

ALAMEDA COUNTY
HEALTH CARE SERVICES



SENT
5-23 05

AGENCY
DAVID J. KEARS, Agency Director

May 23, 2005

Mr. Dana Thurman
Chevron
6001 Bollinger Canyon Rd., K2236
San Ramon, CA 94583

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

Dear Mr. Thurman:

Subject: Fuel Leak Case RO0000351, Chevron Station 9-3864, 5101 Telegraph Ave.,
Oakland, CA 94609

Alameda County Environmental Health staff has been informed that Chevron plans to proceed with Cambria Environmental's *Investigation Workplan* dated September 17, 2004 since you have not received agency reply within a sixty (60) day period. Please be advised that should you proceed, you should incorporate the following technical comment.

TECHNICAL COMMENTS

- Please consider adding one additional boring so as to be in-line with wells C-3 and MW-3 and converting this boring into a monitoring well. It appears that the plume would be expected to migrate along this path. The other well location should be completed in next most impacted location. Please include a cross-section including the new and old wells in your well completion report.

TECHNICAL REPORT REQUEST

- Well Completion Report- 45 days after completion of site investigation.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: files, D. Drogos
Ms. S. Giorgi, Cambria Environmental, 4111 Citrus Ave., Rocklin, CA 95677
5_23_05 5101 Telegraph

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director

May 20, 2005



SENT
5-23-05

Mr. Dana Thurman
Chevron
6001 Bollinger Canyon Rd., K2236
San Ramon, CA 94583

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

Dear Mr. Thurman:

Subject: Fuel Leak Case RO0000256, Chevron Station 9-1740, 6550 Moraga Ave.,
Oakland, CA

Alameda County Environmental Health staff has been informed that Chevron plans to proceed with the *Investigation Workplan Addendum* dated November 4, 2004 since you have not received agency reply within a sixty (60) day period. Please be advised that should you proceed, you should incorporate the technical comments in the agency's September 12, 2004 letter. Please note the following technical comments, which may be contrary to your investigation work plan.

TECHNICAL COMMENTS

1. The logic of installing off-site well C-5 is flawed. The County recommended temporary off-site borings be installed and sampled prior to installing permanent well(s). This would include samples from the opposite sides of Moraga Ave. and Mountain Boulevard. Releases from the site have likely migrated off-site but the shape of the plume is undefined. Unless you can demonstrate that the location of C-5 is most likely within the heart of any plume from the site, additional investigation will be required. Therefore, we again recommend a series of off-site borings to determine the likely extent of the plume prior to installing permanent well(s).
2. The proposed screen interval in the monitoring wells, 10-25' appears to be inappropriate. Since historic depth to water has been approximately 5-10' bgs, the screen interval would be more appropriately from 5-15' bgs.
3. The chemical analyses proposed has left out halogenated volatile compounds, HVOCs, in called for EPA Method 8260B. We assume this is an oversight and request that these compounds be included in your reporting results. A groundwater sample from C-6 is also proposed to be tested TOG by EPA 8260B. This is an incorrect analytical method for TOG analysis. TOG may be run by 8015 and was requested on all samples in the agency's September 12, 2004 letter.

We recommend that you incorporate investigation to satisfy these technical comments when performing your proposed work.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: files, D. Drogos

Ms. S. Giorgi, Cambria Environmental, 4111 Citrus Ave., Rocklin, CA 95677

5_20_05 8550MoragaAve

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



SENT
9-13-04

September 12, 2004

Ms. Karen Streich
Chevron Environmental Management Co.
P.O. Box 6012, L4052
San Ramon, CA 94583-0804

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

Dear Ms. Streich:

Subject: Fuel Leak Case RO0000256, Chevron Station 9-1740, 6550 Moraga Ave.,
Oakland, CA 94611

Alameda County Environmental Health staff has recently reviewed the subject site including the April 8, 2004 *Investigation Workplan* by Cambria Environmental Technology. We request that you address the following technical comments when performing the proposed work.

