

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
07-3103

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

July 27, 2006

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Mr. Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Subject: Fuel Leak Case No. RO0000262, Albany Hill Mini Mart, 800 San Pablo Avenue, Albany, CA

Dear Dr. Sikand and Mr. Rahman:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site, including the report entitled, "Report of Soil and Groundwater Assessment and Corrective Action Plan," dated June 28, 2006. The document was prepared on your behalf by Aqua Science Engineers, Inc. The report presents the results of additional on-site and off-site investigation conducted between January 30 and February 2, 2006. The report also presents the results of soil vapor extraction and ozone sparging tests. Based on these results, the report recommends an additional boring north of BH-V to further define the extent of hydrocarbons to the north and design of an ozone sparging groundwater remediation system for the site.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

- 1. Additional Investigation.** Elevated concentrations of TPH as gasoline (23,000 to 32,000 micrograms per liter) were detected in the two depth-discrete groundwater samples collected from boring BH-V, which is north of the site. We concur with the recommendation in the report that further delineation of the extent of petroleum hydrocarbons in groundwater to the north is needed. We also concur that additional investigation to the west is not required at this time. Please present plans in the Work Plan requested below to further define the extent of hydrocarbons north of boring BH-V.
- 2. Soil Vapor Extraction.** The "Report of Soil and Groundwater Assessment and Corrective Action Plan," indicates that soil vapor extraction and conventional air sparging should be eliminated as remedial alternatives for the site. Based on the results of the soil vapor extraction test results, we concur that conditions at the site are not conducive for soil vapor extraction due to the low permeability of the largely fine-grained soils in the vadose zone.

3. **Ozone Sparging.** The report concludes that the site is suitable for ozone sparging and recommends designing an ozone sparging system for groundwater remediation at the site. We are concerned that an ozone sparging system may not effectively treat the mass of contamination in the source areas. Groundwater was typically initially encountered in soil borings at a depth several feet below the static water level and below the depths where moderate to strong hydrocarbon odors were observed. Please review the soil and groundwater analytical data and soil boring logs to estimate the mass of contaminants that is expected to be treated by the ozone sparging system and the mass of contamination above the zone of effective treatment. Please discuss this estimate along with your assumptions and your evaluation of the effectiveness of the ozone treatment system in treating the mass of contamination at the site in the Response to Agency Comments requested below.

4. **Geotracker EDF Submittals.** A review of the SWRCB Geotracker website indicates that no data or reports have been submitted to Geotracker for your site since 2003. Pursuant to CCR Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the LUFT program, must be transmitted electronically to the SWRCB Geotracker website via the internet. Additionally, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude accurate to within 1-meter accuracy, using NAD 83, and transmitted electronically to the SWRCB Geotracker website. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). In order to remain in regulatory compliance, please upload all analytical data (collected on or after September 1, 2001) and a copy, in PDF format, of all reports prepared after July 1, 2005.

TECHNICAL REPORT REQUEST

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

- **September 13, 2006 – Response to Agency Comments**

- **September 29, 2006 – Work Plan for Additional Investigation**

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

Effective January 31, 2006, 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.

Dr. Joginder Sikand
Mr. Anis Rahman
July 27, 2006
Page 4

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.

Sincerely,


Jerry Wickham
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Robert Kitay
Aqua Science Engineers, Inc.
208 W. El Pintado
Danville, CA 94526

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
05-22-06

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

May 22, 2006

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Mr. Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Subject: Fuel Leak Case No. RC0000262, Albany Hill Mini Mart, 800 San Pablo Avenue, Albany, CA – Work Plan Approval

Dear Dr. Sikand and Mr. Rahman:

Alameda County Environmental Health (ACEH) staff has received a hard copy of a report entitled, "Quarterly Groundwater Monitoring Report, March 2006 Groundwater Sampling," dated May 8, 2006, prepared on your behalf by Aqua Science Engineers. Please note that effective January 31, 2006, the Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Hard copies of reports are no longer accepted. **Therefore, please upload the "Quarterly Groundwater Monitoring Report, March 2006 Groundwater Sampling," dated May 8, 2006 and all future reports to the Alameda County FTP site as outlined in the following discussion of "Electronic Submittal of Reports," and the enclosed, "Electronic Report Upload (ftp) Instructions."**

The "Quarterly Groundwater Monitoring Report, March 2006 Groundwater Sampling," indicates that the work outlined in the "Interim Report of Soil and Groundwater Assessment and Workplan for Additional Activities," dated September 29, 2005, was recently completed and the results of these activities are to be reported during the next quarter. In ACEH correspondence dated October 19, 2005, we requested that the results of the air sparging and vapor extraction proposed in your September 29, 2005 work plan be presented by March 21, 2006. Based on the information provided in the Quarterly monitoring report, we will extend the schedule for submittal of the "Results of Soil and Groundwater Investigation and Air Sparging and Vapor Extraction Tests," to June 30, 2006.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

TECHNICAL COMMENTS

1. **Geotracker EDF Submittals.** A review of the SWRCB Geotracker website indicates that no data or reports have been submitted to Geotracker for your site since 2003. Pursuant to CCR Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the LUFT program, must be transmitted electronically to the SWRCB Geotracker website via the

Dr. Joginder Sikand
Mr. Anis Rahman
May 22, 2006
Page 2

internet. Additionally, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude accurate to within 1-meter accuracy, using NAD 83, and transmitted electronically to the SWRCB Geotracker website. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). In order to remain in regulatory compliance, please upload all analytical data (collected on or after September 1, 2001) and a copy, in PDF format, of all reports prepared after July 1, 2005 by **June 30, 2006**.

TECHNICAL REPORT REQUEST

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

- **June 30, 2006** – Results of Soil and Groundwater Investigation and Air Sparging and Vapor Extraction Tests

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

Effective **January 31, 2006**, 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).

Dr. Joginder Sikand
Mr. Anis Rahman
May 22, 2006
Page 3

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

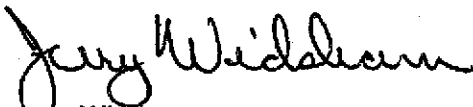
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

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.

Sincerely,



Jerry Wickham
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

Dr. Joginder Sikand
Mr. Anis Rahman
May 22, 2006
Page 4

cc: Robert Kitay
Aqua Science Engineers, Inc.
208 W. El Pintado
Danville, CA 94526

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



300T
10-20-05

ENVIRONMENTAL HEALTH SERVICES

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

October 19, 2005

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Mr. Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Subject: Fuel Leak Case No. RO0000262, Albany Hill Mini Mart, 800 San Pablo Avenue, Albany, CA – Work Plan Approval

Dear Dr. Sikand and Mr. Rahman:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site, including the document entitled, "Interim Report of Soil and Groundwater Assessment and Workplan for Additional Activities," dated September 29, 2005. The document was prepared on your behalf by Aqua Science Engineers, Inc. The Interim Report presents the results of a soil and groundwater assessment conducted at the site in October 2004. The Work Plan proposes additional investigation both on and off-site and proposes an air sparging and soil vapor extraction test. ACEH concurs with the proposed scope of work.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to jerry.wickham@accgov.org) prior to the start of field activities.

