

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 7002 2030 0006 9574 1488

June 10, 2008

ENVIRONMENTAL HEALTH SERVICES

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

NOTICE OF RESPONSIBILITY

Site Name & Address:

**MEHDIZADEH PROPERTY
5175 BROADWAY
Oakland, CA 94611**

**Local ID: RO0000139
Related ID: 3814
RWQCB ID: 01-0958
Global ID: T0600100882**

Responsible Party:

**GARY FEINER
FEINER GARY TRUST
34 SCHOONER HL
OAKLAND CA 94618-2335**

Date First Reported: 2/6/1990

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

Funding for Oversight: LOPS - LOP State Fund


Multiple RPs?: Yes

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

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

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

Please contact your caseworker KHATRI, PARESH, at this office at (510)777-2478 if you have questions regarding your site.


ARIU LEVIV, Director
Contract Project Director

Date: 6/11/08

Action: Add
Reason: New Property Owner

Attachment A: Responsible Parties Data Sheet

cc: Jenniffer Jordan, SWRCB, D. Drogos, File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

June 10, 2008

Site Name & Address:

MEHDIZADEH PROPERTY
5175 BROADWAY
Oakland, CA 94611

Local ID: **RO0000139**

Related ID: **3814**

RWQCB ID: **01-0958**

Global ID: **T0600100882**

All Responsible Parties

RP has been named a Primary RP - MOJDEH MEHDIZADEH

MARYAM CHOUBINEH TRUST ETAL

678 LA CORSO DR | WALNUT CREEK, CA 94598 | Phone No Phone Number Listed

RP has been named a RP - GARY FEINER

FEINER GARY TRUST

34 SCHOONER HL | OAKLAND, CA 94618-2335 | Phone (510) 549-1719

Responsible Party Identification Background

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

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

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

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

June 10, 2008

Responsible Party Identification

Existence of Unauthorized Release

On January 10, 1990, three 8,000-gallon gasoline and one 500-gallon waste oil underground storage tanks were removed from the site. Following UST removal activities, confirmation soil samples were collected from the excavation at the site. Soil impact was detected from previous release of gasoline fuel. Groundwater contamination was verified from groundwater samples collected from site monitoring wells.

Responsible Party Identification

Mohammed H. Mehdizadeh (now Maryam Choobineh Trust) owned the subject property from circa 1979 until June 2006. Maryam Choobineh Trust is a responsible party because it owned the USTs (definition 1) and owned the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (definition 3).

Gary Feiner Trust (now Rockridge Heights, LLC) purchased the property in June 2006. Rockridge Heights, LLC is a responsible party because it owns the property where an unauthorized release of a hazardous substance occurred (definition 3).

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Gary Feiner
Feiner Gary Trust
34 Schooner Hill
Oakland, CA 94618-2335**

2. Article Number
(Transfer from service label)

7002 2030 0006 9574 1488

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
X Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

CERTIFIED MAIL™

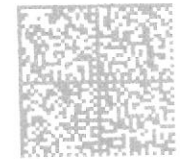


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ALAMEDA COUNTY
HEALTH CARE SERVICES AGENCY
Department Of Environmental Health
Environmental Protection Division
1131 Harbor Bay Parkway
Alameda, CA 94502-6577

RECEIVED
JUL 14 2008
ENVIRONMENTAL HEALTH SERVICES



02 1M
00042561 64
MAILED FROM ZIP C
UNITED STATES POSTAGE

**Gary Feiner
Feiner Gary Trust
34 Schooner Hill
Oakland, CA 94618-2335**

NIXIE 945 SE 1 30 07/11/08

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 94502654001 *2605 02017 11 16

94502@6540

