

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ENT
03-1505

March 15 2005

Kyle Christie
Atlantic Richfield Company
6 Centerpointe Drive, LPR6-161
La Palma, CA 90623-1066

Liz Sewell
ConocoPhillips
Risk Management & Remediation
76 Broadway
Sacramento, CA 95818

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

Subject: Fuel Leak Case No. RO0000066, BP #11126, Active Service Station at 1700
Powell Street, Emeryville, California – Workplan Approval

Dear Mr. Christie and Ms. Sewell:

Alameda County Environmental Health (ACEH) has reviewed the February 3, 2005 *Addendum to Offsite Assessment Work Plan* prepared by URS Corporation for the above-referenced site. We concur with your workplan provided the following conditions are met:

1. If deemed necessary by your geologist or engineer to fully define the vertical and lateral extent of contamination, additional soil or groundwater samples will be collected as part of the current investigation efforts. ACEH will be informed via telephone or email of any additions to the sampling and analysis plan. Any additional work will follow the workplan-specified procedures. Dynamic investigations are consistent with USEPA protocol for expedited site assessments, which are scientifically valid and offer a cost-effective approach to fully define a plume and to help progress a case toward closure.
2. 72-hr advance written notification (email preferred) will be provided to ACEH prior to field sampling activities.

REPORT REQUEST

Please submit your *Soil and Water Investigation Report*, which addresses the comments above by **June 15, 2005**. ACEH makes this request pursuant to California Health & Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2778 outline the responsibilities of a responsible party for an unauthorized release from an UST system, and require your compliance with this request.

Professional Certification and Conclusions/Recommendations

The California Business and Professions Code (Sections 6735 and 7835.1) requires that workplans 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.

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.

UNDERGROUND STORAGE TANK CLEANUP FUND

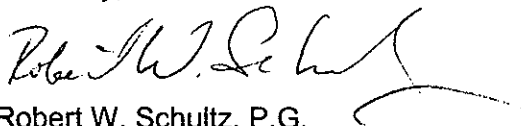
Please note that delays in investigation, late reports or enforcement actions by ACEH may result in you becoming ineligible to receive cleanup cost reimbursement from the state's Underground Storage Tank Cleanup Fund (senate Bill 2004).

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 County District Attorney or other appropriate agency, for enforcement. California Health and Safety Code, Section 25299.76 authorizes ACEH enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Please call me at (510) 567-6719 with any questions regarding this case.

Sincerely,



Robert W. Schultz, P.G.
Hazardous Materials Specialist

- cc: Lynelle Onishi, URS Corporation, 500 12th St., Ste. 200, Oakland, CA 94607-4014
- Chad Braithwaite, Regency Centers Corporation, 555 South Flower St., Ste. 3500, Los Angeles, CA 90071
- Donna Drogos, ACEH
- Robert W. Schultz, ACEH

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RO0000066

April 28, 2004

Mr. Paul Supple
ARCO
P.O. Box 6549
Moraga, CA 94549

RE: IRAP Workplan Approval for BP Station #11126, 1700 Powell Street,
Emeryville, CA

Dear Mr. Supple:

I have completed review of URS' July 2003 *Interim Remedial Action and Offsite Assessment Work Plan* and URS' April 20, 2004 modification to said workplan, both prepared for the above referenced site. The proposal to perform bi-weekly groundwater batch extraction from well MW-9 for 6 months is acceptable. In addition, the proposal to install 3 offsite groundwater monitoring wells is also acceptable. Upon completion of interim remedial action at the site, URS will provide a Corrective Action Plan and develop a Conceptual Site Model for the site.