TECHNICAL COMMENTS

1. **Quarterly Groundwater Monitoring.** Please continue quarterly groundwater monitoring at the site using the existing monitoring wells, including the recently installed replacement wells. The groundwater samples are to be analyzed for TPHg, BTEX, fuel oxygenates, 1,2-dichloroethane, and ethylene dibromide by EPA Method 8260B and TPHd by EPA Method 8015. Please present the sampling results in the Quarterly Monitoring Reports requested below.

TECHNICAL REPORT REQUEST

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

- **February 15, 2006** - Quarterly Monitoring Report for the Fourth Quarter 2005
- **March 21, 2006** – Results of Soil and Groundwater Investigation and Air Sparging and Vapor Extraction Tests

- **May 15, 2006 - Quarterly Monitoring Report for the First Quarter 2006**

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

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy and is expected to 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 Instructions." 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. 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 monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

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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.

Dr. Joginder Sikand
Mr. Anis Rahman
October 19, 2005
Page 3

UNDERGROUND STORAGE TANK CLEANUP FUND

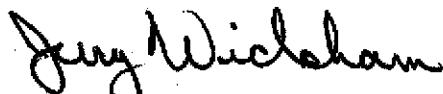
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

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If you have any questions, please call me at (510) 567-6791.

Sincerely,



Jerry Wickham
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Robert Kitay
Aqua Science Engineers, Inc.
208 W. El Pintado
Danville, CA 94526

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO0000262

June 7, 2004

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Mr. Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

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

RE: Revised Responsible Party List for Albany Hill Mini Mart, 800 San Pablo Avenue, Albany


Dear Dr. Sikand and Mr. Rahman:

This office issued a revised "Notice of Responsibility" on May 21, 2004. We have come to learn that there was an error on the second page of that notice where the site name and address were incorrectly identified.

Please find attached a corrected version of this page. We apologize for any inconvenience this may have caused.

If you have any questions, I can be reached at (510) 567-6783.

Sincerely,



Scott O. Seery, R.G., CHMM
Senior Hazardous Materials Specialist

Attachment

c: Jennifer Jordon, SWRCB (w/attachment)
D. Drogos

ALAMEDA COUNTY - DEPARTMENT OF ENVIRONMENTAL PROTECTION
HAZARDOUS MATERIALS DIVISION

May 21, 2004

LIST OF RESPONSIBLE PARTIES FOR

SITE	Record ID: R00000262 Albany Hill Mini Mart 800 San Pablo Avenue Albany, CA 94706	Date First Reported 03/12/97 Substance: Gasoline Petroleum X) Yes Source: F
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Mohinder and Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Responsible Party #1
Property / Tank Owner

Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Responsible Party #2
Tank Operator

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES
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RO0000262

May 28, 2004

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

Mr. Anis Rahman
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

RE: SWI, SCM and CAP for Albany Hill Market, 800 San Pablo Avenue, Albany

Dear Dr. Sikand and Mr. Rahman:

This letter follows staff review of the Aqua Science Engineers, Inc. (ASE) "*Workplan for Additional Soil and Groundwater Assessment*" dated October 27, 2003. The ASE work plan was amended April 27, 2004 with a revised boring location map. The revised ASE work plan proposes a scope of work intended to initially identify the three-dimensional impacts to soil and groundwater in proximity to the site source area (s), and determine underlying stratigraphy through installation of multiple soil borings along several transects.

The referenced ASE work plan has been accepted with the following clarifications:

1. Depth discrete water and soil sampling is requested. Water sampling screens shall extend no more than 2' of depth per sampling interval. Should temporary well screens be used to facilitate water sampling (as opposed to use of a Hydropunch-type sampler), screen lengths shall likewise be no greater than 2'.
2. Water and soil analyses shall include total oxygenates (as noted in ASE's work plan), including Ethanol.
3. Selection of unsaturated zone soil samples submitted for laboratory analyses shall be primarily based on the criteria outlined in the ASE work plan. However, all soil samples retained for potential analyses from borings advanced in the source zone(s), i.e., near tanks, product lines, and dispensers, shall be submitted for laboratory analyses. In the saturated zone, soil samples shall be collected from each boring at the same depth intervals as those for groundwater samples for submittal to the laboratory.
4. We recommend the use of an on-site laboratory to facilitate real-time analysis and decision making with respect to the need for additional step-out borings as a cost-effective way to advance the investigation without need for additional equipment mobilizations.

TECHINCAL REPORT REQUEST

Please submit technical reports according to, or otherwise comply with, the following schedule:

60 Days from SWI Work Plan Approval – Interim Soil and Water Investigation Report (which contains the results of the pending SWI assessment work, and a proposal for the installation of new monitoring wells and/or additional investigation, as appropriate). The SWI report shall also include a revised Site Conceptual Model (SCM).

90 Days from Completion of Soil and Water Investigation – Soil and Water Investigation Completion Report (which incorporates all data generated during completion of SWI, including the installation of new multi-level monitoring wells)

90 Days after Submittal of the Final Soil and Water Investigation Report - Corrective Action Plan

July 15, 2004 – Quarterly Report for the Second Quarter 2004

October 15, 2004 – Quarterly Report for the Third Quarter 2004

January 15, 2005 – Quarterly Report for the Fourth Quarter 2004

Please note: You are to reinstate quarterly well sampling, monitoring and reporting. This office has not received a routine quarterly report since receipt of the *Advanced Assessment and Remediation Services* report dated March 28, 2003, covering work completed in February 2003.

These reports and work plans are being requested pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code. **Each technical report shall include conclusions and recommendations for the next phases of work required at the site should more appear necessary to refine the SCM.** We request that all required work be performed in a prompt and timely manner, as suggested by the noted schedule, above. Revisions to this schedule shall be requested in writing with appropriate justification for anticipated delays.

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that all work plans and technical reports containing professional geologic or engineering evaluations and/or judgments be completed under the direction of an appropriately registered or certified professional. This registered or certified professional shall sign and wet stamp all such reports and work plans.

All reports and work plans are to be submitted under cover, signed under penalty of perjury, by the Responsible Party(ies) who have taken a lead role in compliance with corrective action directives.

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 Alameda County District Attorney, for possible enforcement follow up. Enforcement follow up may include administrative action or monetary penalties of up to \$10,000 per day for each day of violation of the California Health and Safety Code, Division 20, Chapter 6.76.

Dr. Sikand and Mr. Rahman
Re; 800 San Pablo Ave., Albany
May 28, 2004
Page 3 of 3

If you have any questions, I can be reached at (510) 567-6783.

Sincerely,



Scott O. Seery, R.G., CHMM
Senior Hazardous Materials Specialist

c: Betty Graham, RWQCB
Dave Charter, SWRCB UST Fund
Robert Kitay, Aqua Science Engineers, Inc., 208 W. El Pintado, Danville, CA 94526
D. Drogos

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO0000262

May 13, 2003

Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

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

RE: SWI, SCM and CAP for Albany Hill Market, 800 San Pablo Avenue, Albany

Dear Dr. Sikand:

This letter follows a review of the historic fuel leak case file for the above referenced site, my 24 April 2003 on-site meeting with your consultant, Mr. Tridib Guha of Advanced Assessment and Remediation Services (AARS), and review of supplementary data submitted by AARS in the wake of the April meeting. This office is concerned with the continued presence of elevated concentrations of gasoline constituents, including the fuel oxygenate Methyl tert-Butyl Ether (MtBE). We are also concerned that the contaminant plume has not been adequately defined, particularly in light of new well elevation survey data that appear to demonstrate a groundwater flow direction that is in contrast with flow calculated in the past. Further, we are concerned about the presence of potential preferential flow pathways, both geogenic and anthropogenic, that may be contributing to the dispersal of contaminants away from the site and beyond the current monitoring network.

