for your work plan for the initial subsurface investigation of this site.

No further work will be required for the area of the former 550 gallon gasoline tank (located at 976-23rd Ave.) or that area of the former 1000 gallon diesel tank (located at 123 23rd Ave.). The stockpiled soils from the diesel tank excavation will need to be properly disposed and a copy of the disposal receipt should be sent to our office.

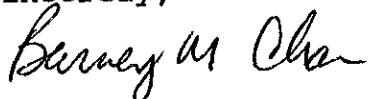
Please submit a workplan and the completed Unauthorized Release form to our office within **45 days** of receipt of this letter.

Mr. Jeffrey Eandi
STID # 34
October 14, 1992
Page 2.

You should consider this a formal request for technical reports pursuant to the California Water Code Section 13267 (b). All workplans, analytical results or reports should be sent to our office and to that fo the RWQCB to the attention of Mr. Rich Hiatt. Their address is 2102 Webster St., Suite 500, Oakland CA 94612. Be aware that failure to submit the requested documents may subect Eandi Metal Works to civil liabilities. Also, because of redistricting within our office, your new contact person is Mr. Thomas Peacock, Supervising Hazardous Materials Specialist. Please send all further correspondence to his attention.

You may contact me at (510) 271-4350 should you have any questions regarding this letter.

Sincerely,



Barney M. Chan
Hazardous Materials Specialist

enclosures- Mr. Eandi only

cc: M. Thomson, Alameda County District Attorney Office
R. Hiatt, RWQCB
B. Reddig, Consolidated Technologies, 1777 Saratoga Ave.,
#100 San Jose, CA 95129
T. Peacock, ACHCSA
E. Howell, files

wp-976-23rd

DATE: 5/28/92

Proprietary { metal works
976-23rd Ave
Oak 94606

TO : Local Oversight Program

date notified 5/27/92

FROM: BC

SUBJ: Transfer of Eligible Oversight Case

Site name: Eandi Metal Works

Address: 976 23rd Ave city Oak zip 94606

Closure plan attached? Y N DepRef remaining \$ _____

DepRef Project # 604885 STID #(if any) 34

Number of Tanks: 3 removed? Y N Date of removal 5/11/92

Samples received? Y N Contamination: gasoline

Petroleum Y N Types: Avgas Jet leaded unleaded Diesel
fuel oil waste oil kerosene solvents

Monitoring wells on site 0 Monitoring schedule? Y N

LUFT category 1 2 3 * H S C A R W G O

Briefly describe the following:

Preliminary Assessment _____

Remedial Action _____

Post Remedial Action Monitoring _____

Enforcement Action _____

3 USTs removed at 3 different locations (addresses) at site. The 500 gal gasoline tank on 23rd Ave & the 1000 gal diesel tank on other side of street (23rd Ave) are OK & no further work needed, however on the 1000 gal gasoline tank on 25th St found 620 ppm & 1100 ppm TPHs in end soil sples. Tried over-excavating to a deeper depth but soil still had gasoline odor.

* SUSAN L. HUGO

ALCOCK COUNTY HEALTH CARE SERVICES AGENCY
DEPARTMENT OF ENVIRONMENTAL HEALTH
HAZARDOUS MATERIALS DIVISION
30 SWAN WAY, ROOM 200
OAKLAND, CA 94621
PHONE NO. 415/271-4320

ACCEPTED
DEPARTMENT OF ENVIRONMENTAL HEALTH
470 - 27th Street, Third Floor
Oakland, CA 94612
Telephone: (415) 874-7237

These plans have been reviewed and found to be acceptable and essentially meet the requirements of State and local laws. Changes to your plans indicated by this Department are to assure compliance with State and local laws. The project proposed herein is now subject for issuance of any required building permits for construction.

One copy of these accepted plans must be on the job and available to all contractors and craftsmen involved with the removal.

Any change or alterations of these plans and specifications must be submitted to this Department and to the Fire and Building Inspection Department to determine if such changes meet the requirements of State and local laws. Notify this Department at least 48 hours prior to the following required inspections:

- Removal of Tank and Piping
- Sampling
- Final Inspection

ISSUANCE OF A PERMIT TO OPERATE IS DEPENDENT ON COMPLIANCE WITH ACCEPTED PLANS AND ALL APPLICABLE LAWS AND REGULATIONS.