The workplan should be implemented within 60 days of the date of this letter, or by June 30, 2004. If you have any questions, I can be reached at (510) 567-6762 or by email at eva.chu@acgov.org.

eva chu
Hazardous Materials Specialist

c: Donna Drogos
Liz Sewell, ConocoPhillips, 76 Broadway, Sacramento, CA 95818

email: Leonard Niles, URS

ALAMEDA COUNTY
HEALTH CARE SERVICES

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DAVID J. KEARS, Agency Director



SENT 4-28-04

RO0000066

April 28, 2004

Mr. Paul Supple
ARCO
P.O. Box 6549
Moraga, CA 94549

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eva chu
Hazardous Materials Specialist

c: Donna Drogos
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email: Leonard Niles, URS

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1131 Harbor Bay Parkway, Suite 250
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RO0000066

April 25, 2003

Mr. Scott Hooton
BP Oil
295 SW 41st St, Bldg 13, Ste N
Renton, WA 98055-4931

Ms. Liz Sewell
Conoco Philips
76 Broadway
Sacramento, CA 95212 95818

RE: Migration Control at Former BP 11126, 1700 Powell St, Emeryville, CA

Dear Mr. Hooton and Ms. Sewell:

I have completed review of the case file for the above referenced site. I am very concerned with the high levels of petroleum hydrocarbons, including benzene and MTBE at and downgradient from your site. Presently, a maximum of 69,000 ppb TPHg, 11,000 ppb benzene and 28,000 ppb MTBE is detected in groundwater from well MW-9. MTBE concentrations are increasing in the most downgradient well, MW-7. The contaminant plume does not appear stable and continues to migrate offsite. The extent of the plume has not been delineated.

At this time, you must implement migration control to prevent continued creation of a dissolved contaminant plume. It is recommended that pump and treat be used to control migration of BTEX and MTBE. Please outline your proposal for migration control in an Interim Remediation Work Plan. The work plan is due within 45 days of the date of this letter, or by June 20, 2003. The work plan should include a proposal to delineate the extent of the plume, too.

If you have any questions, I can be reached at (510) 567-6762 or by email at echu@co.alameda.ca.us.

eva chu
Hazardous Materials Specialist

c: Donna Drogos

ALAMEDA COUNTY
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DAVID J. KEARS, Agency Director



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If you have any questions, I can be reached at (510) 567-6762 or by email at echu@co.alameda.ca.us.

A handwritten signature in black ink, appearing to read 'eva chu', is written over a horizontal line.

eva chu
Hazardous Materials Specialist

c: Donna Drogos

ALAMEDA COUNTY
HEALTH CARE SERVICES

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DAVID J. KEARS, Agency Director



00-28-23

ENVIRONMENTAL HEALTH SERVICES
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Alameda, CA 94502-6577
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April 25, 2003

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eva chu
Hazardous Materials Specialist

c: Donna Drogos

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R066

June 11, 2001

STID 4050

Janette M. Thompson
Regional Compliance Specialist
Tosco Marketing Company
2000 Crow Canyon Place, Ste 400
San Ramon, California 94583

Shahraim Azimi
Operator, #11126
Emery Bay 76
1700 Powell Street
Emeryville, California 94608

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

Subject: Underground storage tank operating permit, 1700 Powell Street, Emeryville, CA 94608

Dear Ms. Thompson and Mr. Azimi:

This letter is intended to guide you in the proper management of the underground storage tanks (USTs) located at the subject site and to describe actions necessary for compliance with the permit conditions.

The installed system at the above location includes three single wall fiberglass reinforced plastic (FRP) motor vehicle fuel tanks (MVF). The double wall FRP pressurized piping is monitored continuously at the submersible turbine sump (STP). Tank leak detection is performed using an automatic tank gauge which continuously gathers product elevation data in each of the three tanks. The data is analyzed by the monitoring console and reported as a hard copy printout on a monthly basis.

All components of the fuel delivery system are continuously monitored for releases. The electronic monitor, Veeder Root TLS 350, is configured to shut down the appropriate turbine(s) if the monitor is in alarm as a result of a product detection in the STP. The turbine(s) will also shut down if power to the monitor is disconnected. Dispenser containment is equipped with mechanical shear valve shutdown of product lines if liquid is detected in the containment.

