

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
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January 25, 2008

Mr. Reed Rinehart
Rinehart Oil, Inc.
2401 North State Street
Ukiah, CA 95482

Subject: Fuel Leak Case No. RO0000234 and Geotracker Global ID T0600102136, Rino Pacific/Oakland Truck Stop, 1107 5th Street, Oakland, CA 94607

Dear Mr. Rinehart:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above referenced site including the recently submitted reports entitled, "Additional Subsurface Investigation Report," dated January 7, 2008 and "Quarterly Report – Third Quarter 2007," dated November 5, 2007. Both reports were prepared on behalf of Rinehart Oil, Inc. by Advanced GeoEnvironmental, Inc. The "Additional Subsurface Investigation Report," dated January 7, 2008 presents results from advancement of two cone penetration test (CPT) borings and installation of two monitoring wells (MW-15 and MW-16). The report concludes that the lateral and vertical extent of contamination has been defined on the western portion of the site. Dissolved fuel hydrocarbons were detected at depths of approximately 35 and 55 feet bgs in the eastern portion of the site. The report recommends additional vertical assessment on the eastern portion of the site as well as north of the site. Groundwater sampling results were not available for presentation in the January 7, 2008 report. We request that you review groundwater sampling results from wells MW-15 and MW-16 and submit a **Work Plan by April 4, 2008** for additional vertical assessment on the eastern portion of the site and north of the site.

The "Quarterly Report – Third Quarter 2007," dated November 5, 2007, presents groundwater sampling results for samples collected from existing monitoring wells on August 20, 2007 and also presents information on the operation and maintenance of the ozone sparging system. Quarterly groundwater monitoring and ozone injection are to be continued for the site. Please present quarterly groundwater monitoring results and information regarding the operation and maintenance of the ozone injection system in the Quarterly Monitoring Reports requested below.

Thank you for submitting analytical data and monitoring well survey data from the most recent September 2007 subsurface investigation, analytical data from the third quarter 2007 groundwater sampling event, and an electronic copy in PDF format of the report entitled, "Quarterly Report – Third Quarter 2007," dated November 5, 2007. However, an electronic copy of the report entitled, "Additional Subsurface Investigation Report," dated January 7, 2008 was not found on the Geotracker website. Pursuant to CCR Sections 2729 and 2729.1, please transmit a copy of the January 7, 2008 report and all future reports in PDF format to the SWRCB Geotracker website.

TECHNICAL REPORT REQUEST

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

- **April 4, 2008** – Work Plan for Additional Vertical Assessment
- **55 days following the end of each quarter** - Quarterly Monitoring and Interim Remediation System Operations and Maintenance 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

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. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

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. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for 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 monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was 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.

UNDERGROUND STORAGE TANK CLEANUP FUND

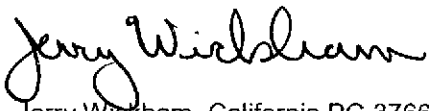
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

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, California PG 3766, CEG 1177, and CHG 297
Senior Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Jeremiah Puget
Advanced GeoEnvironmental, Inc.
2318 Fourth Street
Santa Rosa, CA 95404

Donna Drogos, ACEH
Jerry Wickham, ACEH
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