

ALAMEDA COUNTY
**HEALTH CARE SERVICES
AGENCY**

ALEX BRISCOE, Agency Director



ENVIRONMENTAL HEALTH DEPARTMENT
OFFICE OF THE DIRECTOR
1131 HARBOR BAY PARKWAY
ALAMEDA, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

Certified Mail #: 70022030000695742010

March 02, 2011

NOTICE OF RESPONSIBILITY

Site Name & Address:

**WALT'S TRANSMISSION
1723 FRUITVALE AVE
Oakland, CA 94601**

Local ID: RO0000172
Related ID: 834
RWQCB ID: NA
Global ID: T06019762689

Responsible Party:

JOSE & NELLY CASTELLANOS

**2191 VALLEYWOOD DR
SAN BRUNO CA 94066-1961**

Date First Reported: 6/9/2000

Substance: 127184,8006619 Multiple Releases

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 WALT'S TRANSMISSION 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 WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.



ARIU LEV, Director
Contract Project Director

Date: *March 02, 2011*

Action: Add
Reason: ADD RP

Attachment A: Responsible Parties Data Sheet

cc: Jenniffer Jorden, SWRCB, D. Drogos (Sent via electronic mail to donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

March 02, 2011

Site Name & Address:

WALT'S TRANSMISSION
1723 FRUITVALE AVE
Oakland, CA 94601

Local ID: RO0000172
Related ID: 834
RWQCB ID: NA
Global ID: T06019762689

All Responsible Parties

RP has been named a Primary RP - JACK & MARILYN SUMSKI

WALTS TRANSMISSION

818 5TH AVE STE #209 | SAN RAFAEL, CA 94901 | Phone No Phone Number Listed

RP has been named a Primary RP - JOSE & NELLY CASTELLANOS

2191 VALLEYWOOD DR | SAN BRUNO, CA 94066-1961 | Phone No Phone Number Listed

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)

March 02, 2011

Responsible Party Identification

Existence of Unauthorized Release

From at least 1953 to 19769, the site was utilized as an automotive repair facility and gas and oil station. On December 10, 1999, four soil borings were advanced at the site in areas of potential impacts from former operations including the suspected locations of a former underground storage tank (UST). Total recoverable petroleum hydrocarbons and tetrachloroethene (PCE) were detected in soil at concentrations up to 68 and 0.024 milligrams per kilogram, respectively. Total petroleum hydrocarbons as gasoline and PCE were detected in groundwater at concentrations up to 270 and 42 micrograms per liter, respectively. Based on these data, an unauthorized release has occurred at the site.

Responsible Party Identification

Jack and Marilyn Sumski owned the property from 1991 up to 2001. In a Notice of Responsibility dated July 26, 2000, Mr. Sumski was named as a responsible party for the site because Mr. and Ms. Sumski were the property owners where an unauthorized release from a UST occurred (Definition 3).

Jose and Nelly Castellanos purchased the property in 2001. Mr. and Ms. Castellano are responsible parties for the site because they currently own the property where an unauthorized release from a UST occurred (Definition 3).