This letter presents a request to complete a Soil and Water Investigation (SWI), Site Conceptual Model (SCM), and prepare a Corrective Action Plan (CAP) for the subject site in accordance with California Code of Regulations (CCR), Title 23, Division 3, Chapter 16, Article 11, "Corrective Action Requirements"; State Water Resources Control Board Resolution 9249, "Policies and Procedure for Investigation, Cleanup and Abatement of Discharges Under Water Code Section 13304"; and the Regional Water Quality Control Board (Regional Board) Water Quality Control Plan for the basin.

The following technical comments address investigation and related performance objectives that shall be considered as part of the required SWI, SCM and CAP. **We request that you prepare and submit a work plan for the SWI that addresses each of the following comments.**

TECHNICAL COMMENTS

1. Preferential Pathway Study

We understand that a utility conduit evaluation was completed for the site by AARS. Although reference to this evaluation was made in the September 2002 AARS *Additional Investigations* report, no conclusions, supporting documentation or discussion were presented. Consequently, a conduit / preferential pathway survey shall be prepared for the site that identifies potential migration pathways and potential conduits (utilities, storms drains, etc.) that may be present in the vicinity of the site. Professional interpretations shall be rendered. This survey must include, among other components, the submittal of comprehensive map(s) clearly showing the location and depth of all utility lines and trenches identified in the study, utility/trench slope or grade, flow directions, backfill materials present, and how such characteristics may or may not affect plume dispersal from the site.

You shall also identify the presence of all wells within a ½ mile radius of the site (i.e., monitoring and production wells; active, inactive, standby, destroyed, abandoned).

Using the results of the conduit / preferential pathway study, tank operational histories and records, and data from previous investigations at the site, you are to develop the initial three-dimensional *Site Conceptual Model* (SCM) of site conditions. You are to use this initial SCM to determine the appropriate configuration for samplings points in the SWI phase of work at this site. Discuss your analysis and interpretation of the results of the conduit study and explain your rationale for the configuration of sampling points in the SWI work plan.

2. Site Conceptual Model

Starting with a critical review of the pending conduit study and data from previous investigations and tank operational records for this site, you are to develop the initial three-dimensional SCM of site conditions. A SCM is a set of working hypotheses pertaining to all aspects of the contaminant release, including site geology, hydrogeology, release history, residual and dissolved contamination, attenuation mechanisms, pathways to nearby receptors, and likely impacts to receptors. The SCM is used to identify data gaps that are subsequently filled as the investigation proceeds. As the data gaps are filled, the working hypotheses are modified, and the overall SCM is refined and strengthened. Subsurface investigations continue until the SCM no longer changes as new data are collected. At this point the SCM is considered "validated". The validated SCM forms the foundation for developing the most cost-effective final Corrective Action Plan (CAP).

Your attention is directed to "*Strategies for Characterizing Subsurface Releases of Gasoline Containing MtBE*", American Petroleum Institute Publication No. 4699 dated February 2000 as a resource for development of the SCM. Your attention is also directed to the State Water Resources Control Board (SWRCB) "*Guidelines for Investigation and Cleanup of MTBE and Other Ether-Based Oxygenates, Final Draft*", dated March 27, 2000, as well as the June 2002 ChevronTexaco Energy Research and Technology Company technical bulletin entitled "*Mass Flux Estimates to Assist Decision-Making*" to help in development and strategies for refinement of the SCM, among other related tasks. I can provide copies of any of these documents if you need them.

You are requested to use this initial SCM and referenced guidance documents to help you determine the appropriate configuration for samplings points in the pending SWI phase of work at this site. Please discuss in the SWI workplan your analysis and interpretation of the results of the conduit study and SCM, and explain your rationale for the configuration of proposed sampling points.

3. Contaminant Plume Definition – Soil and Groundwater

The purpose of contaminant plume definition is to determine the *three-dimensional* extent of contamination in soil and groundwater, including a determination of 3-D extent of impacts in the source area(s) and released contaminant mass, and a demarcation of potential geogenic and anthropomorphic flow pathways. As you know, up to 11,500 parts per billion (ppb) MtBE was detected in well MW-8, and 1700 ppb Benzene and 21,300 ppb Total Petroleum Hydrocarbons as gasoline (TPH-g) in well MW-9 as recently as February 2003. Well MW-8 is located adjacent to the southern property boundary, and MW-9 is located adjacent to the on-site market. During this same period, water collected from well

Dr. Sikand
Re: 800 San Pablo Ave., Albany
May 13, 2003
Page 3 of 5

MW- 4, located off-site (806 San Pablo Avenue), exhibited a Benzene concentration of 1560 ppb and TPH-g concentration of 6360 ppb.

Based on reviewed boring logs, groundwater appears to be initially encountered in the nearly all wells and borings in a sand/silty-sand unit reached at depths between 10 and 15' below grade (bg). Exceptions to this general trend are in well MW-6, where the sand unit is not encountered until ~20' bg, and in well MW-5 and boring SB-1/TW, where this sand unit is not encountered at all. The horizontal and vertical extent of this sand unit has not been determined. Further, it is not clear whether there may be thin, coarser-grained stringers in the silt/clay units encountered in well MW-5 and boring SB-1/TW that may explain both the presence of water in those locations, and the noteworthy concentrations of fuel compounds identified there.

Because of these characteristics, further assessment is necessary to better understand site geology and hydrogeology, and to refine the SCM. We therefore request a three-dimensional investigation. The vertical and horizontal distribution of impacts is to be determined. Mass-balance calculations are to be completed for the source area. The SWI workplan should present your plan to accomplish these tasks.

Conventional investigation techniques and monitoring well networks currently used at fuel leak sites, including this one, are generally insufficient to adequately characterize modern fuel impacts, including those caused by MtBE. It is recommended that your investigation initially incorporate expedited site assessment techniques and borings. The borings are to be continuously cored and logged, with close attention paid to changes in lithologies that might facilitate solute transport (e.g., silty/sandy stringers in otherwise fine grained sediments).

Soil samples should be collected for laboratory analysis at 5-foot intervals, areas of obvious contamination, the soil/groundwater interface, and at each lithologic change noted during boring advancement, at a minimum. Water samples are to be collected at discrete depths to total depth explored. Detailed cross-sections, fence diagrams, structural contours and isopachs, and rose diagrams for groundwater flow (incorporating all valid groundwater data), should be subsequently incorporated into the *Interim* and *Final* SWI reports, as appropriate. Cross-sections should be scaled to clearly illustrate subsurface lithologies, including the locations of stringers and other zones of relatively higher permeability, particularly in those areas where such zones may be intercepted by buried utilities.