Compliance with the following conditions is a requirement of the permit to operate:

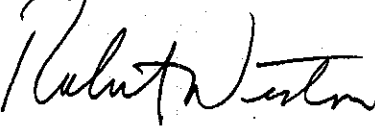
1. Perform leak detection using the sensors and monitoring system as described above. Maintain a copy of the printouts of the monthly tests for all three tanks for at least three years. At the end of each calendar year prepare and organize a report for the preceding twelve months listing all three MVF tank, with the passing test report. If a tank fails the monthly test you are required to notify this office within 24 hours.
2. Provide a qualified maintenance contractor for the annual inspection of the entire UST system. System certification by your contractor may take place concurrently.

1700 Powell Street
June 11, 2001
page 2

3. Annually perform operational tests on the electronic monitoring equipment employing factory certified technicians. Maintain records of all maintenance performed on the tank system for at least three years.
4. Maintain written records of all liquid alarm conditions and their resolution. Maintain certification of financial responsibility with documentation on-site.
5. Provide employee training and document such training necessary to operate a retail fueling station including but not limited to responding to fuel spills and emergencies.
6. Report unauthorized releases to this office within 24 hours of discovery. Provide a written report within five working days.
7. All changes in monitoring equipment must be pre-approved by this office prior to implementation.
8. Report changes in facility operator or tank owners within 30 days of the change.
9. Maintain a copy of the operating permit and operating conditions on-site.

This permit expires on May 1, 2006. If you have any questions regarding the operation of this tank system please contact me at (510) 567-6781.

Sincerely,



Robert Weston
Sr. Hazardous Materials Specialist

enclosures

c: Susan Hugo, ACDEH
Tosco Corporation, P.O. Box 52085, Phoenix, AZ 85072

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



SENT 8-18-2000

RO# 66

August 17, 2000

STID 4050

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

Merliza Alcala
Tosco Marketing Company
2000 Crow Canyon Place, Ste. 400
San Ramon, CA 94583

Azimi Shahraim
Tosco # 30177
1700 Powell Street
Emeryville, CA 94608

Re: Inspection of Tosco Station #30177, 1700 Powell Street, Emeryville

Dear Ms. Alcala and Mr. Shahraim:

A regulatory compliance inspection was performed at the subject Tosco facility on August 8, 2000. A representative of Central Petroleum facilitated the inspection. The purpose of the inspection was to determine compliance with conditions of the facility underground storage tank (UST) operating permit, as well as provisions of Title 23, California Code of Regulations (CCR) and California Health and Safety Code (HSC) Chapter 6.7.

The following is a summary of non-compliant and other conditions noted at the time of the inspection:

- All product tank overfill buckets had accumulations of dirt and debris
- Some of the bolts that hold down several of the steel surface covers were stripped
- Liquid was present in the mechanical float amplifier wells of several of the Bravo dispenser containment boxes
- All of the chains connecting the mechanical floats to the shear valves within the Bravo containment boxes were too slack

Review of Tosco's 12/09/98 monitoring plan for this site does not clarify the intended monitoring options chosen for the UST systems. For example, although the Veeder-Root TLS-350 was shown to be configured for "fail-safe" operation during the 8/08/00 inspection, this monitoring element does not appear on the monitoring plan. Also, the waste oil tank still appears on the monitoring plan, although it was removed in April 1999. Consequently, the monitoring program must be revised to reflect the current and intended monitoring options and elements.