THERE IS A FINANCIAL PENALTY FOR NOT OBTAINING THESE INSPECTIONS.

Please note change made on page 4 & 5.

*Susan L Hugo
4/28/92*

UNDERGROUND TANK CLOSURE PLAN

* * * Complete according to attached instructions * * *

~~XXXXXX~~
1. Business Name LANDI METALWORKS
2. Business Owner _____
3. Site Address 976 23RD AVE.
City OAKLAND CA Zip 94606 Phone 510 532 8311
4. Mailing Address ABOVE
City _____ Zip _____ Phone _____
5. Land Owner _____
Address _____ City, State _____ Zip _____
6. Generator name under which tank will be manifested LANDI METALWORKS
EPA I.D. No. under which tank will be manifested CAC000690312

rev 12/90

* need to submit completed forms A & B.
* Only clean fill can be used to backfill excavation pit.
* Excavation pit must be secured.

Project: HAZARDOUS TOXIC REMOVAL
Address: 2747 PEARTREE LN.
City: SAN JOSE CA 95121 Phone: (408) 238-7355
License Type: (A) ENGINEER / HAZMAT ID#: 489745

7. Consultant: CONSOLIDATED TECHNOLOGIES
Address: 1777 SARATOGA #100
City: SAN JOSE CA 95129 Phone: (408) 973-9532

8. Contact Person for Investigation
Name: LEO/ROD HERRICK Title: SITE COORDINATOR
Phone: (408) 238-7355

9. Number of tanks being closed under this plan: 3
Length of piping being removed under this plan: 55' EACH
Total number of tanks at facility: 3

10. State Registered Hazardous Waste Transporters/Facilities (see instructions).

* If underground tanks are hazardous waste and must be handled as hazardous waste

a) Product/Residual Sludge/Rinsate Transporter
Name: ERICSON, INC EPA I.D. No. CA D009466392
Hauler License No. 019 License Exp. Date July 93
Address: 255 PARK BLVD
City: RICHMOND State: CA Zip: 94801

b) Product/Residual Sludge/Rinsate Disposal Site
Name: ERICSON, INC EPA I.D. No. CA D009466392
Address: 255 PARK BLVD
City: RICHMOND State: CA Zip: 94801

12. Tank and Piping Transporter

Name ERICKSON EPA I.D. No. CAD009466392
Hauler License No. 019 License Exp. Date July 93
Address 255 PARR BLVD
City RICHMOND State CA Zip 94801

d) Tank and Piping Disposal Site

Name SAME AS ABOVE EPA I.D. No. CAD009466392
Address _____
City _____ State _____ Zip _____

13. Experienced Sample Collector

Name BRIAN REDDING
Company CONSOLIDATED TECHNOLOGIES
Address 1777 STRATOGA #100
City SAN JOSE State CA Zip 95129 Phone 408-973-9531

14. Laboratory

Name C HROINA LABS
Address 2239 Omega Rd
City SAN RAMON State CA Zip 94583
State Certification No. E 694

13. Have tanks or pipes leaked in the past? Yes [] No []

If yes, describe. _____

14. Describe methods to be used for rendering tank inert

Dry ice evacuation 3 lbs FOR every 100 GAL
OF VAPOR SPACE IN TANKS

Before tanks are pumped out and inerted, all associated piping must be flushed out into the tanks. All accessible associated piping must then be removed. Inaccessible piping must be plugged.

The Bay Area Air Quality Management District (771-6000), along with local Fire and Building Departments, must also be contacted for tank removal permits. Fire departments typically require the use of explosion proof combustible gas meters to verify tank inertness. It is the contractor's responsibility to bring a working combustible gas meter on site to verify tank inertness.

15. Tank History and Sampling Information

Tank		Material to be sampled (tank contents, soil, ground-water, etc.)	Location and Depth of Samples
Capacity	Use History (see instructions)		
1000	GASOLINE	SOIL	2 Samples MAX. 2' below Each End of Tank
1000	GASOLINE	SOIL	" "
1000	DIESEL	SOIL	" "
<p><i>Samples must be collected from underneath the dispenser.</i></p>		<p><i>Groundwater must be collected if present.</i></p>	

One soil sample must be collected for every 20 feet of piping that is removed. A ground water sample must be collected should any ground water be present in the excavation.

