

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

September 9, 2008

Denis Brown
Shell Oil Products US
20945 S. Wilmington Ave.
Carson, CA 90810-1039

Rodney and Janet Kwan
1834 Alameda Ave.
Alameda, CA 94501

Subject: Fuel Leak Case No. RO0000145 and Geotracker Global ID T0600101876, Shell/Auto Tech West, 2703 Martin Luther King, Jr. Way, Oakland, CA 94612

Dear Mr. Brown and Mr. and Ms. Kwan:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site including the recently submitted document entitled, "*Remedial Action Plan*," dated May 28, 2008 (RAP). The RAP, which was prepared on Shell's behalf by Conestoga-Rovers & Associates, proposes a cleanup action consisting of excavation with dewatering followed by bio-sparging. Excavation with shoring is proposed to a depth of 20 feet bgs in the area of hydrocarbon-impacted soil.

The proposed remedial actions are approved by ACEH for public comment. Public participation is a requirement for the Corrective Action Plan (CAP) process. Therefore, ACEH will notify potentially affected members of the public who live or own property in the surrounding area of the proposed remediation described in the RAP. Public comments on the proposed remediation will be accepted for a 30-day period. We anticipate that the public comment period will extend from September 15, 2008 to October 15, 2008. After the public comments have been reviewed and addressed, ACEH may request responses to the comments with revisions to the RAP or may provide approval for implementation of the proposed remedial action.

TECHNICAL REPORT REQUEST

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

- **September 22, 2008** – Site Investigation Report for Off-Site Areas
- **November 4, 2008** – Third Quarter 2008 Groundwater Monitoring Report
- **February 4, 2009** – Fourth Quarter 2008 Groundwater Monitoring Report

- **May 4, 2009** – First Quarter 2009 Groundwater Monitoring Report
- **August 4, 2009** – Second Quarter 2009 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

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to 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 Instructions." 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. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all 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 monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is 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.

Denis Brown
Rodney and Janet Kwan
RO0000145
September 9, 2008
Page 3

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 or send me an electronic mail message at jerry.wickham@acgov.org.

Sincerely,



Jerry Wickham
Senior Hazardous Materials Specialist

Attachment: Shell/Auto Tech West Fact Sheet

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Jacquelyn England, Conestoga-Rovers & Associates, 19449 Riverside Drive, Suite 230
Sonoma, CA 95476

Ana Friel, Conestoga-Rovers & Associates, 19449 Riverside Drive, Suite 230, Sonoma, CA
95476

Scott Merillat, 664 27th Street, Oakland, CA 94612

Monique Oatis, 670 27th Street, Oakland, CA 94612

Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA
94612-2032

Donna Drogos, ACEH
Jerry Wickham, ACEH
File



SHELL/AUTO TECH WEST FACT SHEET
September 9, 2008

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

Site Location: Shell/Auto Tech West, 2703 Martin Luther King Jr. Way, Oakland, California 94612
Fuel Leak Case #RO0000145 and Geotracker Global ID # T0600101876

Summary – This fact sheet has been prepared to inform community members and other interested parties of the status of a proposed soil and groundwater cleanup at a former service station site at 2703 Martin Luther King, Jr. Way in Oakland, California. Shell Oil Products, the lead responsible party for the fuel leak case, is proposing excavation of gasoline-contaminated soil in the western portion of the site. Excavation will extend to a depth of approximately 20 feet below ground surface. The sides of the excavation will be shored to prevent damage to adjacent structures. Multiple utilities encountered during excavation will be replaced or repaired. Gasoline-contaminated soil will be disposed at an off-site landfill. Following excavation of gasoline-contaminated soil, the excavation will be backfilled with clean, imported fill. Shell is also proposing bio-sparging, which consists of oxygen injection in six wells along the western side of the property, to accelerate biodegradation of dissolved petroleum hydrocarbons in the groundwater.

Background – The site is a former gasoline service station located on the corner of Martin Luther King Jr. Way and 27th Street in Oakland, CA. A Shell service station operated on the property from approximately 1959 to 1979. The underground storage tanks and fuel dispensers were removed from the site in 1994. Currently, the site is utilized as an automotive repair shop.

Next Step – Shell Oil Products is working with Alameda County Environmental Health (ACEH) to implement a soil and groundwater cleanup at the site. The proposed cleanup consisting of excavation and bio-sparging is described in a report entitled, "*Remedial Action Plan, Former Shell Service Station, 2703 Martin Luther King Jr. Way, Oakland, California,*" dated May 28, 2008. The public is invited to review and comment on the cleanup action proposed in the Remedial Action Plan. The Remedial Action Plan can be viewed over the Internet on the ACEH website (<http://www.acgov.org/aceh/lop/ust.htm>) or the State Water Resources Control Board Geotracker website (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting). The reports and case file are also available for review at the Alameda County Department of Environmental Health, 1131 Harbor Bay Parkway, Alameda, CA 94502 (please send a fax to 510-337-9335 to request a date and time to review the files). Please send written comments to Jerry Wickham at the address below; all comments will be forwarded to the responsible party. **Comments received by October 15, 2008** will be considered and responded to prior to a final determination on the proposed cleanup.

Additional information: Contact Jerry Wickham of the Alameda County Department of Environmental Health, 1131 Harbor Bay Parkway, Alameda, CA 94502 at 510-567-6791 or by email at jerry.wickham@acgov.org

Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)	ISSUE DATE: July 5, 2005
	REVISION DATE: December 16, 2005
	PREVIOUS REVISIONS: October 31, 2005
SECTION: Miscellaneous Administrative Topics & Procedures	SUBJECT: Electronic Report Upload (ftp) Instructions

Effective **January 31, 2006**, the 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.

REQUIREMENTS

- Entire report including cover letter must be submitted to the ftp site as a **single portable document format (PDF) with no password protection**. (Please do not submit reports as attachments to electronic mail.)
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- Signature pages and perjury statements **must** be included and have either original or electronic signature.
- **Do not password protect the document**. Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:
RO#_Report Name_Year-Month-Date (e.g., RO#5555_WorkPlan_2005-06-14)

Additional Recommendations

- A separate copy of the tables in the document should be submitted by e-mail to your Caseworker in **Excel** format. These are for use by assigned Caseworker only.

Submission Instructions

1) Obtain User Name and Password:

- a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
 - i) Send an e-mail to dehloptoxic@acgov.org
 - or
 - ii) Send a fax on company letterhead to (510) 337-9335, to the attention of Alicia Lam-Finneke.
- b) In the subject line of your request, be sure to include **"ftp PASSWORD REQUEST"** and in the body of your request, include the **Contact Information, Site Addresses, and the Case Numbers (RO# available in Geotracker) you will be posting for.**

2) Upload Files to the ftp Site

- a) Using Internet Explorer (IE4+), go to <ftp://alcoftp1.acgov.org>
 - (i) Note: Netscape and Firefox browsers will not open the FTP site.
- b) Click on File, then on Login As.
- c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
- d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
- e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.

3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs

- a) Send email to dehloptoxic@acgov.org notify us that you have placed a report on our ftp site.
- b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name at acgov.org. (e.g., firstname.lastname@acgov.org)
- c) The subject line of the e-mail must start with the RO# followed by **Report Upload**. (e.g., Subject: RO1234 Report Upload)