TECHNICAL COMMENTS

1. The work plan states that a February 2004 DWR well survey was performed for this site and one domestic and one irrigation well found within a 2000' radius of the site. Please provide a copy of this report and a site map indicating the locations of wells and any other sensitive receptors. We also request that you perform a conduit study indicating the potential for utilities, storm drains, etc. to act as preferential pathways.
2. We agree that additional borings are necessary to define the plume, however, we request that additional borings be added to those proposed. We recommend the plume be defined by installing borings in transects perpendicular to the plume's gradient. Therefore, additional borings to the north and south of the one which is proposed on Moraga Ave., south of the proposed on-site borings and others on the west side of Moraga Ave. should be considered. We also recommend that depth discrete soil and groundwater samples be collected. Soil samples should be collected every five feet, at changes in lithology, at areas of obvious contamination, at the capillary fringe and as necessary to determine the vertical extent of contamination. Soil samples should be analyzed when impacted and as necessary to define the lateral and vertical extent of contamination. Soil and groundwater samples should be analyzed for TPHmo, TPHd, TPHg, VOCs including BTEX, ether oxygenates and ethanol, EDB, EDC and HVOCs. Temporary well casings may be used to provide groundwater elevation readings and groundwater gradient data estimates.
3. Reporting shall consist of cross-sectional diagrams in the north-south and east-west directions. Also include interpretations of data and recommendations for monitoring wells, additional investigation and/or remediation.

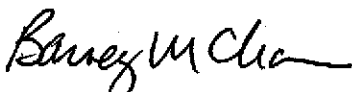
September 12, 2004
Ms. Karen Streich
RO0000256, 6550 Moraga Ave., Oakland
Page 2

TECHNICAL REPORT REQUEST

Please provide a revised work plan addendum, your well survey and conduit study by October 11, 2004.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,



Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, D. Drogos
Mr. Bruce Eppler, Cambria Environmental, 4111 Citrus Ave., Suite 9, Rocklin,
CA 95677

Wp6550MoragaAve9_10_04

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO#256

February 06, 1998

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

ATTN: Mr Scott Wilson

Robert H Lee & Assoc
1137 N Mc Dowell Blvd
Petaluma CA 94954

RE: Project # 5046C - Type I
at 6550 Moraga Ave in Oakland 94611

Dear Property Owner/Designee:

Our records indicate the deposit/refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$258.95, payable to Alameda County, Environmental Health Services.

It is expected that the amount requested will allow the project to be completed with a zero balance. Otherwise, more money will be requested or any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently \$94 per hour.

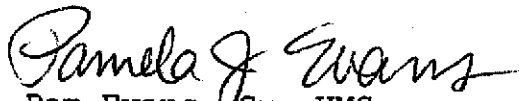
Please be sure to write the following identifying information on your check:

- project #
- type of project and
- site address

(see RE: line above).

If you have any questions, please contact Pam Evans at (510) 567-6770.

Sincerely,


Pam Evans, Sr. HMS
Environmental Protection

c: files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0256

RAFAT A. SHAHID, Assistant Agency Director

STID # 436
October 31, 1994

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621
(510) 271-4320

Ms. Kathy Norris
Marketing Assistant
Chevron USA, Products Company
P.O. Box 5004
San Ramon, California 94583

Re: FIVE YEAR UNDERGROUND TANK PERMIT AT CHEVRON # 1740,
6550 MORGA BLVD., OAKLAND, CA 94611

Dear Ms. Norris:

Please find enclosed a five year underground storage tank permit certificate. This permit is being issued for the site noted above, contingent upon the facility's compliance with all applicable underground tank monitoring requirements. These conditions are described in the revised Title 23, California Code of Regulations (C.C.R.) which became effective May 5, 1994. In order to maintain a valid permit, any deficiencies noted on the final underground tank inspection report or subsequent inspections, must be corrected. Below is a summary of the monitoring requirements for your facility:

1. Sections 2645 and 2646 - Inventory Reconciliation

- a) Record the daily variation by inventory reconciliation. This is the difference between the measured inventory in the tank and the calculated inventory. The calculated inventory shall be determined by adding the fuel inputs from deliveries and subtracting the day's sales withdraws. The deliveries are added to the gallons measured at the end of the previous day. The number of gallons sold is calculated from the pump meter, and subtracted from the physically measured inventory of the day before.

Meters or gauges used to measure in the tank inventory must be approved by this office. Commercial gauges and measuring devices should meet the standards in Title 4, Chapter 9, of the California Code of Regulations (C.C.R.) and be inspected by the County Department of Weights and Measures.

You are advised that where the highest anticipated groundwater may rise to less than 20 feet below the bottom of the tank Statistical Inventory Reconciliation (SIR-method) is required. This method requires the daily inventory reconciliation data to be evaluated by a third party-certified statistical analyst.