Excavated/Stockpiled Soil

Stockpiled Soil Volume (Estimated)	Sampling Plan
35 yds	NA Stockpiled soil must be characterized depending on disposal method.

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

16. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

Contaminant Source	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
<p>(2) 1,000 gal TANKS CONTAINING GASOLINE</p> <p>Total lead</p>	<p>TPH-G/ BTEX</p>	<p>GC-FID (5030) 8015 BTEX (8020)</p> <p>AA</p>	<p>EPA 8015 TPH 10 ppm (Soil) BTEX 5.0 ppb (Soil)</p>
<p>11,000 gal TANK CONTAINING DIESEL</p>	<p>TPH-D/ BTEX</p>	<p>EPA (3550) GC-FID 8015 BTEX (8020)</p>	<p>TPH 10 ppm (Soil) BTEX 5.0 ppb (Soil)</p>

17. Submit Site Health and Safety Plan (See Instructions)

Name of Insurer (None) NO employees

- 19. Submit Plot Plan (See Instructions)
- 20. Enclose Deposit (See Instructions)
- 21. Report any leaks or contamination to this office within 5 days of discovery. The report shall be made on an Underground Storage Tank Unauthorized Leak/Contamination Site Report form. (see Instructions)
- 22. Submit a closure report to this office within 60 days of the tank removal. This report must contain all the information listed in item 22 of the instructions.

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true.

I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel health and safety. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Once I have received my stamped, accepted closure plan, I will contact the project Hazardous Materials Specialist at least three working days in advance of site work to schedule the required inspections.

Signature of Contractor

Name (please type) X _____

Signature X _____

Date _____

Signature of Site Owner or Operator

Name (please type) _____

Signature X _____

Date _____

ALAMEDA COUNTY HAZARDOUS MATERIALS DIVISION
Acknowledgement of Refund Recipient for Site Account
DEPOSITOR FILLS OUT PER SITE
-- REQUIRED --

The depositor will use this form to acknowledge that the property owner or his or her designee will receive any refund due at the completion of all deposit/refund projects at the site listed below.

SITE NUMBER/ADDRESS:

REFUND RECIPIENT-PROPERTY OWNER

Site Number

ENADI METAL WORKS

Company Name

Owner's Name

976 23rd AVE.

Street Address

Owner's Address

OAKLAND CA. 94606

City

Zip Code

Owner's City

State

Zip

I have read the description of the project Deposit/Refund Procedure, and have had an opportunity to ask questions about it. I understand that regardless of who deposits money into the site account, any deposit money remaining at the completion of all projects being conducted at this site will be refunded solely to the property owner or his or her designee.

James Hehle
Signature of Depositor

4/21/92
Date

DIKU HOBBS
Depositor Name

Consolidated Technologies
Company Name

1777 SAWTOOTH AVE SUITE 100
Street Address

SAN JOSE, CA. 95129
City / Zip

RETURN FORM TO: Alameda County, Hazardous Materials Div.
80 Swan Way, Rm 200
Oakland, CA 94621-1439
Phone: (510) 271-4320

ALAMEDA COUNTY HAZARDOUS MATERIALS DIVISION
Declaration of Site Account Refund Recipient

SITE OWNER FILLS OUT PER SITE

-- OPTIONAL --

The property owner will use this form to designate someone other than him- or her- self to receive any refund due at the completion of all deposit/refund projects at the site listed below. In the absence of this form, the property owner will receive any refund. Only one person at any one time may be designated to receive any refund.

SITE NUMBER/ADDRESS:

PROPERTY OWNER

Site Number

ENADI METEL WORKS

Company Name

Owner's Name

976 23rd AVE.

