

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
04-12-06

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

April 11, 2006

Thomas O. Gillis
1153 Copper Verde Lane
Modesto, CA 95355

Clarence & Virginia Glasper
PO Box 245160
Sacramento, CA 95824-5160

Dear Mr. Gillis, Mr. & Mrs. Glasper:

Subject: Fuel Leak Case No. ROOOO041, Mandela Trucking,
1225 Mandela Parkway, Oakland, CA

Alameda County Environmental Health (ACEH) staff has reviewed "Work Plan for Additional Site Characterization" dated January 21, 2006, and "Proposed Additional Soil Boring, Waste Oil Tank Cavity" dated April 6, 2006, both prepared by Golden Gate Tank Removal, Inc. (GGTR). We request that you perform the proposed work and send us the reports requested below.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Don Hwang), according to the following schedule:

- June 11, 2006 - Soil and Water Investigation 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.

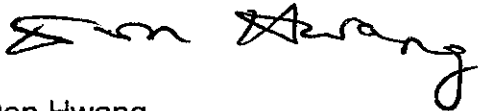
PERJURY STATEMENT

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.

Mr. Gillis
Mr. & Mrs. Glasper
April 11, 2006
Page 2

If you have any questions, please call me at (510) 567-6746.

Sincerely,

A handwritten signature in black ink, appearing to read "Don Hwang". The signature is written in a cursive style with a large, looping "H" and a long, sweeping "g".

Don Hwang
Hazardous Materials Specialist
Local Oversight Program

c: Brent A. Wheeler, Golden Gate Tank Removal, Inc., 255 Shipley Street,
San Francisco, Ca. 94107
Donna Drogos
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT 4-4-2000
incl cc's

2041

April 4, 2000

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

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824
STID 4153

RE: Mandela Trucking, 1225 Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

I have reviewed the chemical analysis of the sample taken on March 20, 2000 from the stockpile soil from the above site. It is acceptable to use as backfill if the City of Oakland, Fire Department -Hazardous Materials section concurs.

If you have any questions, please contact me at (510) 567-6774.

Sincerely,


Larry Seto
Sr. Hazardous Materials Specialist

Cc: Tracy Wallace, Golden Gate Tank Removal, 255 Shipley Street, San Francisco,
CA 94107
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



Ro#41

March 23, 1999

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

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824
STID 4153

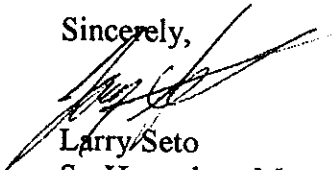
RE: Mandela Trucking, 1225 Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

This letter is to confirm that this office received your revised Figure 2 to show the area of the tank removal excavation that will be scraped and sampled for gas and diesel contamination.

If you have any questions, please contact me at (510) 567-6774.

Sincerely,


Larry Seto
Sr. Hazardous Materials Specialist

Cc: John Carver, Golden Gate Tank Removal, 255 Shipley Street,
San Francisco, CA 94107

Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO# 41

February 1, 1999

ENVIRONMENTAL HEALTH SERVICES

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

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824
STID 4153

RE: Mandela Trucking, 1225 Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

I have reviewed your Workplan for Additional Work dated October 23, 1998 that was prepared by Golden Gate Tank Removal. This workplan is acceptable with the condition that a copy of Figure mmmn is sent to this office. Figure mmmn identifies the approximate area that will be scrapped from the gasoline/diesel underground excavation.

In addition, please send to this office a copy of your final Waste Oil Tank Removal Report for the underground tank that was removed in June 1998.

If you have any questions, please contact me at (510) 567-6774.

Sincerely,



Larry Seto
Sr. Hazardous Materials Specialist

Cc: John Carver, Golden Gate Tank Removal, 255 Shipley Street, San Francisco,
CA 94107
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO#41

Certified Mailer # P 143 589 385

August 28, 1998

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

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824
STID 4153

NOTICE OF VIOLATION

1225

RE: Mandela Trucking, ~~1255~~ Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

A letter dated July 20, 1998 was sent to you requesting a sampling workplan that complies with the Directive and Order Pursuant to Health and Safety Code Section 25299 dated August 11, 1997. As of this date, this workplan has not been received in this office. **Please submit a sampling plan that complies with this Directive within 30 days of the receipt of this letter.**

If you have any questions, please contact me at (510) 567-6774.

