



ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-933

October 21, 2014

411 W MacArthur LLC
650 "B" Fremont Ave., #375
Los Altos, CA 94024

Arthur Yu & Kevin Ma
411 W MacArthur Blvd.
Oakland, CA 94609-2808

ConocoPhillips Company /
Phillips 66
Attn: Ed Ralston
76 Broadway Street
Sacramento, CA 95818

Chevron Corporation
Attn: Nicole Arceneaux
6101 Bollinger Canyon Road, Room 5119
San Ramon, CA 94583

Subject: Fuel Leak Case No. RO0000251 and Geotracker Global ID T0600101472, UNOCAL #3538, 411 West MacArthur Blvd., Oakland, CA 94609; Add Responsible Parties

Dear Responsible Parties:

In a Notice of Responsibility dated March 9, 1992, the Union Oil Company of California was notified that the above referenced site had been placed in the Local Oversight Program and that the Union Oil Company of California was named as a Responsible Party for the fuel leak case.

Through a series of mergers acquisitions and spin offs, Union Oil Company of California became TOSCO, then ConocoPhillips, Phillips 66 Company, Chevron Oil Company and, most recently, the Chevron Corporation. Union Oil Company of California acquired the property in March 1983. TOSCO Corporation acquired the property in April 1997. Chevron Corporation and Phillips 66 have been named additional Responsible Parties for the fuel leak case as defined under 23 C.C.R Sec. 2720. Arthur Yu & Kevin Ma acquired the property in April 1999 and has been named an additional Responsible Party for the fuel leak case as defined under 23 C.C.R Sec. 2720. 411 W MacArthur LLC purchased the property in August 2014 and has also been named an additional Responsible Party for the fuel leak case as defined under 23 C.C.R Sec. 2720.

Please see Attachment A – Responsible Parties Data Sheet, which identifies all Responsible Parties and provides background on the unauthorized release and Responsible Party Identification.

Should you have any questions regarding this correspondence or your case, please call me at (510) 567-6764 or send an electronic mail message at keith.nowell@acgov.org.

Sincerely,

Keith Nowell
Hazardous Materials Specialist

Enclosures: Notice of Responsibility
Attachment A – Responsible Parties Data Sheet

Attachment 1 – Responsible Party(ies) Legal Requirements / Obligations
Electronic Report Upload (ftp) Instructions

cc: Cindy Davis, SWRCB (*Sent via E-mail to: cindy.davis@waterboards.ca.gov*)
Dilan Roe, ACEH (*Sent via E-mail to: dilan.roe@acgov.org*)
Keith Nowell, ACEH (*Sent via E-mail to: keith.nowell@acgov.org*)
GeoTracker, Case Electronic File

ALAMEDA COUNTY
HEALTH CARE SERVICES



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

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001 4359 6057

October 21, 2014

NOTICE OF RESPONSIBILITY

Site Name & Address:

**UNOCAL #3538
411 W MACARTHUR BLVD
Oakland, CA 94609**

Local ID: **RO0000251**
Related ID: **3627**
RWQCB ID: **01-1597**
Global ID: **T0600101472**

Responsible Party:

**ARTHUR YU & KEVIN MA
411 WEST MACARTHUR BLVD.
OAKLAND CA 94609**

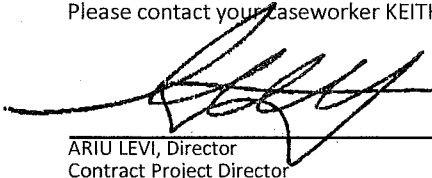
Date First Reported: **7/17/1989**
Substance: **8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded**
Funding for Oversight: **LOPS - LOP State Fund**
Multiple RPs?: **Yes**

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 ARTHUR YU & KEVIN MA 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) 341-5752.

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 KEITH NOWELL at this office at (510) 567-6764 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date: **10/21/14**

Action: Add
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY
HEALTH CARE SERVICES



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

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #:

October 21, 2014

NOTICE OF RESPONSIBILITY

Site Name & Address:

**UNOCAL #3538
411 W MACARTHUR BLVD
Oakland, CA 94609**

**Local ID: RO0000251
Related ID: 3627
RWQCB ID: 01-1597
Global ID: T0600101472**

Responsible Party:

**PHILLIPS 66
C/O: ED RALSTON
76 BROADWAY
SACRAMENTO CA 95818**

**Date First Reported: 7/17/1989
Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded**

Funding for Oversight: LOPS - LOP State Fund

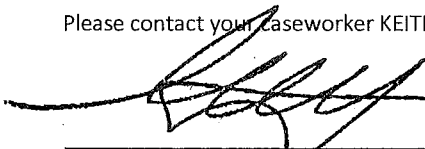
Multiple RPs?: Yes

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 PHILLIPS 66 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) 341-5752.