Norris
October 31, 1994
Page 2 of 4

For manual inventory reconciliation your daily variations shall be summed for a period of one month. If monthly variations exceed 1% per cent of the monthly tank deliveries plus 130 gallons, a leak may be suspected. You must notify this office. An investigation as to the cause of excess variations must be conducted within 24 hours.

- b) Submit an annual statement to this office which states that all inventory reconciliation data are within allowable limits or list the times and corresponding variations when allowable limits were exceeded. This statement shall be executed under penalty of perjury.

Automatic liquid level sensors shall be certified by meeting the performance standards specified in Title 23, C.C.R. and subject to the limitations of the tested functions. Certification must be obtained by the manufacturer from an independent third party testing laboratory. The tester shall evaluate equipment by using the appropriate "EPA standard test procedure". If certification is received, the liquid level sensor may be used as part of an approved monitoring program. The State Water Resources Control Board has issued a guidance letter listing equipment with certification.

2. Section 2643 - Non-visual Monitoring

- a) Monitoring of piping shall be conducted at least hourly, which is capable of alerting the operator when 3 gallons have leaked or a leak rate of three gallons per hour at 10 p.s.i. exists; and

Annual piping system integrity testing shall be conducted which is capable of detecting a minimum release of 0.1 gallon per hour at 1.5 (one and a one half times) normal operating pressure.

- b) Annual tank integrity testing shall be conducted which is capable of detecting a release of 0.1 gallon per hour at or above the maximum product level of the tank. Or
- c) Conduct one of the following monthly automatic tank gauging procedures:
 - 1) Once per calendar month after tank filling to within 10% of the highest operating level with the capability of detecting a release of 0.2 gallon per hour.

Norris
October 31, 1994
Page 3 of 4

- 2) Automatic tank gauge plus manual inventory reconciliation. Provided the gauge is capable of detecting a release of 0.1 gallon per hour during testing and product level in the tank is at least 3 feet.

Tank gauging equipment must have a 95% probability of detection and not more than a 5% probability of false alarm. In addition, it shall generate a hard copy of all data reported, including time and date; tank identification; fuel depth; water depth; temperature; liquid volume; the time automatic tank gauging is performed; and hourly temperature corrected volume data during the automatic tank test.

3. Section 2663 - Overfill Prevention

- a) Onsite personnel or the operator's agent must ensure that the volume of product or waste oil to be transferred into the tank before the transfer is made. Also the transfer process must be watched to prevent overfilling and spilling.
- b) Tank systems must maintain or upgrade by Dec. 22, 1998 to provide an approved spill container in good repair. Each spill container shall meet the requirements specified in section 2635 (c), of Title 23, (C.C.R.).

4. Section 2643 et. seq., Non-Visual Monitoring

- b) Maintain the monitoring equipment in good repair and service in accordance with the manufacturer's instruction. In a written plan, describe the training needed or the operation of both the tank system and monitoring equipment. Maintain the plan on site for review.

5. Section 2712 - Permit Conditions

- a) Retain all monitoring and maintenance records on-site or at a readily available location off-site, if approved by this agency for a period of at least 3 years, 6 1/2 years for cathodic protection and 5 years for performance claims. These records must be made available, upon request within 36 hours, to the local agency or the Regional Water Quality Control Board.

The above listed requirements reflect the information currently on file and may not include deficiencies disclosed during routine inspections or changes that will result from tank and piping upgrading required by December 22, 1998. In addition owners

Norris
October 31, 1994
Page 4 of 4

and/or operators must demonstrate financial responsibility in the amounts required by Federal Act. Failure to meet the upgrading and financial responsibility requirements may result in permit suspension or revocation.

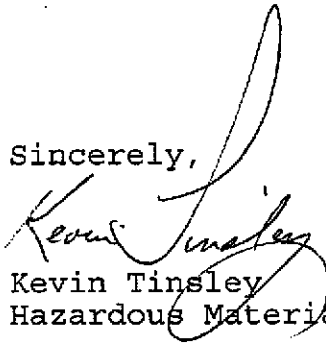
According to our most recent records, there are three 8,000 gallon tanks, one 10,000 gallon fuel tank and one 1,000 gallon waste oil tank on site. The waste oil tank is double-walled and monitored continuously by a sensor located in the interstitial space. Monitoring for the remaining tanks is conducted under the SIR-method. This includes biennial tank integrity tests and triennial testing for suction piping.