Sincerely,


Larry Seto
Sr. Hazardous Materials Specialist

Cc: Leroy Griffin, City of Oakland Fire
John Carver, Golden Gate Tank Removal, 255 Shipley Street
San Francisco, CA 94107
Bob Chambers, Alameda County District Attorney's Office, Consumer
And Environmental Protection
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



MANDELA TRUCKING
1225 MANDELA PKWY.
OAKLAND, CA

R0#41

July 24, 1998

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824

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

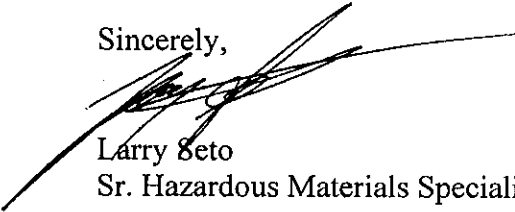
RE: Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

I mailed you a letter dated July 20, 1998, and referenced the Directive and Order Pursuant To Health and Safety Code Section 25299 for sampling. The correct date for this document is August 11, 1997. Please make this correction on your letter.

If you have any questions, please contact me at (510) 567-6774.

Sincerely,


Larry Seto
Sr. Hazardous Materials Specialist

Cc: Leroy Griffin, City of Oakland, Fire Department
John Carver, Golden Gate Tank Removal, 255 Shipley Street, San Francisco
CA 94107
Bob Chambers, Alameda County District Attorney's Office, Consumer and
Environmental Protection
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO# 41

July 20, 1998

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

Mr. Clarence Glasper
P.O. Box 245160
Sacramento, CA 95824
STID 4153

RE: Mandela Trucking, 1255 Mandela Parkway, Oakland, CA 94607

Dear Mr. Glasper:

I have reviewed your Gasoline Tank Soil Sampling and Analyses report dated July 9, 1998 that was prepared by Golden Gate Tank Removal for the above site. **There is no workplan in the site file that approved the sampling locations for the samples taken on June 17, 1998. Sampling must comply with the Directive and Order Pursuant To Health and Safety Code Section 25299 dated August 11, 1998. Please submit a sampling plan that complies with this Directive within 30 days of the receipt of this letter.**

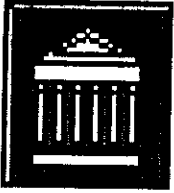
If you have any questions, please contact me at (510) 567-6774.

Sincerely,



Larry Seto
Sr. Hazardous Materials Specialist

Cc: Leroy Griffin, City of Oakland Fire Department
John Carver, Golden Gate Tank Removal, 255 Shipley St., San Francisco, CA
94107
Bob Chambers, Alameda County District Attorney 's Office, Consumer and
Environmental Protection
Files



Alameda County Environmental Enforcement Review Panel

Alameda County District Attorney, Alameda County Environmental Health, California Department of Fish and Game, City of Alameda, City of Albany, City of Berkeley, City of Dublin, City of Emeryville, City of Fremont, City of Hayward, City of Livermore, City of Newark, City of Oakland, City of Piedmont, City of Pleasanton, City of San Leandro, City of Union City

NOTICE OF OFFICIAL ACTION

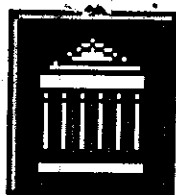
The attached **Directive** has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this **Direction**, all communication and arrangements to comply should be through this Agency. Please call **Jennifer Eberle** at (510) 567-6761 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$10,000 per day per violation as stated in the attached **Directive**.

I Thomas Deacchi, do hereby certify that I served
Clarence Gasper with a copy of the attached **Directive** by
 certified mailer # P 368 729 409.