Street Address

Owner's Address

OAKLAND

City

94606

Zip Code

Owner's City

State

Zip

I designate the following person to receive any refund due at the completion of all deposit/refund projects:

CONSOLIDATED TECHNOLOGIES

Name

1777 SARITOGA AVE. SUITE 100

Street Address

SAN JOSE, CA. 95129

City / Zip

Property Owner Signature

Date

Property Owner Name

RETURN FORM TO: Alameda County, Hazardous Materials Div.
80 Swan Way, Rm 200
Oakland, CA 94621-1439
Phone: (510) 271-4320

ACORD CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

3-24-92 kjh

PRODUCER

H. E. (ED) MATHIAS & CO.
 P.O. BOX 2489
 SARATOGA, CA 95070
 (408) 866-9422

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

INSURED

LEO W. HERRICK
 DBA: H & H HOE SERVICE
 2747 PEARTREE LANE
 SAN JOSE, CA 95121

COMPANY LETTER	A	AMERICAN STAR INSURANCE
COMPANY LETTER	B	
COMPANY LETTER	C	
COMPANY LETTER	D	
COMPANY LETTER	E	

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY CLAIMS MADE <input checked="" type="checkbox"/> OCCUR OWNER'S & CONTRACTOR'S PROT <input checked="" type="checkbox"/> UNDERGROUND & COLLAPSE <input checked="" type="checkbox"/> \$500 DEDUCTIBLE EACH PROPERTY DAMAGE LIABILITY CLAIM	AMS 1506083	8-01-91	8-01-92	GENERAL AGGREGATE \$500,000 PRODUCTS-COMP/OP AGG. \$500,000 PERSONAL & ADV INJURY \$500,000 EACH OCCURRENCE \$500,000 FIRE DAMAGE (Any one fire) \$ 50,000 MED. EXPENSE (Any one person) \$ 5,000
A	AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS GARAGE LIABILITY	AMS 1506083	8-01-91	8-01-92	COMBINED SINGLE LIMIT \$600,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	EXCESS LIABILITY UMBRELLA FORM OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$
	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE--POLICY LIMIT \$ DISEASE--EACH EMPLOYEE \$
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

ALL CALIFORNIA OPERATIONS OF THE NAMED INSURED

CERTIFICATE HOLDER

CONSOLIDATED ENVIRONMENTAL
 1777 SARATOGA AVE., SUITE 100
 SARATOGA CA 95129

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE H. E. (ED) MATHIAS & CO.

By: *Constance J. Robinson*

Certificate of Training

This Certifies That

ROD HERRICK

Has Completed The Required Course Of Training For

FORTY HOUR HEALTH AND SAFETY TRAINING (OSHA 1910.120)

And Is Awarded This Certificate By

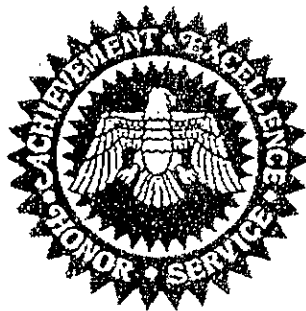
Stamco, Inc.

San Martin, California

This 13th Day Of March 1992



DAN SULLIVAN



TO : BARNEY CHAN
FROM : DAVE HOBBS / CONSOLIDATED TECHNOLOGY.

PAGES 2 INCLUDING COVER

Sandi Metal Works

Sample I.D.	Gasoline (mg/Kg)	Diesel (mg/Kg)	Benzene (ug/Kg)	Toluene (ug/Kg)	Ethyl Benzene (ug/Kg)	Total Xylenes (ug/Kg)
C-1	----	N.D.	N.D.	15	N.D.	N.D.
C-2	----	N.D.	N.D.	16	N.D.	N.D.
CSP-1,2*	----	130	N.D.	N.D.	N.D.	N.D.
B-1	N.D.	----	N.D.	N.D.	N.D.	14
BSP-1,2*	N.D.	----	N.D.	N.D.	N.D.	N.D.
A-1	620	----	4400	26000	9300	55000
A-2	1100	----	11000	64000	19000	110000
A-PL	N.D.	----	23	6.0	N.D.	60
ASP-1,2*	10	----	33	320	51	1400
BLANK	N.D.	N.D.	N.D.	N.D.	N.D.	N.D.
SPIKE REC.	86%	92%	96%	82%	88%	92%
DUP. SPIKE REC.	----	93%	105%	96%	98%	121%
DET. LIMIT	1.0	1.0	5.0	5.0	5.0	5.0
METHOD OF ANALYSIS	5030/ 8015	3650/ 8015	8020	8020	8020	8020

*Composite soil samples.