You may utilize other release detection methods for tanks and pipelines. Be advised the method conducted must be implemented as outlined in the revised Title 23, C.C.R.. Please send a letter to this office notifying us of any changes in the monitoring methods.

Consult the revised Title 23, C.C.R. regarding any additional requirements. To obtain a copy of the regulations, you may contact the State Water Resources Control Board at 916-323-1262.

Should you have any questions or concerns regarding the contents of this letter, please call me at 510-567-6700.

Sincerely,



Kevin Tinsley
Hazardous Materials Specialist

cc: Edgar Howell, Chief (files - kt)
Gil Jesen, Alameda County District Attorney's Office

Alameda County Health Care Services Agency
Department of Environmental Health

STID 436

FIVE YEAR **Permit**

This is to certify that CHEVRON U.S.A., INC.,

doing business as CHEVRON STATION #91740, is permitted

to operate a FIVE (5) UNDERGROUND STORAGE TANKS
at 6550 MORAGA AVE., OAKLAND 94611 STATE ID #01-000-062121-000001
01-000-062121-000002
01-000-062121-000003

This permit is non-transferable and is good until
FEBRUARY 16, 1998

Issued this TENTH day of NOVEMBER, 19 94.

Karen Jansky
Specialist

By Authority of
CALIFORNIA Director of Environmental Health

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



R0052

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

September 13, 1991

Mr. Douglas Durein
Ken Betts., Inc.
770 Wesley Way
Oakland, CA 94610

RE: Five Year Permit to Operate Five Underground Storage Tanks
at 6550 Moraga Ave., Oakland, CA 94611

Dear Mr. Durein:

Please find enclosed a five year permit to operate five underground storage tanks at the above facility. For this permit to be valid, you are required to comply with conditions as described in the recently revised California Code of Regulations, Title 23, Subchapter 16, Section 2712. These conditions are summarized below:

- 1) The owner or operator shall comply with the reporting and recording requirements for unauthorized releases specified in Article 5;
- 2) Written records of all monitoring and maintenance performed shall be maintained on-site or off-site at a readily available location, for a period of at least three (3) years. These records must be made available, upon request within 36 hours, to a representative of our office;
- 3) Permits may be transferred to new underground storage tank owners if the new underground storage tank owner does not change any conditions of the permit, the transfer is registered with our office within 30 days of the change in ownership, and the tank permit application forms are completed to show the changes. Our office may review, modify, or terminate the permit to operate the underground storage tank upon receiving the ownership transfer request;

Mr. Douglas Dursin
September 13, 1991
Page 2 of 3

The monitoring methods currently used at this facility are shown below:

- Tanks:
- a. Annual tank integrity tests.
 - b. Daily inventory reconciliation for fuel tanks.
 - c. Weekly gauging for waste oil tank.
 - d. Annual summary reports of inventory reconciliation for fuel tanks.

Suction

- Pipes:
- a. Daily inspection of piping systems for signs of leakage.
 - b. Pipeline tightness tests performed at least once every three years.

If there are any changes made in the monitoring methods, equipment types, and/or procedures used to monitor tanks and pipes at this facility, you must:

- 1. Ensure the changed procedures will still meet the requirements of Article 4, Title 23, CCR.
- 2. Send written notification of the changes to this office.

Please note that the requirements for manual tank gauging, daily inventory reconciliation, summary reports, and potential leak investigations have been revised under the new Title 23, CCR, effective August 9, 1991. Some of the new requirements are shown below:

Section 2646 - Inventory Reconciliation

- i) The daily variation in inventory reconciliation shall be the difference between physically measured inventory in storage and the calculated inventory in storage. Monthly variations exceeding a variation of 1% of the monthly tank delivery plus 130 gallons must be investigated in accordance with this section.
- j) Submit on an ANNUAL basis, a statement to our office which states that all inventory reconciliation data are within allowable variations or which included a list of the period of times and corresponding variations which exceed the allowable variations. Said statement shall be executed under penalty of perjury.

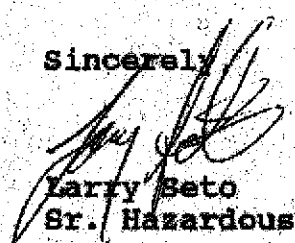
Mr. Douglas Durein
September 13, 1991
Page 3 of 3

The sample worksheet enclosed may be used to record the daily reconciliation, and to perform the potential leak investigation when monthly variations are too large. Please also note that after January 1, 1993, inventory reconciliation, and any other leak detection method that utilizes manual stick readings, shall NOT be used as a monitoring method where the existing ground water level or the highest anticipated ground water level is less than 20 feet below the bottom of the tank.