Dated: 8-11-97

Thomas Deacchi
 (signature)



Alameda County Environmental Enforcement Review Panel

Alameda County District Attorney, Alameda County Environmental Health, California Department of Fish and Game, City of Alameda, City of Albany, City of Berkeley, City of Dublin, City of Emeryville, City of Fremont, City of Hayward, City of Livermore, City of Newark, City of Oakland, City of Piedmont, City of Pleasanton, City of San Leandro, City of Union City

DIRECTIVE AND ORDER

PURSUANT TO HEALTH AND SAFETY CODE SECTION 25299

IN RE THE PROPERTY KNOWN AS: **1225 Mandela Parkway**
Oakland, CA

TO: Clarence Glasper, site owner & operator
 P.O. Box 245160
 Sacramento, CA 945824-5160

Clarence Glasper
 2221 "A" Rice Drive
 West Sacramento, CA

An Environmental Enforcement Review Panel was held at the Alameda County Department of Environmental Health on May 7, 1997 at 1:00 p.m. The party herein named was served with notice and appeared. The Panel, having considered the evidence and all facts presented to it, hereby finds that the above-named party is the responsible owner/operator of the property/business named herein. The Panel requires you to:

1. Complete the tank closure, as begun under permit from Alameda County Environmental Health, in July 1996. Requirements for tank closure not yet completed include:
 - 1.1. Remove piping and dispensers from the former gasoline/diesel dispensing operations; sample soils to determine if a leak occurred under piping joints or the dispensers by September 15, 1997.
 - 1.2. Ensure that all contaminated soils are removed from the former tank pit and resample areas of concern to show that the pit is "clean." Areas of concern included the area of samples D-2-N-11, D-2-S-11, and D-1-S-11. This must be completed by September 15, 1997.
 - 1.3. Resample stockpile G-ST-N for TPH as gasoline and BTEX. This stockpile contains soils removed from around the former UST. The laboratory reports must be completed by September 15, 1997.
 - 1.4. Dispose of all contaminated soils in an appropriate landfill rather than using them as backfill in the former tank pit. This must be completed by September 15, 1997.
 - 1.5. Submit the tank removal report detailing all activities completed since July 1996. This must be completed by September 15, 1997.

2. Submit an "Underground Storage Tank Closure Plan" to remove the waste oil tank remaining on site. This application must be accompanied by appropriate permit fees for site oversight. This must be completed by September 15, 1997.

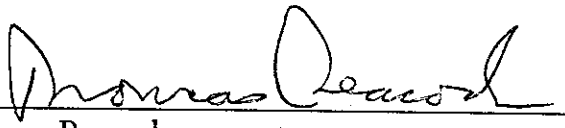
The completion of the above work may not satisfy all your obligations to ensure that the site is clean. Additional workplans and technical reports may be required of you based upon an evaluation of the data required above. Additional work required by Alameda County Department of Environmental Health will be communicated to you in writing and submittal dates for this work will be included. All work must adhere to the requirements articulated in *The Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites, Dated 8/10/90*.

This Directive is a **Legal Request to Furnish Information** pursuant to California Health and Safety Code Sections 25299.37 and 25299.78. Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by Alameda County Department of Environmental Health.

Failure to undertake the required corrective action, including the submittal of a technical report after the date specified in this request, may result in fines of up to \$5,000 per day per tank pursuant to Health and Safety Code section 25299 and \$10,000 per day per tank pursuant to Health and Safety Code section 25299.76. All submittals pursuant to this directive must be signed by the (party/parties) named herein under penalty of perjury as required by Health and Safety Code section 25299.78.

All submittals pursuant to this directive must be signed by the parties named herein and sent to Jennifer Eberle, Hazardous Materials Specialist at (510)567-6761.