Final well locations and screen depths will be substantially based on the results of the SWI and refined SCM. The monitoring of multiple discrete water-bearing zones with short screened intervals is a possibility, and fully dependent upon what is found during the SWI. Generally, these screened intervals should not be greater than 3' in length. We will expect that the Interim SWI Report will propose the locations of such wells, the anticipated well screen depths, their configurations (e.g., single well, well cluster or multi-level, as appropriate), and the reasoning behind the location and configuration of each.

Discuss your proposal for performing this work outlined, above, in the SWI work plan. The results of the conduit study, and the initial SCM, are to be presented and discussed in the SWI work plan to justify your proposed scope of work.

Expedited site assessment tools and methods are a scientifically valid and cost-effective approach to fully define the three-dimensional extent of the plume. Technical protocol for expedited site assessments are provide in the US EPA "*Expedited Site Assessment Tools for Underground Storage Tank Sites: A guide for Regulators*" (EPA 510-B-97-001), dated March 1997.

Dr. Sikand
Re: 800 San Pablo Ave., Albany
May 13, 2003
Page 4 of 5

4. Corrective Action Plan

The purpose of the CAP is to use the information obtained during investigation activities to propose cost-effective **final cleanup objectives and remedial alternatives for both soil and groundwater impacts, including those caused by MtBE and other fuel oxygenates**, that will adequately protect human health and safety, the environment, eliminate nuisance conditions, and protect water resources.

A final CAP for the soil and groundwater impacts caused by an unauthorized release at the site will be requested upon completion of the SWI in accordance with the schedule specified below. The CAP shall address at least two technically and economically feasible methods to restore and protect beneficial uses of water and to meet the cleanup objectives for each contaminant established in the CAP. The CAP must propose verification monitoring to confirm completion of corrective actions and evaluate CAP implementation effectiveness.

TECHINCAL REPORT REQUEST

Please submit technical reports according to, or otherwise comply with, the following schedule:

July 1, 2003 – Work plan for Soil and Water Investigation

60 Days from SWI Work Plan Approval – Interim Soil and Water Investigation Report (which contains the results of the initial SWI assessment work, and a proposal for the installation of new monitoring wells)

90 Days from Completion of Soil and Water Investigation – Soil and Water Investigation Completion Report (which incorporates all data generated during completion of SWI, including the installation of the new monitoring wells)

90 Days after Submittal of Soil and Water Investigation Completion Report - Corrective Action Plan

July 15, 2003 – Quarterly Report for the Second Quarter 2003

October 15, 2003 – Quarterly Report for the Third Quarter 2003

January 15, 2004 – Quarterly Report for the Fourth Quarter 2003

April 15, 2004 – Quarterly Report for the First Quarter 2004

These reports and work plans are being requested pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code. **Each technical report shall include conclusions and recommendations for the next phases of work required at the site should more appear necessary to refine the SCM.** We request that all required work be performed in a prompt and timely manner, as suggested by the noted schedule, above. Revisions to this schedule shall be requested in writing with appropriate justification for anticipated delays.

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that all work plans and technical reports containing professional geologic or engineering evaluations and/or judgments be completed under the direction of an appropriately registered or certified professional. This registered or certified professional shall sign and wet stamp all such reports and work plans.

Dr. Sikand
Re: 800 San Pablo Ave., Albany
May 13, 2003
Page 5 of 5

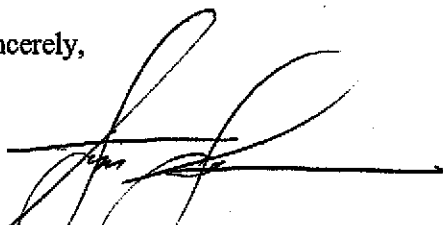
All reports and work plans are to be submitted under cover, signed under penalty of perjury, by the Responsible Party(ies) who have taken a lead role in compliance with corrective action directives.

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 Alameda County District Attorney, for possible enforcement follow up. Enforcement follow up may include administrative action or monetary penalties of up to \$10,000 per day for each day of violation of the California Health and Safety Code, Division 20, Chapter 6.76.

If you have any questions, I can be reached at (510) 567-6783.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott O. Seery', is written over a horizontal line. The signature is fluid and cursive.

Scott O. Seery, CHMM
Hazardous Materials Specialist

c: Betty Graham, RWQCB
Dave Charter, SWRCB UST Fund
Tridib Guha, AARS, 2380 Salvio St., Ste. 202, Concord, CA 94520-2137
D. Drogos

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



4-02

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

RO0000262

October 3, 2002

Mr. Mohinder Sikand
Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

RE: Albany Hill Market, 800 San Pablo Ave, Albany, CA

Dear Mr. and Dr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' September 2002 report titled *Additional Site Investigations* that was prepared for the above referenced site. This report summarized activities for the installation of a total of six soil borings with the completion of five of the boreholes into groundwater monitoring wells. In addition, quarterly groundwater monitoring resumed for the site.

Groundwater analytical results identified the highest contaminant concentrations at the south property line, downgradient of the 10,000-gallon gasoline underground storage tank. At this time you must continue with quarterly groundwater monitoring at the site. Groundwater should be analyzed for TPHg, TPHd, BTEX, oxygenates (using Method 8260), and lead scavengers (1,2 DCA and EDB). After two additional monitoring quarters, the data will be reviewed to determine if the contaminant plume must be remediated.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Tridib Guha, AARS

albanyhill-10

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



01-17-02

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

RO0000262

January 16, 2002

Mr. Mohinder Sikand
Dr. Joginder Sikand
1300 Ptarmigan Drive #1
Walnut Creek, CA 94595

RE: Work Plan Approval for 800 San Pablo Avenue, Albany, CA

Dear Mr. and Dr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' January 2002 *Work Plan for Additional Investigations* prepared for the above referenced site. The proposal to complete a total of five additional groundwater monitoring wells and to advance two soil borings is acceptable with the following changes/additions:

- The vertical extent of the plume should be delineated. It is recommended that proposed boreholes MW-4 through MW-5 should be advanced to approximately 30 feet bgs. Soil samples should be collected every 5 feet interval for laboratory analysis. The wells can then be completed to 20 or 25 feet bgs.
- The soil boring proposed adjacent to the store should be relocated so it is along the walkway (not within the tank pit backfill), and near the division between the existing diesel and gasoline tanks (near where highest residual soil contamination was identified when the former USTs were removed).

Field work should commence within 90 days of the date of this letter. Please provide at least 72 hours advance notice of field activities. If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Tridib Guha

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



9-4-01
ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

RO0000262

August 31, 2001

Mr. Mohinder Sikand
Dr. Joginder Sikand
1300 Ptarmigan Drive, #1
Walnut Creek, CA 94595

RE: Offsite Wells for 800 San Pablo Avenue, Albany, CA

Dear Mr. and Dr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' (AARS) August 2001 *Supplemental Site Investigation* report prepared for the above referenced site. Soil borings advanced near the 10,000 gallon gasoline tank identified elevated petroleum hydrocarbon constituents in soil and groundwater. The contaminant plume has migrated off-site.

At this time, additional investigations are required to delineate the extent of the contaminant plume. At a minimum, the following is required:

- well survey and conduit study, and
- offsite groundwater monitoring wells.

A workplan for the above requirements is due within 60 days of the date of this letter, or by **November 5, 2001**. If you have any questions, I can be reached at (510) 567-6762.