Ms. Alcala and Mr. Shahraim
Re: 1700 Powell St., Emeryville
August 17, 2000
Page 2 of 2

At this time, Tosco is required to correct the tank system operation and maintenance, and facility management issues identified in this inspection report, namely:

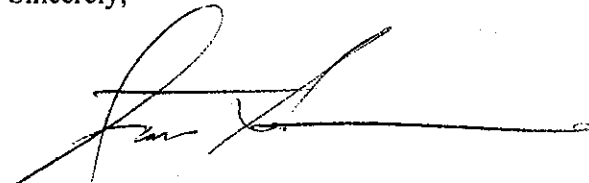
- Submit a *revised* Tank Monitoring Plan
- Complete and submit the attached set of updated UST Registration Forms.
- Correct the operation and maintenance problems identified during the 8/08/00 inspection

Pursuant to HSC Sec. 25288(d), Tosco is required to submit a *Plan of Correction* **within 60 days**. This plan shall indicate the tasks to be completed, or those that have been completed already, and the schedule for doing so. We will expect that accompanying this plan will be the revised Tank Monitoring Plan and updated UST Registration Forms.

Tosco must certify, once all the necessary repairs and other tasks have been completed, that the tank systems are in full compliance with HSC Chapter 6.7 and UST regulations. We recommend, therefore, that Tosco employ their own inspectors and engineers to ensure that this requirement is met, and to provide the appropriate level of quality control. Tosco will likely need to make this certification.

Please contact me at (510) 567-6783 should you have any questions about the content of this letter.

Sincerely,



Scott O. Seery, CHMM
Hazardous Materials Specialist

Attachments (Tosco, only) - 7 pages

cc: Tom Peacock, ACDEH
Robert Weston, ACDEH

ALAMEDA COUNTY
HEALTH CARE SERVICES



510 4050

2066

AGENCY

DAVID J. KEARS, Agency Director

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

July 18, 1996

Mr. Scott Hooton
BP Oil Company
295 SW 41st Street, Suite N
Renton, Washington 98055

RE: Groundwater Flow Study in Emeryville

Dear Mr. Hooton:

The Alameda County Department of Environmental Health, Environmental Protection Division (ACDEH) and the Department of Toxic Substances Control (DTSC) are coordinating a groundwater flow study in Emeryville, specifically in the area near the Cypress Freeway (880) reconstruction project and the EBMUD North Interceptor sanitary sewer relocation due to what appeared to be inconsistent flow directions observed at nearby sites.

The following sites under the oversight of either ACDEH or DTSC are requested to participate in this study:

Good Guys - 5800 Christie Avenue	(ACDEH)
Shellmound I, II and III - Eastshore Highway	(DTSC)
Barbary Coast - 4300 Eastshore Highway	(DTSC)
Powell Street Plaza (PIE) - 5500 Eastshore Highway	(ACDEH)
Days Inn Hotel - 1603 Powell Street	(ACDEH)
2066 - BP Oil Station - 1700 Powell Street	(ACDEH)
Shell Oil Station - 1800 Powell Street	(ACDEH)
Myers Container - 4500 Shellmound Street	(DTSC)
Hacros Pigment Plant - 4650 Shellmound Street	(ACDEH)
Goldsmith Lathrop - 5813 Shellmound Street	(ACDEH)

It is necessary to coordinate / tie-in (using the same bench mark) the groundwater elevation readings of the monitoring wells at 1700 Powell Street (BP Oil Station) with wells at the above listed sites.

Please inform your consultants that the tentative schedule for the groundwater elevation measurements for all the sites listed above will be on July 30, 1996.

If you have any questions regarding this letter, please contact me at (510) 567-6780 or Ted Park of DTSC at (510) 540-3847.

Sincerely,

Susan L. Hugo

Susan L. Hugo, Senior Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health
Gordon Coleman, Acting Chief, Environmental Protection / files
Ted Park, DTSC, 700 Heinz Ave., Berkeley, CA 94710-2737
Sum Arigala, San Francisco Bay RWQCB
B. Nagle, Alisto, 1575 Treat Blvd. #201 Walnut Creek, CA 94596

ALAMEDA COUNTY
HEALTH CARE SERVICES



~~577-334~~
~~202496~~ R066

AGENCY
DAVID J. KEARS, Agency Director

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

July 18, 1996

Mr. Dick Herring
353 Beacon Ridge Lane
Walnut Creek, California 94502

RE: Groundwater Flow Study in Emeryville

Dear Mr. Herring:

The Alameda County Department of Environmental Health, Environmental Protection Division (ACDEH) and the Department of Toxic Substances Control (DTSC) are coordinating a groundwater flow study in Emeryville, specifically in the area near the Cypress Freeway (880) reconstruction project and the EBMUD North Interceptor sanitary sewer relocation due to what appeared to be inconsistent flow directions observed at nearby sites.