Dated: 8-11-97


 Thomas Peacock
 Manager, Division of Environmental Protection
 Alameda County Department of Environmental Health

cc: Jennifer Krebs, Environmental Enforcement Review Panel
 Bob Chambers, Alameda County District Attorney's Office
 Gordon Coleman, Alameda County Environmental Health Services



Alameda County Environmental Enforcement Review Panel

Alameda County District Attorney, Alameda County Environmental Health, California Department of Fish and Game, City of Alameda, City of Albany, City of Berkeley, City of Dublin, City of Emeryville, City of Fremont, City of Hayward, City of Livermore, City of Newark, City of Oakland, City of Piedmont, City of Pleasanton, City of San Leandro, City of Union City

NOTICE OF OFFICIAL ACTION

The attached **Directive** has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this **Direction**, all communication and arrangements to comply should be through this Agency. Please call **Jennifer Eberle** at (510) 567-6761 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$10,000 per day per violation as stated in the attached **Directive**.

I Thomas Beach, do hereby certify that I served
Clarence Gasper with a copy of the attached **Directive** by
 certified mailer # P 368 729 410.

Dated: 8-11-97

Thomas Beach
 (signature)



Alameda County Environmental Enforcement Review Panel

Alameda County District Attorney, Alameda County Environmental Health, California Department of Fish and Game, City of Alameda, City of Albany, City of Berkeley, City of Dublin, City of Emeryville, City of Fremont, City of Hayward, City of Livermore, City of Newark, City of Oakland, City of Piedmont, City of Pleasanton, City of San Leandro, City of Union City

DIRECTIVE AND ORDER PURSUANT TO HEALTH AND SAFETY CODE SECTION 25299

IN RE THE PROPERTY KNOWN AS: **1225 Mandela Parkway**
Oakland, CA

TO: Clarence Glasper, site owner & operator
P.O. Box 245160
Sacramento, CA 945824-5160

Clarence Glasper
2221 "A" Rice Drive
West Sacramento, CA

An Environmental Enforcement Review Panel was held at the Alameda County Department of Environmental Health on May 7, 1997 at 1:00 p.m. The party herein named was served with notice and appeared. The Panel, having considered the evidence and all facts presented to it, hereby finds that the above-named party is the responsible owner/operator of the property/business named herein. The Panel requires you to:

1. Complete the tank closure, as begun under permit from Alameda County Environmental Health, in July 1996. Requirements for tank closure not yet completed include:
 - 1.1. Remove piping and dispensers from the former gasoline/diesel dispensing operations; sample soils to determine if a leak occurred under piping joints or the dispensers by September 15, 1997.
 - 1.2. Ensure that all contaminated soils are removed from the former tank pit and resample areas of concern to show that the pit is "clean." Areas of concern included the area of samples D-2-N-11, D-2-S-11, and D-1-S-11. This must be completed by September 15, 1997.
 - 1.3. Resample stockpile G-ST-N for TPH as gasoline and BTEX. This stockpile contains soils removed from around the former UST. The laboratory reports must be completed by September 15, 1997.
 - 1.4. Dispose of all contaminated soils in an appropriate landfill rather than using them as backfill in the former tank pit. This must be completed by September 15, 1997.
 - 1.5. Submit the tank removal report detailing all activities completed since July 1996. This must be completed by September 15, 1997.

2. Submit an "Underground Storage Tank Closure Plan" to remove the waste oil tank remaining on site. This application must be accompanied by appropriate permit fees for site oversight. This must be completed by September 15, 1997.

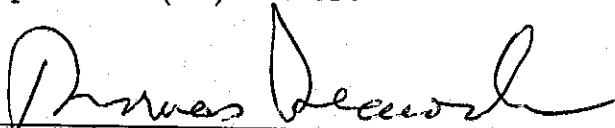
The completion of the above work may not satisfy all your obligations to ensure that the site is clean. Additional workplans and technical reports may be required of you based upon an evaluation of the data required above. Additional work required by Alameda County Department of Environmental Health will be communicated to you in writing and submittal dates for this work will be included. All work must adhere to the requirements articulated in *The Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites, Dated 8/10/90*.

This Directive is a **Legal Request to Furnish Information** pursuant to California Health and Safety Code Sections 25299.37 and 25299.78. Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by Alameda County Department of Environmental Health.