Consult the revised Title 23, CCR for additional requirements. To obtain a copy of the amended regulations, you may contact State Water Resources Control Board at (916) 324-1262.

Contact Rob Weston or me if you have any questions regarding this letter at (510) 271-4320.

Sincerely,



Larry Seto
Sr. Hazardous Materials Specialist

cc: Mike Vomund, Chevron U.S.A.
Files

LS:CG:cg mem39
enclosures

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



DEPARTMENT
Hazardous Mat
80 Swan Way,
Oakland, CA 94
(415)

In Envision
6550 Moraga Ave
(R0256)

LTH

April 17, 1991

Ms. Nancy Vukelich
Chevron
P O Box 5004
San Ramon, CA 94583

RE: Chevron Station, 6555 Moraga Ave., Oakland, CA 94621

Dear Ms. Vukelich:

I have reviewed your workplan for the above site, dated February 27, 1991, that was prepared by Pacific Environmental. It is accepted. Please submit a deposit of \$855.00 made payable to the County of Alameda.

This deposit is authorized under Section 3-141.6 of the Ordinance Code of the County of Alameda and is used to cover the expenses incurred by the county personnel in the execution of their oversight responsibilities associated with the project. Records of the time county employees commit to the project are maintained and the deposit is charged an hourly rate of \$67.00. Upon completion of the project, the balance of the deposit will be refunded to you.

If you have any questions, please contact me at 271-4320.

Sincerely,


Larry Seto
Senior Hazardous Materials Specialist

LS:lp

cc: Gil Jensen, District Deputy Attorney
RWQCB
Charlene Williams, DHS
John Soldering, City of Oakland
Rafat Shahid, Assistant Agency Director
files



Certified Mailer # P 062 127 885

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415) 271-4320

April 11, 1990

Mr. Gurmit Mann
c/o Ken Betts Montclair Chevron Service
6550 Moraga Ave.
Oakland, CA 94611

SECOND NOTICE OF VIOLATION

Dear Mr. Mann:

As you recall, on January 29, 1990, the Alameda County Department of Environmental Health, Hazardous Materials Division, inspected Chevron service station #9-1740 for the hazardous waste generator, underground tank, and business plan programs. As a result of this inspection, the Division noted several violations of the Hazardous Waste Control law and of the California Health and Safety Code (H&SC) at this facility. In a notice of violation dated February 7, 1990, this office required that you submit a Plan of Correction by March 7, 1990. Because we have received nothing from you, Ken Betts, or Chevron, USA in response, we are issuing this second notice of violation. The points noted during the January inspection are listed below.

Title 22, California Code of Regulations

1. Sec. 66508 - The container of waste coolant is not labeled for composition/physical state, type of hazards posed, and name/address of waste generator. In addition, no beginning accumulation date was identified on any waste container on the premises.
2. Sec. 66492 - The facility could not readily produce a full set of hazardous waste disposal/service receipts dating back three years. Such receipts must be maintained in an accessible file on the service station premises and should document that proper disposal of wastes is occurring at least every 90 days.

Title 23

3. Sec. 2712(c) - The four underground tanks containing motor fuel were installed prior to 1984, and single-wall tank monitoring alternative 5 has been chosen for these tanks. However, there are no daily inventory reconciliation forms on the facility premises that date back three years.
4. Sec. 25291(a)(6) (H&SC) - The double-wall waste oil tank, installed after 1984, has no provision for continuous leak

Mr. Gurmit Mann
April 11, 1990
Page 2 of 2

detection in the annular space and an associated alarm.

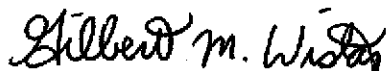
Chapter 6.95, HS&C

- 5. Sec. 25504(a) - No facility-specific business plan has been submitted to this office. The facility business plan requires annual inventory information on all liquid chemicals handled in quantities greater than or equal to 55 gallons. This list has therefore not been provided.
- 6. Sec. 25504(b) - The business plan also requires emergency response plans and procedures in the event of a reportable release or a threatened release of a hazardous material. At a minimum, this requirement consists of the following: agency notification procedures; techniques to mitigate a release or threatened release; and evacuation plans and procedures. This material has not been provided.