A handwritten signature in black ink, appearing to read 'eva chu'.

eva chu
Hazardous Materials Specialist

email: Tridib Guha

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



8-23-01

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

RO0000262

August 22, 2001

Mr. Larry Oelkers, Sr.
United Transmission
810 San Pablo Avenue
Albany, CA 94706

RE: Property at 810 San Pablo Avenue, Albany, CA

Dear Mr. Oelkers:

I received your letter dated August 16, 2001, regarding groundwater contamination beneath the above referenced property. This letter explains the status of the property with respect to groundwater pollution in the vicinity.

The subject property is located down-gradient from the Albany Hill Mini Mart site at 800 San Pablo Avenue, Albany, CA. Petroleum hydrocarbons released at the Albany Hill Mini Mart site polluted soil and groundwater, with groundwater pollution extending offsite.

Based on information currently available to this agency, we conclude that groundwater pollution detected beneath the subject property is likely the result of the migration of pollutants in groundwater from 800 San Pablo Avenue. In general, this agency does not pursue enforcement action against a property owner whose land overlies contaminated groundwater if that contamination is solely the result of the migration of groundwater contaminants from an off-site source or sources. Accordingly, this agency will not name current and future owners of the subject property as dischargers with respect to groundwater pollution from off-site sources. However, we may hold such a property owner responsible for investigation or cleanup tasks if he or she refuses to provide reasonable access to an upgradient discharger attempting to investigate and cleanup off-site groundwater pollution.

If you have any questions, I can be reached at (510) 567-6762.

eva chü
Hazardous Materials Specialist

c: Mohinder Sikand, 1300 Ptarmigan Dr, #1, Walnut Creek, CA 94595
email: Tridib Guha

albanyhill-7

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



04-16-01

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

RO 0000262

April 13, 2001

Mr. Mohinder Sikand
Dr. Joginder Sikand
1300 Ptarmigan Drive, #1
Walnut Creek, CA 94595

RE: Work Plan Approval for 800 San Pablo Avenue, Albany, CA

Dear Mr. and Dr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' April 2001 *Work Plan for Additional Investigations* prepared for the above referenced site. The proposal to advance four exploratory borings to further characterize the contaminant plume is acceptable. Select soil and grab groundwater samples will be analyzed for TPHg, MTBE and BTEX.

Please coordinate the next groundwater sampling event (in May 2001) with field activities to implement the approved work plan. For the next sampling event, please have groundwater from well MW-3 analyzed for ether oxygenates (TBA, TAME, and ETBE) using Method 8260B.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Tridib Guha



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

StID 3857

December 12, 2000

Mr. Mohinder Sikand
Dr. Joginder Sikand
1300 Ptarmigan Drive, #1
Walnut Creek, CA 94595

RE: Additional Investigations at 800 San Pablo Avenue, Albany, CA

Dear Mr. and Dr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' (AARS) November 2000 *Quarterly Groundwater Monitoring and Sampling Report* prepared for the above referenced site. The recent groundwater sampling event in November confirmed the presence of elevated MTBE, TPHg and benzene concentrations in all onsite wells. Elevation petroleum hydrocarbon concentrations were first identified in August 2000, when a different laboratory was used.

At this time, additional investigations are required to delineate the extent of the contaminant plume. A workplan for the next phase of investigation is due within 90 days of the date of this letter, or by **March 15, 2001**. Quarterly groundwater monitoring should continue until further notice. You may discontinue MTBE analysis using EPA Method 8260 at this time. MTBE may be quantified with BTEX using Method 8020.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Tridib Guha (aars@ccnet.com)

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



SENT 9-20-00

PO262

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

StID 3857

September 19, 2000

Mr. Mohinder Sikand
1300 Ptarmigan Drive, #1
Walnut Creek, CA 94595

RE: Continued Monitoring at 800 San Pablo Avenue, Albany, CA

Dear Mr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' August 2000 *Quarterly Groundwater Monitoring and Sampling Report* prepared for the above referenced site. The recent groundwater sampling event identified BTEX and MTBE in each onsite groundwater monitoring well. MTBE was not detected in the previous four groundwater sampling events.

At this time, please continue with quarter groundwater monitoring to verify the presence of BTEX/MTBE. Please confirm MTBE and other oxygenates with EPA Method 8260 in the next sampling event. Also, please include chromatograms in all future groundwater monitoring reports. If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: [Tridib Guha \(aars@ccnet.com\)](mailto:Tridib_Guha@aars@ccnet.com)

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO# 262

August 22, 2000

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

STID 3857

Mohinder Sikand, Owner
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Anis Rahman, Operator
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

Re: Inspection of Albany Hill Mini Mart, 800 San Pablo Avenue, Albany, CA 94706

Dear Messrs. Sikand and Rahman:

A regulatory compliance inspection was performed at your facility on August 22, 2000. Darin Reinholdt of Reinholdt Engineering facilitated the inspection. The purpose of the inspection was to determine compliance with conditions of the facility underground storage tank (UST) operating permit, as well as provisions of Title 23, California Code of Regulations (CCR) and California Health and Safety Code (HSC) Chapter 6.7.

The following is a summary of non-compliant and other conditions noted at the time of the inspection:

- All three lamps on the Veeder Root TLS 350 are burned out and require replacement
- All product tank overfill buckets had accumulations of dirt and debris
- Pull chain for regular product overfill bucket drain was broken and inoperable
- Spills and stains of diesel fuel onto the drive slab around the diesel dispenser are evident
- Two UST pit monitoring well casings lack the proper bolt down covers to secure the wells from vandalism or surface water intrusion
- Supply of spill absorbent insufficient and failure to use metal container with a lid for storage of absorbent
- Six (6) -55 gallon drums of hazardous waste from well drilling and monitoring well development stored on-site for more than one year. One open head drum lid not bolted in place. All drums shall be properly disposed and manifest copies shall be submitted to this office within 60 days.

The concrete around the diesel dispenser is heavily stained from spillage. More care is needed to minimize the spilling of diesel fuel during customer fueling. Please assist your customers with the diesel if needed and cleanup any spills as soon as possible.

At this time, you are required to correct the tank system operation and maintenance, and facility management issues identified in this inspection report, namely:

- Submit a revised Tank Monitoring Plan that clearly identifies, among other elements, the name of the operator and emergency actions necessary if a spill or leak occurs.
- Sign and return the completed set of updated UST Registration Forms.
- Submit a copy of the owner/operator agreement for the operation of the USTs. The agreement shall meet the requirements of Section 25284 of the California Health and Safety Code.
- Correct the operation and maintenance problems identified during the 8/22/00 inspection

Pursuant to HSC Sec. 25288(d), you are required to submit a *Plan of Correction* within **60 days**. This plan shall indicate the tasks to be completed, or those that have been completed already, and the schedule for doing so. We will expect that accompanying this plan will be the revised Tank Monitoring Plan and updated UST Registration Forms.

You must certify, once all the necessary repairs and other tasks have been completed, that the tank system is in full compliance with HSC Chapter 6.7 and UST regulations. We recommend that you call for a follow-up if necessary.

Please contact me at (510) 567-6781 should you have any questions about the content of this letter.