Failure to undertake the required corrective action, including the submittal of a technical report after the date specified in this request, may result in fines of up to \$5,000 per day per tank pursuant to Health and Safety Code section 25299 and \$10,000 per day per tank pursuant to Health and Safety Code section 25299.76. All submittals pursuant to this directive must be signed by the (party/parties) named herein under penalty of perjury as required by Health and Safety Code section 25299.78.

All submittals pursuant to this directive must be signed by the parties named herein and sent to Jennifer Eberle, Hazardous Materials Specialist at (510)567-6761.

Dated: 8-11-97



Thomas Peacock
Manager, Division of Environmental Protection
Alameda County Department of Environmental Health

cc: Jennifer Krebs, Environmental Enforcement Review Panel
Bob Chambers, Alameda County District Attorney's Office
Gordon Coleman, Alameda County Environmental Health Services

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



2041

January 3, 1997
STID 4153
page 1 of 2

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

Attn: Clarence and Virginia Glasper
Mandela Trucking
PO Box 245160
Sacramento CA 95824-5160

RE: Mandela Trucking site, 1225 Mandela Pkwy, Oakland CA 94607

Dear Mr. Glasper,

As you know, three 4,000-gallon underground storage tanks (USTs) were removed from this site on 7/11/96 by Accutite Environmental Engineering. Two USTs reportedly contained diesel fuel and the third UST reportedly contained gasoline fuel. Two soil samples were collected from below each UST. Six additional samples were collected from the stockpiled soils, for a total of twelve soil samples. Laboratory results indicate non-detect (ND) to very low concentrations of Benzene, Toluene, Ethylbenzene, and Xylenes (BTEX). There were trace concentrations ND to 5.3 mg/kg) of gasoline contamination (Total Petroleum Hydrocarbons as Gasoline or TPHg). There were moderate concentrations (ND to 1300 mg/kg) of diesel contamination (Total Petroleum Hydrocarbons as Diesel or TPHd).

Currently, the excavation remains open and the UST investigation/closure is incomplete. The walls of the excavation should be scraped and resampled in the areas of the diesel contamination. The UST excavation must be backfilled with clean, imported fill and/or clean stockpiled soils. (It would be acceptable to reuse the stockpiles from the gasoline UST as backfill.) The stockpiles from the diesel UST should be properly disposed; legible and complete disposal documentation must be submitted to this office. The piping and dispensers must be removed, and further sampling needs to occur in these areas. In addition, the waste oil UST must be removed and soils sampled (or it must be permitted). A separate "Underground Tank Closure Plan" must be submitted for removal of the waste oil UST.

In addition, the tank removal report is overdue. This report is due within 60 days of the tank removal, as per the "Underground Tank Closure Plan," which Accutite submitted and which both Accutite and yourself signed in May 1996. I have enclosed a copy of the signature page for your reference.

Please be advised that "no person shall close an underground tank system unless that person . . . demonstrates to the appropriate agency . . . that the site has been investigated to determine if there are any present, or were past releases, and if so, that appropriate corrective or remedial actions have been taken," as per Section 25298 (c) (4) of the

January 3, 1997
STID 4153
page 2 of 2
Attn: Clarence and Virginia Glasper

California Health & Safety Code, (CH&SC) Division 20, Chapter 6.7. Further, "any operator of an underground tank system shall be liable for a civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000) for each underground storage tank for each day of violation for. . .failure to properly close an underground tank system," as per Section 25299 (a) (5) of CH&SC, Division 20, Chapter 6.7.

Therefore, you are required to submit the tank closure report within 30 days, or by February 3, 1997. In addition, you are required to sign a contract with a qualified environmental contractor or consultant to finish the UST job as specified above (in the second paragraph). Please submit a copy of the signed contract to this office within 45 days, or by February 18, 1997.

I understand that Mandela Trucking Inc. filed Chapter 11 bankruptcy in September 1992. However, since the property and the USTs are owned by yourselves as individuals, you are required to comply with the above mentioned directives.

If you have any questions regarding this letter, please contact me at (510) 567-6761.