RESULTS:

sample I.D.	Lead (mg/Kg)
A-1	4.4
A-2	N.D.
A-PL	6.0
ASP-1,2 comp.	3.9
B-1	4.8
BSP-1,2 comp.	14.0
BLANK	N.D.
SPIKED RECOVERY	112%
DUPLICATE SPIKED RECOVERY	115%
DETECTION LIMIT	2.5
METHOD OF ANALYSIS	3050/7430

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Inspection Form

II, III

Site ID # _____ Site Name Sands Metal Works Today's Date 5/11/92

Site Address 473 23rd Ave

City _____ Zip 94606 Phone _____

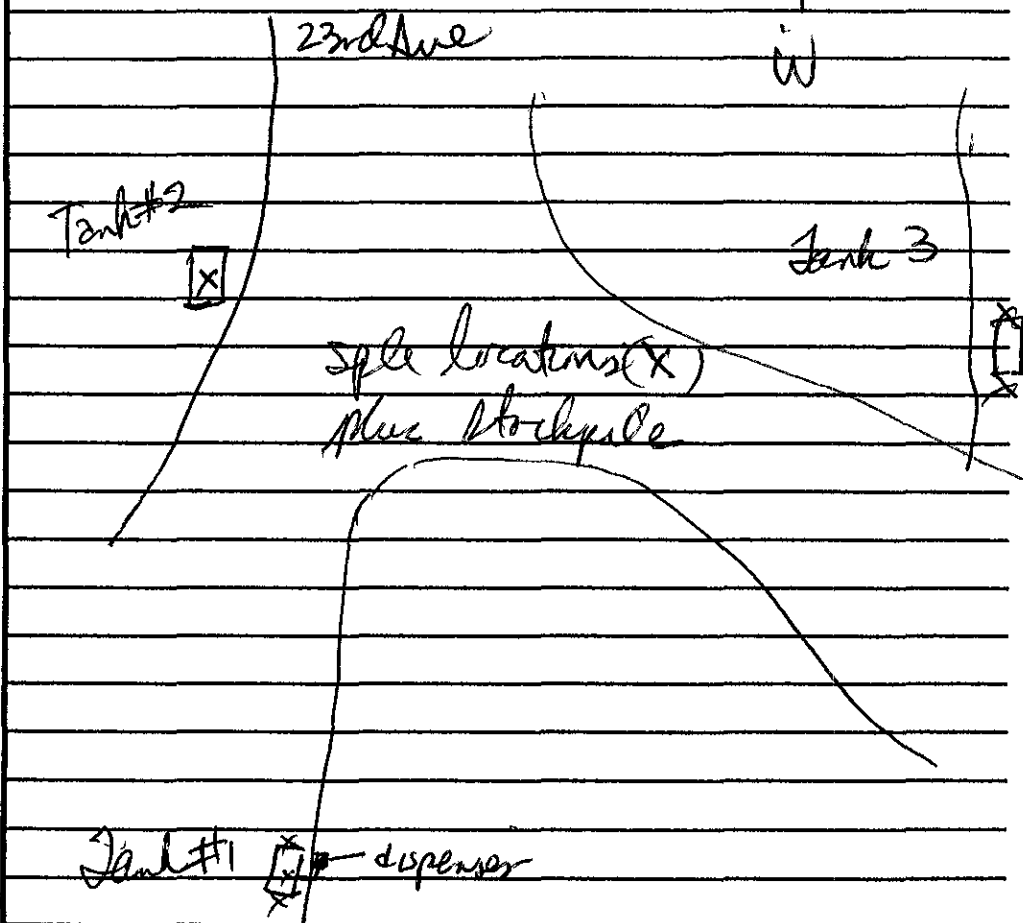
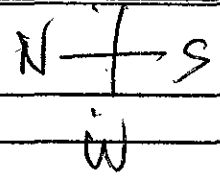
MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

* Calif. Administration Code (CAC) or the Health & Safety Code (H&S&C)

Comments:



