



June 5, 2018

Mr. Doug Miller
Club Mallard
963 Oxford Street
Berkeley, CA 94707
(Sent via electronic mail to: Duckn41@gmail.com)

Subject: Site Access Request; Fuel Leak Case No. RO0000262 and Geotracker Global ID T0600102131, Albany Hill Mini Mart, 800 San Pablo Avenue, Albany, CA 94706

Dear Mr. Miller:

Under the direction of Alameda County Department of Environmental Health (ACDEH), the owners of the Albany Hill Mini Mart, Dr. Sikand and his environmental consultant, Mr. Robert Kitay of Clean Earth Geologic, LLC (CEG) are conducting environmental investigations for the property located at 800 San Pablo Avenue in Albany. ACDEH understands that Dr. Sikand and CEG, have requested access to the basement of your property located at 752 San Pablo Avenue in Albany (Club Mallard) to conduct indoor air sampling as part of a vapor investigation for the Albany Hill Mini Mart site. Potential soil vapor contamination has not been evaluated beneath your property and it is appropriate to confirm whether contaminant vapor intrusion poses a potential risk to occupants at your site. The purpose of this letter is to advise you in your decision regarding site access.

As the responsible party, the owners of the Albany Hill Mini Mart are required to investigate the extent of the release(s) and to clean up the contamination. These requirements are set by the State of California, and ACDEH provides local oversight for compliance with these laws. For this reason Albany Hill Mini Mart and their consultant, CEG, have requested access to investigate these concerns beneath your property as part of the investigation, thereby complying with State law as required by ACDEH.

ACDEH understands that CEG, on behalf of the Albany Hill Mini Mart, has previously sent you an Access Agreement to request access to the basement of your property to conduct indoor air sampling. We understand that no agreement has been completed to date. We request that you resolve this access agreement promptly and reasonably in order to define the extent of contamination pathways, to prevent future contaminant migration, and to eliminate the potential of vapor intrusion concerns at your location. It is important for this access agreement be resolved.

It is also important to complete the investigation as part of the current fuel leak case. By not allowing the investigation to be completed under the current fuel leak case, you may be retaining potential future liability for any contamination that may exist beneath your property. ACDEH requests you complete negotiations with CEG and the Albany Hill Mini Mart, by **July 6, 2018**.

If you have any questions, please call me at (510) 639-1276 or send me an email message at andrew.york@acgov.org. Online case files are available for review over the internet at the State Water Resources Control Board GeoTracker Website at <http://geotracker.swrcb.ca.gov>. Not all historic documents for the case may be available on GeoTracker. Additional documents can be viewed over the Internet on the ACDEH website (<http://www.acgov.org/aceh/lop/ust.htm>). Both databases should be reviewed to obtain a complete history.

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Sincerely,



Drew J. York
Senior Hazardous Materials Specialist

cc: Robert Kitay, Clean Earth Geologic, LLC, 1001 Rolling Woods Way, Concord, CA 94521,
(Sent via electronic mail to: cleanearthgeo@gmail.com)
Dr. Joginder Sikand, Property Owner, (Sent via electronic mail to: jas1066@att.net)
Dilan Roe, ACDEH, (Sent via electronic mail to: dilan.roe@acgov.org)
Paresh Khatri, ACDEH; (Sent via electronic mail to: paresh.khatri@acgov.org)
Drew York, ACDEH, (Sent via electronic mail to: andrew.york@acgov.org)
Electronic File; GeoTracker