Very truly yours,



Jennifer Eberle
Hazardous Materials Specialist

cc: Sami Maleab, Accutite Environmental Engineering, 35 So. Linden Av., South San Francisco CA 94080-6407
Attn: Kevin Crey, Title West Mortgage Company, 5530 Corbin Ave., suite 245, Tarzana CA 91356
Bruce Lubarsky, Jackson, Lubarsky attorneys at law, 400 South El Camino Real, Suite 700, San Mateo CA 94402
Larry Blazer, Alameda County District Attorney's Office of Environmental and Consumer Protection
Kevin Tinsley
J. Eberle/file

je.4153

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO#41

Alameda County CC4580
Environmental Health Services
1131 Harbor Bay Pkwy., #250
Alameda CA 94502-6577
(510)567-6700 FAX(510)337-9335

June 4, 1996

Mr. Curtis Poon
East Bay Asian Local Development Corporation
310 Eighth Street, Suite 309
Oakland, CA - 95607 - 4253

Ref: Mandela Trucking , 1225 Mandela Pkwy, Oakland, CA

Dear Mr. Poon:

I am in receipt of the workplan dated May 22, 1996, prepared by Innovative and Creative Environmental Solutions (ICE) for the above referenced property. This document has been reviewed and is acceptable to this Department.

This Department should be notified prior to initiating any field work. If you have any questions, call me at (510) 567-6764.

Sincerely,

Madhulla Logan
Hazardous Material Specialist

CC: Peng Leong, ICE, P.O Box 11582, Berkeley, CA - 94712



AGENCY

DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, DIRECTOR

April 25, 1996

CERTIFIED MAILER: Z 196 176 944

DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

Mr. Clarence Glasper
Mandela Trucking
P.O. Box 245160
Sacramento, California 95824-5160
STID # 4153

**RE: FOUR UNDERGROUND STORAGE TANK LOCATED AT MANDELA TRUCKING,
1225 MANDELA PARKWAY, OAKLAND, CALIFORNIA 94607**

SECOND NOTICE OF VIOLATION

Dear Mr. Clarence Glasper:

Our file of this property and the county tax assessor records show that you own and/or control the underground storage tanks at the location named above. During an inspection that was conducted on December 14, 1995, there was no evidence of an approved tank monitoring program or tank integrity testing available for review. Neither have we received any documentation to indicate the tanks are being monitored, following the inspection.

You should be aware, tanks which have been taken out of service also require approval from this office, for temporary closure. For this approval the tank must be emptied, openings must be secured, the surrounding soil tested for contamination and power to the dispensers cut-off.

In a telephone conversation during the inspection you stated the tanks were still in service. However, due to the cost involved in monitoring the tanks they will be removed. In order to follow up that conversation, I mailed to you underground tank(s) removal instructions and a UST-Closure Plan. Along with the information this office requested that you initiate the tank removal process within 30 days from receiving the request. Since then we have received your Underground Storage Tank Permit Application Forms A and B(s), but none of the other documentation to qualify for a permit.

Consequently, you are hereby formally advised that, pursuant to the California Administrative Code (CAC), Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations, you must perform one of the following actions;

1. Properly complete permanent closure of the tank(s) in accordance with the requirements of Title 23 (CAC), Article 7, section 2672. Or

Page 2 of 2
April 25, 1996
Mr. Glasper
Notice of Violation Con't

2. Complete application for a final permit to operate the tank(s), as required by Article 10, section 2710 of the same regulations.

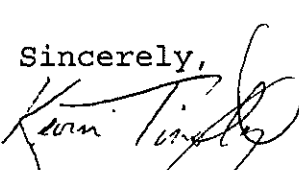
As of today this department has not been notified of the date planned to remove the tanks. In addition, we have not received a written reply in response to the first Notice of Violation issued February 23, 1996. **You should be aware that failure to manage the tanks in compliance with the law or remove the tanks from the ground is in violation of the Health and Safety Code, Chapter 6.7 et seq..** In order to abate the violation, you must take the necessary actions to comply with items 1 or 2 listed above within 30 days from the date of this notice. A reinspection will be conducted to verify your compliance.