II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N)
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(f)
- 18. Exemption Request? (Y/N) 25535(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General
- 1. Permit Application 25284 (H&S)
 - 2. Pipeline Leak Detection 25292 (H&S)
 - 3. Records Maintenance 2712
 - 4. Release Report 2651
 - 5. Closure Plans 2670

- Monitoring for Existing Tanks
- 6. Method
 - 1) Monthly Test
 - 2) Daily Vadose Semi-annual groundwater One time soils
 - 3) Daily Vadose One time soils Annual tank test
 - 4) Monthly Groundwater One time soils
 - 5) Daily Inventory Annual tank testing Cont pipe leak det Vadose/groundwater mon.
 - 6) Daily Inventory Annual tank testing Cont pipe leak det
 - 7) Weekly Tank Gauge Annual tank testing
 - 8) Annual Tank Testing Daily Inventory
 - 9) Other _____

- 7. Precs Tank Test Date: 2643
- 8. Inventory Rec. 2644
- 9. Soil Testing . 2646
- 10. Ground Water. 2647

- New Tanks
- 11. Monitor Plan 2632
 - 12. Access, Secure 2634
 - 13. Plans Submit Date: 2711
 - 14. As Built Date: 2635

Rev 8/88

Contact: _____
 Title: _____
 Signature: _____

Inspector: BC
 Signature: _____

II, III

ACORD CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

3-24-92 kjh

PRODUCER

H.E. (ED) MATHIAS & CO.
 P.O. BOX 2489
 SARATOGA, CA 95070
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COMPANIES AFFORDING COVERAGE

INSURED

LEO W. HERRICK
 DBA: H & H HOE SERVICE
 2747 PEARTREE LANE
 SAN JOSE, CA 95121

- COMPANY LETTER **A** AMERICAN STAR INSURANCE
- COMPANY LETTER **B**
- COMPANY LETTER **C**
- COMPANY LETTER **D**
- COMPANY LETTER **E**

COVERAGES

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	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE-POLICY LIMIT \$ DISEASE-EACH EMPLOYEE \$
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CERTIFICATE HOLDER

CONSOLIDATED ENVIRONMENTAL
 1777 SARATOGA AVE., SUITE 100
 SARATOGA CA 95129

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE H. E. (ED) MATHIAS & CO.

By: *Constantine J. Armon*

Certificate of Training

This Certifies That

ROD HERRICK

Has Completed The Required Course Of Training For

FORTY HOUR HEALTH AND SAFETY TRAINING (OSHA 1910.120)

And Is Awarded This Certificate By

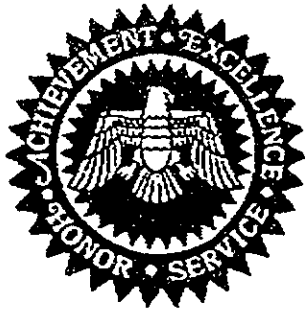
Stamco, Inc.

San Martin, California

This 13th Day Of March 1992



DAN SULLIVAN



18. Submit Worker Compensation Certificate and

Name of Insurer SELF Employed

19. Submit Risk Plan (See Instructions)

20. Enclose Deposit (See Instructions)

21. Report any leaks or contamination to this office within 5 days of discovery. The report shall be made on an Underground Storage Tank Unauthorized Leak/Contamination Site Report form. (see Instructions)

22. Submit a closure report to this office within 60 days of the tank removal. This report must contain all the information listed in item 22 of the instructions.

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true.

I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel health and safety. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Once I have received my stamped, accepted closure plan, I will contact the project Hazardous Materials Specialist at least three working days in advance of site work to schedule the required inspections.

Signature of Contractor

Name (please type) Leo W. Herrick

Signature *Leo W. Herrick*

Date 4-1-92

Signature of Site Owner or Operator

Name (please type) JEFF EANDI

Signature *Jeff Eandi*

Date 4-28-92

Fax Transmittal form

From: Consolidated Technologies

To: SUSAN HUGO

Pages to follow: 1

Description: Signature of Approval

Comments: Please Give TB Susan A.S.A.P.

CT Contact: DAVE Hobbs

If the following pages are not recieved please call the name and number listed below as soon as possible.

Name: DAVE Hobbs

Phone: (408) 923-9532