The following sites under the oversight of either ACDEH or DTSC are requested to participate in this study:

- | | | |
|------------------|--|---------|
| 20496 | - Good Guys - 5800 Christie Avenue | (ACDEH) |
| | Shellmound I, II and III - Eastshore Highway | (DTSC) |
| 20431 | - Barbary Coast - 4300 Eastshore Highway | (DTSC) |
| 2069 | - Powell Street Plaza (PIE) - 5500 Eastshore Highway | (ACDEH) |
| 20712 | - Days Inn Hotel - 1603 Powell Street | (ACDEH) |
| 2066 | - BP Oil Station - 1700 Powell Street | (ACDEH) |
| 20254 | - Shell Oil Station - 1800 Powell Street | (ACDEH) |
| | Myers Container - 4500 Shellmound Street | (DTSC) |
| 2070 | - Hacros Pigment Plant - 4650 Shellmound Street | (ACDEH) |
| 2071 | - Goldsmith Lathrop - 5813 Shellmound Street | (ACDEH) |

*EMERSON
SHOWS
ACDEH LEAD
SAME SITE??*

It is necessary to coordinate / tie-in (using the same bench mark) the groundwater elevation readings of the monitoring wells at 5800 Christie Avenue (Good Guys) with wells at the above listed sites.

Please inform your consultants that the tentative schedule for the groundwater elevation measurements for all the sites listed above will be on July 30, 1996.

If you have any questions regarding this letter, please contact me at (510) 567-6780 or Ted Park of DTSC at (510) 540-3847.

Sincerely,

Susan L. Hugo

Susan L. Hugo, Senior Hazardous Materials Specialist

- c: Mee Ling Tung, Director, Environmental Health
- Gordon Coleman, Acting Chief, Environmental Protection / files
- Ted Park, DTSC, 700 Heinz Ave., Berkeley, CA 94710-2737
- Sum Arigala, San Francisco Bay RWQCB
- Walter Loo, ETS, 2081 15th Street, San Francisco, CA 94114
- Christine Noma, 1111 Broadway, 24th Fl., Oakland, CA 94607

ALAMEDA COUNTY
HEALTH CARE SERVICES

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DAVID J. KEARS, Agency Director



ROGG

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

Certified Mailer #: P 062 128 212

September 12, 1991

Mr. Abbas Fard
BP Oil Co.
1700 Powell Street
Emeryville, CA 94608

SECOND NOTICE OF VIOLATION

SUBJ: Five-Year Permit to Operate Four Underground Storage Tanks
at BP Oil Company Facility #11126, 1700 Powell Street,
Emeryville, CA 94608

Dear Mr. Fard:

On July 10, 1991, representatives from this office attempted to make an inspection of the above premises. The purpose of the inspection was to determine if the conditions for the 5 year underground storage tank permits were being met. You refused to discuss anything about the tanks, told us to leave the facility and to talk to BP Oil.

Please be advised that the representatives from this department are authorized to enforce the Health and Safety Code, Chapter 6.5, Section 25185. As such, representatives from this office, at any reasonable hour of the day, are authorized to enter and inspect the above referenced facility for compliance of the Health and Safety Code, Chapter 6.75 and the California Code of Regulations, Title 23. Anytime that a representative from this department is denied entry, an inspection warrant will be issued by the District Attorney's office to inspect the facility with the involvement of other regulatory agencies.

Mr. Louis Parisi of BP Oil was informed by this department regarding your refusal to cooperate with the inspectors. He arranged to conduct the 5 year permit inspection for the underground tanks on July 17, 1991.