Sincerely,



Robert Weston
Sr. Hazardous Materials Specialist

Attachments

cc: Tom Peacock, ACDEH
Eva Chu, ACDEH

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0262

ENVIRONMENTAL HEALTH SERVICES

1131 Harbor Bay Parkway, Suite 250

Alameda, CA 94502-6577

(510) 567-6700

(510) 337-9335 (FAX)

StID 3857

September 20, 1999

Mr. Mohinder Sikand
Albany Hill Mini Mart
800 San Pablo Avenue
Albany, CA 94706

RE: Quarterly Monitoring at 800 San Pablo Avenue, Albany, CA

Dear Mr. Sikand:

I have completed review of Advanced Assessment and Remediations Services' (AARS) report dated September 15, 1999 and titled *Groundwater Quality Investigation Report* prepared for the above referenced site. This report documents the installation and sampling of three groundwater monitoring wells at the site. Groundwater elevations were measured and flow direction was calculated to be to the southwest with an average gradient of approximately 0.0004 foot per foot. Low levels of petroleum hydrocarbons as TPHg, TPHd, and BTEX were detected in soil and groundwater from Well MW-1.

At this time, you should continue quarterly monitoring/sampling of the onsite wells. Groundwater should be analyzed for TPHg, TPHd, BTEX, and MTBE. Groundwater flow direction should also be calculated each quarter. If groundwater continues to flow to the southwest, additional groundwater investigations will be required southwest of the former underground storage tanks. Groundwater remediation is not recommended at this time (as proposed by AARS) until the plume is fully characterized. The next sampling event should be in November 1999.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Tridib Guha, AARS

albanyhill-3

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0262

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

StID 8357

July 8, 1999

Mr. Mohinder Sikand
Albany Hill Mini Mart
800 San Pablo Ave
Albany, CA 94706

RE: Work Plan Approval for 800 San Pablo Avenue, Albany, CA

Dear Mr. Sikand:

I have completed review of Advanced Assessment and Remediation Services' June 1999 *Work Plan for Groundwater Quality Investigation* prepared for the above referenced site. The proposal to install three groundwater monitoring wells is acceptable. Please include the analysis for Polynuclear Aromatic Hydrocarbons on the soil and water samples containing the highest concentration of total petroleum hydrocarbons as diesel. Field work should commence with 60 days of the date of this letter, or by **September 10, 1999**.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

c: Tridib Guha
AARS
2380 Salvio Street, Suite 202
Concord, CA 94520

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO# 262

StID 3857

November 6, 1998

Mr. Mohinder Sikand
Albany Hill Mini Market
800 San Pablo Ave
Albany, CA 94706

ENVIRONMENTAL HEALTH SERVICES

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

FINAL NOTICE OF VIOLATION

Dear Mr. Sikand:

On October 7, 1997, the Alameda County Department of Environmental Health, Hazardous Materials Division, issued you a Notice of Violation for not submitting a workplan for the determination of the extent and severity of soil and groundwater contamination due to the unauthorized fuel release at **800 San Pablo Avenue, Albany, CA**. As of the date of this letter, however, we have not received any communication from you on this matter. Therefore, this letter constitutes a Final Notice that you are in violation of specific laws and that the technical report is due.

According to Section 25298 of the California Health and Safety Code, underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge. Therefore, you, as the responsible party are in violation of this section of the Code, for which Section 25299 specifies civil penalties of up to \$5,000, for each day of violation, upon conviction. Also, failure to furnish technical reports regarding documented or potential groundwater contamination violates Section 13267(b) of the California Water Code. The Regional Water Quality Control Board (RWQCB) can impose civil penalties of up to \$1,000 per day that such a violation continues.

You are required to submit the technical reports for the site to this office **within 30 days** from the date of this letter. **Failure to respond will result in referral of this case to the RWQCB or Alameda County District Attorney to consider for enforcement action. Modification of required tasks or extensions of stated deadlines must be confirmed in writing by either this agency or the RWQCB.**

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

c: Bob Chambers, Alameda County District Attorney's Office
Chuck Headlee, RWQCB

albanyhill-1



Certified Mail #: Z 199 067 035

October 7, 1997

Mohinder Sikand
Albany Hill Mini Market
800 San Pablo Av.
Albany CA 94706

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

RE: **Groundwater and Soil Contamination from Former Underground Tanks (USTs)
Albany Hill Mini Market (our site # 3857)
800 San Pablo Av., Albany CA 94706**

NOTICE OF VIOLATION

Dear Mr. Sikand:

In March and April of 1997, soil and groundwater samples were taken from the tank pit of the former tank system at your station. This sampling was related to the removal of four former USTs as well as subsequent overexcavation of contaminated soil from the pit. **Contaminant concentrations identified in the soil and groundwater at your site currently exceed human health protective levels.** These levels are used by the Regional Water Quality Control Board to determine whether further investigation and remediation is required for commercial sites. If contamination concentrations were to migrate towards the presumed downgradient direction for groundwater (westward), the adjacent residential area may also be impacted by this contaminant plume.

As you have been informed previously by this Office (reference March 17, 1997 letter from Juliet Shin, copy enclosed) you are required to characterize the extent of soil and groundwater contamination on and, if necessary, off the site. This phase of work shall include, but not be limited to the following:

- Groundwater monitoring wells must be installed. **A minimum of three groundwater monitoring wells will be required to verify gradient and to begin to delineate the extent of groundwater contamination.** At least one groundwater monitoring well should be installed within 10 feet of the observed soil contamination, placed in confirmed downgradient direction relative to groundwater flow.
- Subsequent to the installation of monitoring wells, these wells must be surveyed to an established benchmark (i.e., mean sea level) with an accuracy of 0.01 foot.
- Groundwater samples and water level measurements are to be collected and analyzed at least quarterly.

Mohinder Sikand
Albany Hill Mini Market
October 7, 1997
Page 2 of 2

In order to properly conduct a site investigation, you are required to obtain professional services of a reputable environmental consultant. All reports and proposals must be submitted under seal of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer (see enclosed Attachment A). Your responsibility is to have the consultant submit for review a proposal outlining planned activities for the investigation.

This Department will oversee the assessment and remediation of your site. Our oversight will include the review of and comment on work proposals and technical guidance on appropriate investigative approaches and monitoring schedules. **A workplan for further investigation of the extent of groundwater contamination must be submitted to this Office for review by November 21, 1997. Please be advised that this is a formal request for a work plan pursuant to Section 2722(c) and (d) of Title 23, California Code of Regulations.** Any extensions of the stated deadlines or modifications of the required tasks must be requested of this Office in writing.

Finally, the case file does not contain soil or groundwater sampling results from March 31 and April 1, 1997 for the removal of a fifth, 1,000 gallon tank. Also missing from the file is any information about the disposition of the stockpile soils. Please supply this Office with this information, including a final copy of the laboratory analysis report for stockpile samples. This information is due by **November 21, 1997.**

You may contact me with any questions regarding this letter at (510)567-6770.