In accordance with Sec. 66328 of the H&SC, a Plan of Correction must be submitted to this office within 30 days of the date of this letter, i.e., no later than **May 11, 1990**. The plan must specify the actions that you, the dealer, and Chevron will take together to address each of the above violations, and the expected dates of completion. A business plan must also be submitted within 30 days.

Your attention is directed to Sections 25189 and 25191 of the Health and Safety Code, which provide for daily penalties of up to \$25,000 for each violation of these regulations. If you have any questions concerning this matter, please contact the undersigned at 271-4320.

Sincerely,



Gil Wistar
Hazardous Materials Specialist

cc: Ken Betts, dealer (770 Wesley Way, Oakland, CA 94610)
David Johnson, Chevron U.S.A. (P.O. Box 5004, San Ramon, CA 94583-0804)
Howard Hatayama, DOHS
Gil Jensen, Alameda County District Attorney, Consumer and Environmental Protection Division
Rafat A. Shahid, Asst. Agency Director, Environmental Health files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Director



DEPT. OF ENVIRONMENTAL HLTH
HAZARDOUS MATERIALS PROG.
80 SWAN WAY, SUITE 200
OAKLAND, CA 94621
430-4530

R0256

Certified Mailer # P 062 127 894

Telephone Number: (415)

February 7, 1990

Mr. Gurmit Mann
c/o Ken Betts Montclair Chevron Service
6550 Moraga Ave.
Oakland, CA 94611

NOTICE OF VIOLATION

Dear Mr. Mann:

On January 29, 1990, the Alameda County Department of Environmental Health, Hazardous Materials Division, inspected Chevron service station #9-1740 for the hazardous waste generator, underground tank, and business plan programs. As a result of this inspection, the Division noted several violations of the Hazardous Waste Control law and of the California Health and Safety Code (H&SC) at this facility. These are noted below.

Title 22, California Code of Regulations

1. Sec. 66508 - The container of waste coolant is not labeled for composition/physical state, type of hazards posed, and name/address of waste generator. In addition, no beginning accumulation date was identified on any waste container on the premises.
2. Sec. 66492 - The facility could not readily produce a full set of hazardous waste disposal/service receipts dating back three years. Such receipts must be maintained in an accessible file on the service station premises and should document that proper disposal of wastes is occurring at least every 90 days.

Title 23

3. Sec. 2712(c) - The four underground tanks containing product were installed prior to 1984, and single-wall tank monitoring alternative 5 has been chosen for these tanks. However, there are no daily inventory reconciliation forms on the facility premises that date back three years.
4. Sec. 25291(a)(6) (H&SC) - The double-wall waste oil tank, installed after 1984, has no provision for continuous leak detection in the annular space and an associated alarm.

Mr. Gurmit Mann
February 7, 1990
Page 2 of 2


Chapter 6.95, HS&C

5. Sec. 25504(a) - No facility-specific business plan has been submitted to this office. The facility business plan requires annual inventory information on all liquid chemicals handled in quantities greater than or equal to 55 gallons. This list has therefore not been provided.
6. Sec. 25504(b) - The business plan also requires emergency response plans and procedures in the event of a reportable release or a threatened release of a hazardous material. At a minimum, this requirement consists of the following: agency notification procedures; procedures to mitigate a release or threatened release; and evacuation plans and procedures. This material has not been provided.

In accordance with Sec. 66328 of the H&SC, a Plan of Correction must be submitted to this office within 30 days of the date of this letter, i.e., no later than **March 9, 1990**. The plan must specify the actions that you, the dealer, and Chevron will take together to address each of the above violations, and the expected dates of completion. A business plan must also be submitted within 30 days.

Your attention is directed to Sections 25189 and 25191 of the Health and Safety Code, which provide for daily penalties of up to \$25,000 for violation of these regulations. If you have any questions concerning this matter, please contact the undersigned at 271-4320.

Sincerely,



Gil Wistar
Hazardous Materials Specialist

cc: Ken Betts, dealer (770 Wesley Way, Oakland, CA 94610)
David Johnson, Chevron U.S.A. (P.O. Box 5004, San Ramon, CA 94583-0804)
Howard Hatayama, DOHS
Gil Jensen, Alameda County District Attorney, Consumer and Environmental Protection Division
Rafat A. Shahid, Asst. Agency Director, Environmental Health files