During the inspection of the four underground storage tanks at the subject facility, the following violations of Title 23,

1700 Powell St., Emeryville
September 12, 1991
Page 2 of 3

- 1) Section 2711, Title 23, CCR and Section 25286 (c) of H&SC - Our office has permits for the three single-walled tanks dated May 31, 1989, but no permit for the double-walled waste oil tank;

You are required to submit correctly completed, updated underground storage tank permit applications to our office. Blank copies of these application forms were provided during the time of inspection. One Part A application must be completed per facility. One Part B application must be completed per tank. Also, submit piping as-builts determining the type of construction, i.e. single-walled, double-walled, etc.;

- 2) Section 2635(b)6 & 7, CCR and Section 25289(b) of H&SC - No initial tank and piping tightness/leak detection test result for the waste oil tank was submitted to our office. Please provide us with a copy of test results.
- 3) Section 2632(d)(1) or 2634(d)(2), Title 23, CCR - No written routine monitoring plan/procedure has been submitted to this office. You are required to submit this plan to our agency. This plan includes, where applicable: the frequency of performing the monitoring method, the methods and equipment to be used for monitoring, where monitoring will be performed, the location(s) from which the monitoring will be performed, the name(s) and title(s) of the person(s) responsible for monitoring/maintaining the equipment, and the reporting format;

Also, please note that copies of the documents requested above and other related tank/pipe integrity records shall be maintained on-site for at least three (3) years. Our office has received the first two quarterly summary reports for 1991.

In order for your tanks to be properly permitted and operating legally, you must submit all of the required materials to this office **no later than September 27, 1991**. The five-year operating permit will be issued when the above requirements have been rectified. A follow-up inspection will be conducted upon receipt of the required documents.

Failure to respond in a timely manner could result in civil liabilities under Division 20, Chapter 6.7, Section 25299 of the Health and Safety Code, of not less than five hundred dollars

1700 Powell St., Emeryville
September 12, 1991
Page 3 of 3

(\$500) or more than five thousand dollars (\$5000) for each underground storage tank for each day of violation..

Should you have any questions or concerns regarding the contents of this letter, please feel free to contact either Brian Oliva or myself, at (415) 271-4320.

Sincerely,


Thomas Peacock
Sr. Hazardous Materials Specialist

FYF:fyf

cc: Pete Desantis, BP Oil Company
Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division
Dale Swain, Alton Geoscience
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ROGG

RAFAT A. SHAHID, Assistant Agency Director

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

July 13, 1993

Mr. Scott Hooten
BP Oil Company
16400 Southcenter Pkwy, Suite 301
Tukwila, WA 98188

Subject: FIVE YEAR UNDERGROUND STORAGE TANK PERMIT FOR BP OIL
CO. SITE #11126, AT 1700 POWELL ST., EMERYVILLE, CA

Dear Mr. Hooten:

Enclosed you will find a five year permit to operate four (4) underground petroleum storage tank at the above referenced facility. Three of these are single walled fiberglass tanks utilizing single walled pressurized piping. The fourth tank is a double walled waste oil tank. To operate under a valid permit, you are required to comply with the conditions as described in Title 23, of the California Code of Regulations (CCR). Please be advised that the original copy of this permit has already been "hand delivered" to the facility.

Any changes in the reported monitoring/leak detection system should be reported to this office with an accompanying State Form "B" attached.

Please consult Title 23, CCR for any additional requirements. To obtain a copy of the Regulations, you may contact the State Water Resources Control Board at (916) 657-0917. This office may be reached at (510) 271-4320.

