

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY  
DAVID J. KEARS, Agency Director



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May 7, 2009

Mr. George Lockwood  
State Water Resources Control Board  
Underground Storage Tank Program  
P.O. Box 2231  
Sacramento, CA 95812

Subject: Fuel Leak Case No. RO0000184 and Geotracker Global ID T0600102125, Precision Trucking School, 300 Hegenberger Road, Oakland, CA 94621

Dear Mr. Lockwood:

Alameda County Environmental Health (ACEH) staff has received a copy of correspondence directed to you regarding ACEH case RO0000184 at 300 Hegenberger Road, Oakland. The May 6, 2009 correspondence requests transfer of future regulatory oversight from ACEH to the San Francisco Bay Regional Water Quality Control Board. The request was made by Environmental Risk Specialties Corporation (ERS) apparently on behalf of McMorgan & Company LLC.

ACEH requested a meeting with the responsible party and their consultant on April 15, 2009 to discuss case progress towards closure. This meeting was also attended by Cherie McCaulou of the San Francisco Bay Regional Water Quality Control Board and Dennis Parfitt of the State Water Resources Control Board. During the meeting, we discussed the site conceptual model, reviewed site data, and outlined steps necessary to complete site investigation and cleanup. We believed that concurrence on the path forward was reached during the April 15, 2009 meeting.

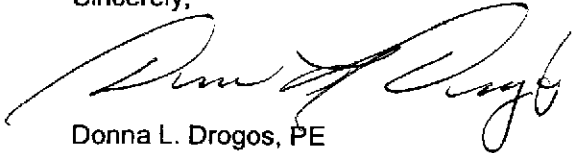
Following the meeting, ERS prepared a meeting summary in an electronic mail message dated April 20, 2009 that indicated ERS would prepare a Work Plan that would incorporate the issues discussed during the April 15 meeting. We generally concur with the ERS proposal to prepare a Work Plan that addresses the items discussed during our April 15, 2009 meeting. The outlined steps are consistent with the December 8, 1995 San Francisco Bay Regional Water Quality Control Board guidance entitled, "Interim Guidance on Required Cleanup at Low Risk Fuel Sites," and are necessary if the site is to achieve a low-risk closure.

Based on the above conditions, transfer of regulatory oversight does not appear to be justified or necessary. The reason for transfer in the May 6, 2009 appears to be that Consultant and/or responsible party believes that, "the potential to obtain a timely or cost effective case close [sic]," would be improved by regulatory transfer. We believe that transfer of regulatory oversight in response to Consultant or responsible party requests that are based on perceived ease of closure would not be a good precedent.

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If you have any questions, please call Donna Drogos at 510-567-6721 or Jerry Wickham at 510-567-6791. Online case files are available for review at: <http://www.acgov.org/aceh/index.htm>.

Sincerely,



Donna L. Drogos, PE  
Supervising Hazardous Materials Specialist



Jerry Wickham, California PG 3766  
Senior Hazardous Materials Specialist

cc: Ms. Mary Schroeder, McMorgan & Company, LLC, 425 Market Street, Suite 1600, San Francisco, CA 94105-2498

Ms. Cherie McCaulou, San Francisco Bay Regional Water Quality Control Board, 1515 Clay Street, Suite 1400, Oakland, CA 94612

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

Mr. David DeMent, Environmental Risk Specialties Corporation, 1600 Riviera Avenue, Suite 310, Walnut Creek, CA 94596

Donna Drogos, ACEH  
Jerry Wickham, ACEH  
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