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 KEITH NOWELL at this office at (510) 567-6764 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date: 10/21/14

Action: Add
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY
HEALTH CARE SERVICES



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

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001-4359 6040

October 21, 2014

NOTICE OF RESPONSIBILITY

Site Name & Address:

UNOCAL #3538
411 W MACARTHUR BLVD
Oakland, CA 94609

Local ID: RO0000251
Related ID: 3627
RWQCB ID: 01-1597
Global ID: T0600101472

Responsible Party:

411 W MACARTHUR LLC
650 "B" FREMONT AVE. #375
LOS ALTOS CA 94024

Date First Reported: 7/17/1989
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 411 W MACARTHUR LLC 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) 341-5752.

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 KEITH NOWELL at this office at (510) 567-6764 if you have questions regarding your site.

Date:

10/21/14

ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY
HEALTH CARE SERVICES



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

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #:

October 21, 2014

NOTICE OF RESPONSIBILITY

Site Name & Address:

UNOCAL #3538
411 W MACARTHUR BLVD
Oakland, CA 94609

Local ID: RO0000251
Related ID: 3627
RWQCB ID: 01-1597
Global ID: T0600101472

Responsible Party:

CHEVRON CORPORATION
C/O: NICOLE ARCENEUX
6101 BOLLINGER CANYON RD, ROOM 5119
SAN RAMON CA 94583

Date First Reported: 7/17/1989
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 CHEVRON CORPORATION 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) 341-5752.

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 KEITH NOWELL at this office at (510) 567-6764 if you have questions regarding your site.

Date:

10/21/14

ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

October 21, 2014

Site Name & Address:

UNOCAL #3538
411 W MACARTHUR BLVD
Oakland, CA 94609

Local ID: RO0000251
Related ID: 3627
RWQCB ID: 01-1597
Global ID: T0600101472

All Responsible Parties

RP has been named a Primary RP – PHILLIPS 66
C/O: ED RALSTON
76 BROADWAY | SACRAMENTO, CA 95818 | Phone (916) 558-7633

RP has been named a Primary RP - ARTHUR YU & KEVIN MA
411 WEST MACARTHUR BLVD. | OAKLAND, CA 94609 | Phone (510) 658-0611

RP has been named a Primary RP - CHEVRON CORPORATION
C/O: NICOLE ARCENEUX
6101 BOLLINGER CANYON RD, ROOM 5119 | SAN RAMON, CA 94583 | Phone (925) 790-6912

RP has been named a Primary RP – 411 W MACARTHUR LLC
650 "B" FREMONT AVE. #375 | LOS ALTOS, CA 94024 | 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."

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

October 21, 2014

Responsible Party Identification

Existence of Unauthorized Release

A former 76 Service Station operated at the subject property located at 411 West MacArthur Boulevard, Oakland, CA 94609. A site assessment conducted in conjunction with underground storage tanks and product lines removal/replacement/upgrades in July 1989 revealed maximum soil concentrations of 3,100 milligrams per kilogram (mg/kg) total petroleum hydrocarbons as gasoline (TPH-g), 12 mg/kg benzene, 300 mg/kg toluene, 730 mg/kg ethylbenzene, 110 mg/kg xylenes. These concentrations indicate an unauthorized release had occurred from the underground storage tank system at this site.

Responsible Party Identification

Union Oil Company of California was the property owner since March 1983. TOSCO Corporation acquired the property in April 1997. Through a series of mergers, acquisitions, and spin offs, the Union Oil Company of California gas stations were acquired by TOSCO. TOSCO merged with Phillips Petroleum, which merged with Conoco to become ConocoPhillips. ConocoPhillips spun off its downstream operations as Phillips 66. Phillips 66 meets the definition of a responsible party for the site because it owned or operated an underground storage tank used for the storage of any hazardous substance (Definition 1), owned the property where an unauthorized release occurred (Definition 3) and had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Union Oil Company of California, dba Unocal, merged with the Chevron Corporation in 2005. Chevron Corporation meets the definition of a responsible party for the site because they owned or operated an underground storage tank used for the storage of any hazardous substance (Definition 1), owned the property where an unauthorized release occurred (Definition 3) and had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Title of the property was acquired by Arthur Yu & Kevin Ma in April 1999. Arthur Yu & Kevin Ma are a responsible party because they owned the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).

Title of the property was acquired by 411 W MacArthur LLC, the current property owner, in August 2014. 411 W MacArthur LLC is a responsible party because it owns the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).