Sincerely,



Pamela J. Evans
Senior Hazardous Materials Specialist
enclosures

c: / Gordon Coleman, ACEHS
John Sutfin, Superior Underground Tank Service
430 Kevin Ct., San Ramon CA 94538
David Glick, GeoPlexus, Inc.
1900 Wyatt Dr., Ste. 1, Santa Clara CA 95054

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

RO# 262

March 17, 1997

Mr. Mohinder Sikand
Albany Hill Mini Mart
800 San Pablo Ave.
Albany, CA 94706

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

STID 3857

Re: Tank removal and investigations at Albany Hill Mini Mart,
located at 800 San Pablo Ave., Albany, CA

Dear Mr. Sikand,

On March 5, 1997, three gasoline underground storage tanks (USTs) and one diesel UST were removed from the above site. Stained soils with petroleum odors were noted on the sidewalls and bottom of the tank pit excavation. Soil samples were collected from below each end of each UST. Additionally, "grab" groundwater samples were collected from the diesel and gasoline UST pits. Samples collected from the diesel pit were analyzed for Total Petroleum Hydrocarbons as diesel (TPHd) and benzene, toluene, ethylbenzene, and total xylenes (BTEX). Samples collected from the gasoline UST pit were analyzed for TPH as gasoline (TPHg), BTEX, and total lead.

On March 13, 1997, GeoPlexus, Inc. faxed a copy of the sample analytical results to this office. Analysis of soil samples identified up to 550 parts per million (ppm) TPHd, 1,100ppm TPHg, 3.3ppm benzene, 37ppm toluene, 24ppm ethylbenzene, 110ppm total xylenes, and 30ppm Methyl-Tert Butyl Ether (MTBE). Analysis of "grab" groundwater samples identified up to 220,000 parts per billion (ppb) TPHd; 15,000ppb benzene, 13,000ppb toluene, 3,800ppb ethylbenzene, 21,000ppb total xylenes, and 72,000ppb MTBE.

Contaminant concentrations identified in the soil and groundwater at your site currently exceeds the human health protective levels for a commercial site given in the Tier 1 table of the American Society for Testing and Materials' Risk-Based Corrective Action Guidelines (E 1739-95). If contaminant concentrations were to migrate towards the presumed downgradient direction (westward), the adjacent residences to the west may also be impacted by this contaminant plume.

Due to the elevated contaminant concentrations identified in soil, this office is requesting that additional excavation of the tank UST pit be conducted to remove source material prior to the installation of the new tanks. Shoring will be needed to stabilize the building. Excavated soil will need to be properly

Mr. Mohinder Sikand
Re: 800 San Pablo Ave.
March 17, 1997
Page 2 of 4

disposed of off site, or properly remediated/treated prior to reuse. Subsequent to additional excavation, confirmatory soil samples should be collected from all of the excavation sidewalls and bottom of the pit, if accessible, in order to characterize the concentrations remaining in place.

Additionally, this office feels that the concentrations identified in the "grab" groundwater samples may not have been representative of actual aquifer conditions due to localized disturbances during the tank removal that may have skewed the concentrations. Therefore, after further excavation of the tank pit, this office is requesting that groundwater from the tank pit be pumped and allowed to recharge, and another "grab" groundwater sample be collected.

Per the County's Inspection Form dated March 5, 1997, excavation of the backfill material in the piping trench will also need to be conducted due to observed product and stains in this material during the tank and piping removals.

Per my conversation with Mr. John Sutfin, contractor, on March 14, 1997, Mr. Sutfin has reason to believe that there may be another 1,000-gallon UST at the site. Per Section 2670, Article 7, Title 23 California Code of Regulations, a petroleum UST that has been inactive for over 90 calendar days is required to be removed. Therefore, as part of the above excavation activities, attempts must be made to locate this UST and to properly remove it under the oversight of the County.

Subsequent to this work and the installation of the new tanks, you will be required to characterize the extent of the observed soil and groundwater contamination resulting from your site per the Regional Water Quality Control Board's Interim Guidelines (see attachment) and Article 11, Title 23 California Code of Regulations. The information gathered by this characterization will be used to determine an appropriate course of action at the site. A workplan will need to be prepared for this phase of work and reviewed and approved by this office prior to implementation. This phase of work should include, but not be limited to the following:

- o At least one ground water monitoring well must be installed within 10 feet of the observed soil contamination, oriented in the confirmed downgradient direction relative to ground water flow. In the absence of neighboring monitoring wells located within 100 feet of the site, or any other data

Mr. Mohinder Sikand
Re: 800 San Pablo Ave.
March 17, 1997
Page 3 of 4

identifying the confirmed downgradient direction, a minimum of three wells will be required to verify gradient direction. During the installation of these wells, soil samples are to be collected at five-foot-depth intervals and any significant changes in lithology.

- o Subsequent to the installation of the monitoring wells, these wells must be surveyed to an established benchmark, (i.e., Mean Sea Level) with an accuracy of 0.01 foot. Ground water samples and water level measurements are to be collected and analyzed quarterly.

This Department will oversee the assessment and remediation of your site. Our oversight will include the review of and comment on work proposals and technical guidance on appropriate investigative approaches and monitoring schedules. The issuance of well drilling permits, however, will be through the Alameda County Flood Control and Water Conservation District, Zone 7, in Pleasanton. The RWQCB may choose to take over as lead agency if it is determined, following the completion of the initial assessment, that there has been a substantial impact to ground water.

In order to properly conduct a site investigation, you are required to obtain professional services of a reputable environmental consultant. All reports and proposals must be submitted under seal of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer.

A workplan for further characterization of the contaminant plume should be submitted to this office for review within 60 days after completing the tank installation work. Please be advised that this is a formal request for a work plan pursuant to Section 2722 (c) (d) of Title 23 California Code of Regulations. Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or RWQCB.

Due to the contaminants identified at your site, this office is requesting that you complete the attached Underground Storage Tank Unauthorized Release (Leak) / Contamination Site Report form, which is a standard State form that is completed whenever a release from a petroleum underground storage tank has been identified. This form should be completed and submitted to this office within 30 days of the date of this letter (i.e., by April 14, 1997). Additionally, based on the release from the petroleum USTs at your site, this site will be

Mr. Mohinder Sikand
Re: 800 San Pablo Ave.
March 17, 1997
Page 4 of 4

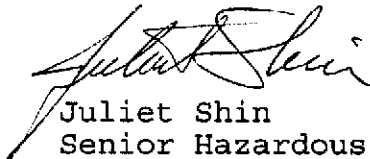
transferred into the State's Local Oversight Program. Additional information on this transfer will be submitted to you shortly.

The State Water Resources Control Board has a Petroleum Underground Storage Tank Cleanup Fund available to sites to assist in investigations and cleanup. This office encourages you to look into applying to this fund. The address and phone number of the trust fund is:

State Water Resources Control Board
Division of Clean Water Programs
UST Cleanup Fund Program
2014 T Street, Ste 130
P.O. Box 944212
Sacramento, CA 94244-2120
(916) 227-4307

If you have any questions about the fund, you can contact Cheryl Gordon at (916) 227-4530. Any other questions can be directed to me at (510) 567-6763. Please notify me at least 24 hours in advance of conducting the overexcavation work so that I may be present at the site to oversee sampling.