Please be informed, the California Health and Safety Code, section 25299 states that any owner or operator of an underground tank is liable for civil penalties of not less than five (\$500) hundred dollars and not more than five (5,000) thousand dollars per day for failure to obtain a permit, or failing to properly close an underground storage tank.

This Notice of Violation is issued to you under the authority of the California Health and Safety Code, Chapter 6.7, section 25288 and 25289. Copies of the Code sections referred to herein may be reviewed at most public libraries or at this Agency.

If you have any questions regarding this Notice, please call me at, (510) 567-6731 between 10:00 a.m. and 3:00 p.m., Tuesday through Friday.

Sincerely,


Kevin Tinsley
Hazardous Materials Specialist
Underground Tank Program

c, Ariu Levi, Area Manager North-County, Alameda County
Environmental Protection
Gil Jensen, Alameda County District Attorney's Office,
Consumer Affairs
Pam Evans, Senior Hazardous Materials Specialist, AlCo.
E.P.S.



February 23, 1996

DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

CERTIFIED MAILER: Z 296 048 395

Mr. Clarence Glasper
Mandela Trucking
P.O. Box 245160
Sacramento, California 95824-5160
STID # 4153

**RE: FOUR UNDERGROUND STORAGE TANK LOCATED AT MANDELA TRUCKING,
1225 MANDELA PARKWAY, OAKLAND, CALIFORNIA 94607**

NOTICE OF VIOLATION

Dear Mr. Clarence Glasper:

Our file of this property and the county tax assessor records show that you own and/or control the underground storage tanks at the location named above. During an inspection that was conducted on December 14, 1995, I observed the fuel and waste oil tanks located on the east side of the office. It appeared the tanks were not being properly maintained and possibly out of service at that time. There were no monitoring records available during the inspection and no evidence of tank monitoring has been substantiated or reported to this office.

In a telephone conversation during the inspection you stated the tanks were still in service. However, due to the cost involved in monitoring the tanks they will be removed. In order to follow up that conversation, I mailed to you underground tank(s) removal instructions and a UST-Closure Plan. Along with the information this office requested that you initiate the tank removal process within 30 days from receiving the request. We have not yet received a response from you regarding this matter.

Consequently, you are hereby formally advised that, pursuant to the California Administrative Code (CAC), Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations, you must perform one of the following actions;

1. Properly complete permanent closure of the tank(s) in accordance with the requirements of Title 23 (CAC), Article 7, section 2672. Or
2. Apply for a final permit to operate the tank(s), as required by Article 10, section 2710 of the same regulations.

Page 2 of 2
February 23, 1996
Mr. Glasper
Notice of Violation Con't

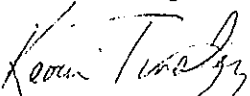
As of today this department has not been notified of the date planned to remove the tanks. **You should be aware that failure to manage the tanks in compliance with the law or remove the tanks from the ground is in violation of the Health and Safety Code, Chapter 6.7 et seq..** In order to abate the violation, you must take the necessary actions to comply with items 1 or 2 listed above within 30 days from the date of this notice. A reinspection will be conducted to verify your compliance.

In addition the California Health and Safety Code, section 25299 states that any owner or operator of an underground tank is liable for civil penalties of not less than five (\$500) hundred dollars and not more than five (5,000) thousand dollars per day for failure to obtain a permit, or failing to properly close an underground storage tank.

This Notice of Violation is issued to you under the authority of the California Health and Safety Code, Chapter 6.7, section 25288 and 25289. Copies of the Code sections referred to herein may be reviewed at most public libraries or at this Agency.

If you have any questions regarding this Notice, please call me at, (510) 567-6731 between 10:00 a.m. and 3:00 p.m., Tuesday through Friday.

Sincerely,



Kevin/Tinsley
Hazardous Materials Specialist
Underground Tank Program

c, Ariu Levi, Area Manager North-County, Alameda County
Environmental Protection
Gil Jensen, Alameda County District Attorney's Office,
Consumer Affairs
Pam Evans, Senior Hazardous Materials Specialist, AlCo.
E.P.S.