Sincerely,

Brian P. Oliva, REHS, REA
Hazardous Materials Specialist

cc: Geroge Warren Emeryville Fire Dept

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ROGG

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

August 5, 1991

Mr. Abbas Fard
BP Oil Co.
1700 Powell Street
Emeryville, CA 94608

NOTICE OF VIOLATION

SUBJ: Five-Year Permit to Operate Four Underground Storage Tanks
at BP Oil Company Facility #11126, 1700 Powell Street,
Emeryville, CA 94608

Dear Mr. Fard:

On July 10, 1991, representatives from this office attempted to make an inspection of the above premises. The purpose of the inspection was to determine if the conditions for the 5 year underground storage tank permits were being met. You refused to discuss anything about the tanks, told us to leave the facility and to talk to BP Oil.

Please be advised that the representatives from this department are authorized to enforce the Health and Safety Code, Chapter 6.5, Section 25185. As such, representatives from this office, at any reasonable hour of the day, are authorized to enter and inspect the above referenced facility for compliance of the Health and Safety Code, Chapter 6.75 and the California Code of Regulations, Title 23. Anytime that a representative from this department is denied entry, an inspection warrant will be issued by the District Attorney's office to inspect the facility with the involvement of other regulatory agencies.

Mr. Louis Parisi of BP Oil was informed by this department regarding your refusal to cooperate with the inspectors. He arranged to conduct the 5 year permit inspection for the underground tanks on July 17, 1991.

During the inspection of the four underground storage tanks at

1700 Powell St., Emeryville
August 5, 1991
Page 2 of 3

the subject facility, the following violations of Title 23, California Code of Regulations (CCR) and California Health and Safety Code (H&SC) were noted:

- 1) Section 2711, Title 23, CCR and Section 25286 (c) of H&SC - Our office has permits for the three single-walled tanks dated May 31, 1989, but no permit for the double-walled waste oil tank;

You are required to submit correctly completed, updated underground storage tank permit applications to our office. Blank copies of these application forms were provided during the time of inspection. One Part A application must be completed per facility. One Part B application must be completed per tank. Also, submit piping as-builts determining the type of construction, i.e. single-walled, double-walled, etc.;

- 2) Section 2635(b)6 & 7, CCR and Section 25289(b) of H&SC - No initial tank and piping tightness/leak detection test result for the waste oil tank was submitted to our office. Please provide us with a copy of test results.
- 3) Section 2632(d)(1) or 2634(d)(2), Title 23, CCR - No written routine monitoring plan/procedure has been submitted to this office. You are required to submit this plan to our agency. This plan includes, where applicable: the frequency of performing the monitoring method, the methods and equipment to be used for monitoring, where monitoring will be performed, the location(s) from which the monitoring will be performed, the name(s) and title(s) of the person(s) responsible for monitoring/maintaining the equipment, and the reporting format;
- 4) Section 2632(d)(2), Title 23, CCR - No written spill/leak response plan has been submitted to this agency. The written spill/leak response plan should demonstrate that in the event of an unauthorized release, product would be removed from the secondary container within the shortest possible time. It should include at least the following:
 - a) A description of the proposed methods and equipment to be used for removing the gasoline or waste oil, including the location and availability of the required equipment, if not permanently on-site, and

1700 Powell St., Emeryville
August 5, 1991
Page 3 of 3

a maintenance schedule for the equipment located on-site.

- b) The name(s) or title(s) of the person(s) responsible for authorizing the work to be performed.

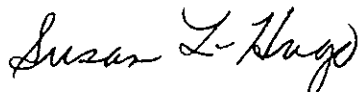
Also, please note that copies of the documents requested above and other related tank/pipe integrity records shall be maintained on-site for at least three (3) years. Our office has received the first two quarterly summary reports for 1991.

In order for your tanks to be properly permitted and operating legally, you must submit all of the required materials to this office no later than August 17, 1991. The five-year operating permit will be issued when the above requirements have been rectified. A follow-up inspection will be conducted upon receipt of the required documents.

Failure to respond in a timely manner could result in civil liabilities under Division 20, Chapter 6.7, Section 25299 of the Health and Safety Code.

Should you have any questions or concerns regarding the contents of this letter, please feel free to contact either Young Fong or myself, at (415) 271-4320.