Sincerely,



Juliet Shin
Senior Hazardous Materials Specialist

ATTACHMENTS

cc: John Sutfin
SUTS G. C.
430 Kevin Ct.
San Ramon, CA 94583

David Glick
GeoPlexus, Inc.
1900 Wyatt Drive, Suite 1
Santa Clara, CA 95054

Pam Evans, ACDEH

Acting Chief



Certified Mailer #

April 29, 1996

Mohinder S. Sikand
Albany Hill Mini Mart
800 San Pablo Av.
Albany CA 94706

DEPARTMENT OF ENVIRONMENTAL HEALTH

1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

RE: Underground Storage Tank Permit Application for
Albany Hill Mini Mart (Site ID# 3857)

NOTICE OF VIOLATION

Dear Mr. Sikand:

In March, 1996 you received a Notice from this office that your four underground storage tanks (USTs) are being operated without a permit from this agency. I mailed forms and instructed you to submit information to complete the application for your underground tank permit by April 8, 1996. To date, I have not received the required information. You are required to forward the following to my office by May 15, 1996:

1. Written tank monitoring and spill response plan with plot plan. You are required to implement statistical inventory reconciliation (SIR) or use an approved automatic tank gauge (ATG) as your means of monitoring your tanks for leaks. Please include available information on your progress in implementing SIR or on the brand and model of ATG you use. Also include a written description of the methods and equipment you use to check your pipes for leaks.
2. Results of precision tank and piping tests done during the past three years.
3. Financial responsibility certification form. The information you submitted in the past does not meet the requirements of Title 23.
4. Completed UST PERMIT FORMS A and B. The forms we have on file date to 1990 and are not complete. Include your Board of Equalization number on form A.
5. Accurate diagrams showing the construction and leak detection features of your tanks. Drawings we now have on file do not match information provided on the "B" permit forms submitted in 1990.

Title 23 of the California Code of Regulations prohibits the operation of any UST without a permit. Failure to respond to this Notice in a timely manner will result in further enforcement action. You may contact me at (510)567-6770 with any questions regarding this Notice or the permit process.

Sincerely,

Pamela J. Evans
Senior Hazardous Materials Specialist

c: Don Atkinson-Adams, ACDEH

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO#262

RAFAT A. SHAHID, DIRECTOR

Certified Mailer #

March 5, 1996

Mohinder S. Sikand
Albany Hill Mini Mart
✓ 800 San Pablo Av.
Albany CA 94706

DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

**RE: Underground Storage Tank Permit Application for
Albany Hill Mini Mart (Site ID# 3857)**

NOTICE OF LEGAL OBLIGATION

Dear Mr. Sikand:

According to our records, you are the owner and operator of the above referenced property and the four underground storage tanks (USTs) located there. The following information is needed to complete the application for your underground tank permit. **Title 23 of the California Code of Regulations prohibits the operation of any UST without a permit.** To complete the process, please forward the following to my office by **April 8, 1996.**

1. Written tank monitoring and spill response plan with plot plan (form enclosed). Because your tanks are located in an area with shallow groundwater, you are required to implement statistical inventory reconciliation (SIR) or use an approved automatic tank gauge (ATG) as your means of monitoring your tanks for leaks. Please include available information on your progress in implementing SIR or on the brand and model of ATG you use. Also include a written description of the methods and equipment you use to check your pipes for leaks.
2. Results of precision tank tests for the past three years.
3. Results of precision pipeline leak detector tests.
4. Your financial responsibility certification form. The information you submitted in the past does not meet the requirements of Title 23. I have enclosed a written description of what is needed for a tank owner to demonstrate financial responsibility.
5. Completed UST PERMIT FORMS A and B (One B form for each tank). The forms we have on file date to 1990 and are not complete. Include your Board of Equalization number on form A.

You may contact me at (510)567-6770 with any questions regarding the permit process.

Sincerely,

Pamela J. Evans
Senior Hazardous Materials Specialist

Enclosures

c: Don Atkinson-Adams, ACDEH

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0262

August 27, 1991

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 250
Oakland, CA 94621
(415)

Certified Mailer# P 367 604 444

Mr. Joseph W. MacDonell
Sr. Contracts Administrator
Acurex Corp.
P.O. Box 7044
Mountain View, Ca 94039

RE: Methanol Fuel Tank, 800 San Pablo Ave., Albany, Ca 94706

Dear Mr. MacDonell:

Our records indicate your company is operating an underground storage tank at the above site.

Section 25284(a), Chapter 67, California Health & Safety Code requires that an underground tank has an operating permit before it is used.

Please complete forms A and B of the enclosed Underground Storage Tank Permit Applications, and return to this office within ten days of the receipt of this letter.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Larry Seto".

Larry Seto
Senior Hazardous Materials

LS:lp

cc: Mohinder Sikand, Albany Hill Mini Mart
Gil Jensen, Alameda County District Attorney
Tom Peacock, Alameda County Hazardous Materials
Rafat Shahid, Alameda County Assistant Agency Director
RWQCB
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



DEPARTMENT
Hazardous
80 Swan W
Oakland, CA
(415)

IN ENVISION

San Pablo Ave:
#431 - R01005
#500 - R01039
#501 - R0120
#660 - R0273
#718 - R0800
#800 - R0262

May 8, 1991

Mr. Tim Mathison
Harlan Tait Associates
1269 Howard Street
San Francisco, CA 94103-2787

Re: Site search request in Albany between 0 and 800 San Pablo Ave., and 1100 to 1300 Brighton Avenue.

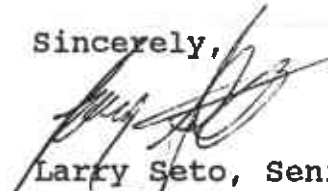
Dear Mr. Mathison:

As per your request, I performed a site search on the above addresses. We have no files for 1100 to 1300 Brighton Avenue. We have files on the following addresses on San Pablo Avenue: 431, 500, 501, 575, 618, 660, 700, 702, 718, 742 and 800. During our phone conversation on May 8, 1991, I gave you the information we had available on the sites you requested.

This statement is limited to information available to this department and does not reflect other information which may be accessible to other agencies or businesses involved with these properties.

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

Sincerely,


Larry Seto, Senior
Hazardous Materials Specialist

LS:sms

cc: Rafat Shahid, Assistant Agency Director, Environmental Health Files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0262

June 26, 1990

Albany Hill Mini Mart Svc. Stn
800 San Pablo Ave.
Albany, CA 94706

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

RE: 800 San Pablo Ave.

SECOND NOTICE OF VIOLATION

Dear owner/operator:

Our records indicate that there are underground tank(s) at your site at the above facility. You have not responded to two previous notices regarding these tanks.

In accordance with the California Code of Regulations, Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations you must perform one of the following actions:

1. Submit a tank closure plan to this Department as required by Article 7, 2670, or
2. Apply for a permit as required by Article 10, 2710.

You are directed to notify this Department within 10 days of your intentions and to obtain the necessary instructions and forms.

Please note that section 25299 of the California Health and Safety Code states that any operator or owner of an underground storage tank is liable for a civil penalty of not less than five hundred dollars or more than five thousand dollars per day for failure to obtain a permit, or failing to properly close an underground storage tank, as required by section 25298.

If you have any questions concerning this matter, please contact this office at 271-4320.

Sincerely,

Thomas F. Peacock, Senior HMS
Hazardous Materials Division

TFP:tfp

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Agency
Lester Feldman, RWQCB