Sincerely,



Susan L. Hugo
Hazardous Materials Specialist

FYF:fyf

cc: Lou Parisi, BP Oil Company
Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division
Files

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

R066

9 August 1989

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

11

Anthony Miller
Paradiso Construction Company
9220 G St.
Oakland, CA 94603

Subject: Groundwater Monitoring Well Locations in Emeryville.

Dear Mr. Miller:

The following is a list of groundwater monitoring well locations in the City of Emeryville. This information is being sent as per your request.

1000 41st Street	Dunne Quality Paints
(R0402) 1177 47th Street	A.C. Transit Facility
(R02496) 5800 Christie Avenue	Crowley and Herring Investments
(R01079) 5903 Christie Avenue	Weatherford BMW
(R069) 5500 Eastshore Highway	Powell Street Plaza
(R0699) 6050 Hollis Street	Francis Collins Property
(R02704) 4250 Horton Street	Artists' Cooperative
4549 Horton Street	Rifkin Properties
(R0577) 1351 Ocean Avenue	H.F.H. Limited
(R02810) 1250 Park Avenue	Del Monte Corporation
(R066) 1700 Powell Street	Mobil Oil Company
(R0254) 1800 Powell Street	Shell Oil Company
(R02822) 2000 Powell Street	Goldsmith and Lathrop Properties

Should you have any questions concerning this matter, please contact, Dennis Byrne, Hazardous Materials Specialist, at (415) 271-4320.

Sincerely,

Rafat A. Shahid, Chief,
Hazardous Materials Division

RAS:DB

ALAMEDA COUNTY
HEALTH CARE SERVICES



DAVID J. KEARS, AGENCY
~~XXXX MICHAEL LEAHY, Agency Director~~

ROGG

470-27th Street, Third Floor
Oakland, California 94612
(415) 271-4320

March 30, 1988

Spencer Nilson
Designers Collective Incorporated
1201 Park Ave., Suite 204
Oakland, CA 94608

SUBJECT: PROPOSED PLANS, MOBIL SERVICE STATION AT 1700 POWELL ST.,
EMERYVILLE, CA 94608

Dear Mr. Nilson:

The proposed plans you submitted for the piping modification at the above site have been reviewed and accepted with the following conditions:

1. Provide continuous monitoring for the secondary containment area as required by Article 3 of the State Underground Tank regulations.
2. Contact this office at least 48 hours prior to covering and testing the piping. An inspection of the work may be conducted depending on the availability of the inspector.

Should you have any questions concerning this matter, please contact Lizabeth Rose, Hazardous Materials Specialist at 271-4320.

Sincerely,

Rafat A. Shahid

Rafat A. Shahid, Chief
Hazardous Materials Specialist

RAS:LR:mam

cc: Emeryville Fire Dept.

ALAMEDA COUNTY
HEALTH CARE SERVICES

DAVID J. KEARS, AGENCY
XXXXXXXXXXXX, Agency Director



R066

470-27th Street, Third Floor
Oakland, California 94612
(415) 874-7237

March 7, 1988

Designers Collective Incorporated
1201 Park Ave., Suite 204
Oakland, CA 94608
Attn: Mr. Spencer

SUBJECT: MOBIL STATION AT 1700 POWELL ST., EMERYVILLE 94608

Dear Mr. Spencer:

It is my understanding based on your letter dated February 24, 1988 that the modifications at the above site are to include the extension of existing underground piping (maximum 10') and the connection of multi-product dispensers. It is also my understanding that no existing piping will be removed.

Based on the information above, formal plans are not required to be submitted at this time. However, please submit a copy of the "as built" for our files when the job is completed and notify this office prior to beginning the project.

Should you have any questions concerning this matter, please contact Elizabeth Rose, Hazardous Materials Specialist at 874-7237.

Sincerely,

R/A. Shahid

Rafat A. Shahid, Chief
Hazardous Materials Division

RAS:LR:mam

cc: City of Emeryville Fire Dept.
File