

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
9-1-05

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

August 31, 2005

Allen Pelton
23rd Avenue Partners
P.O. Box 7509
Oakland, CA 94601

Subject: Fuel Leak Case No. RO0000294, 1125 Miller Avenue, Oakland, CA – Work Plan Comments

Dear Mr. Pelton:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and the work plan entitled, "Work Plan: Groundwater Monitoring Well Installation," dated January 26, 2004, prepared on your behalf by Environmental Bio-Systems, Inc. The work plan proposes a scope of work to advance three soil borings and to complete each of the borings as monitoring wells. ACEH requests that a **Response to Agency Comments and Work Plan Addendum** be submitted by **October 14, 2005** to address the technical comments below.

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@acgov.org) prior to the start of field activities.

TECHNICAL COMMENTS

1. **Scope of Work (Section 4).** The Work Plan indicates that, "the scope of work is to evaluate the extent of ground water impact by MTBE." Please confirm that the two former underground storage tanks stored diesel fuel and that MTBE has not been detected and is not suspected to be present at the site. Please provide this confirmation in the Response to Agency Comments and Work Plan Addendum requested below.
2. **Proposed Boring Locations.** Proposed boring location MW-1 is less than 10 feet from previous sampling location TW-2. We request that proposed boring location MW-1 be moved further south to a location approximately 10 feet south of TW-2. Please provide a revised Site Plan showing the proposed boring locations in the Response to Agency Comments and Work Plan Addendum requested below.
3. **Soil Samples.** ACEH requests that soils be continuously logged in each of the soil borings. Soil samples are to be collected for laboratory analyses in each soil boring at minimum five-foot intervals, beginning at a depth of 3 feet below ground surface. Soil samples are also to be collected where staining, odor, or elevated photoionization readings are detected. One soil sample is also to be collected at the soil/groundwater interface as proposed in Section 4.1.1 of the Work Plan.

4. **Groundwater Samples.** Based on the levels of petroleum hydrocarbons previously detected in groundwater at the site, monitoring wells may not be required at the site. Therefore, we request that grab groundwater samples be collected from the three proposed borings rather than installing monitoring wells in each of the borings. The grab groundwater samples are to be collected within the upper five feet of the saturated zone. Please describe the method for collection of grab groundwater samples in the Response to Agency Comments and Work Plan Addendum requested below.
5. **Dispenser Removal.** ACEH is concerned with the potential for shallow soil contamination within the building in the area of the dispenser. Please provide any further background information available regarding soil excavation and observed soil conditions beneath the product piping and the dispenser inside the building. This information is to be presented in the Response to Agency Comments and Work Plan Addendum requested below.

TECHNICAL REPORT REQUEST

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

- **October 14, 2005** – Response to Agency Comments and Work Plan Addendum
- **120 days after ACEH approval of Work Plan Addendum** – Soil and Groundwater Investigation Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

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](http://www.swrcb.ca.gov/ust/cleanup/electronic%20reporting)).

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

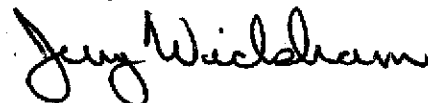
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

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

Allen Pelton
August 31, 2005
Page 4

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Jim Ho
Clearwater Group
229 Tewksbury Avenue
Point Richmond, CA 94801

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



sent
8-24-05

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

August 23, 2005

Ms. Wanetta Hall
Scooter Wilson's Auto Repair
3600 MacArthur Blvd.
Oakland, CA 94619

Dear Ms. Hall:

Subject: Fuel Leak Case No. RO0000280, Scooter Wilson's Auto Repair,
3600 MacArthur Blvd., Oakland, CA 94619

Alameda County Environmental Health (ACEH) staff has reviewed "Subsurface Investigation Workplan" dated December 24, 2004, prepared by Kodiak Consulting, LLC. Your work plan is approved. We request that you perform the proposed work, and send us the technical reports requested below.

TECHNICAL REPORT REQUEST

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

- October 31, 2005 - Soil and Water Investigation Report
- October 31, 2005 - 3rd Quarter 2005 Groundwater Monitoring Report
- January 31, 2006 - 4th Quarter 2005 Groundwater Monitoring Report
- April 30, 2006 - 1st Quarter 2006 Groundwater Monitoring Report
- July 31, 2006 - 2nd Quarter 2006 Groundwater Monitoring Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

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

Ms. Hall
August 23, 2005, Page 2 of 2

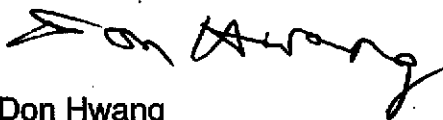
Control Board (SWRCB) Geotracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from USTs have been required to submit groundwater analytical data, 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](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.

If you have any questions, please call me at (510) 567-6746.

Sincerely,



Don Hwang
Hazardous Materials Specialist
Local Oversight Program

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

c: Ailsa Le May, Kodiak Consulting, LLC, 470 – 3rd Street, San Francisco, CA 94107
Donna Drogos
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



12-12-01

RO0000273

December 11, 2001

Mr. Ralph Trueblood
42 Bret Harte Road
Berkeley, CA 94708

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

SECOND NOTICE OF VIOLATION

Dear Mr. Trueblood:

On October 26, 1998, the Alameda County Department of Environmental Health, Hazardous Materials Division, sent you a letter (see enclosure) approving a workplan to advance three hand-augered borings at **660 San Pablo Avenue, Albany, CA**. As of the date of this letter, however, we have not received any communication from you that the work has been completed. Therefore, this letter constitutes a **Second Notice** that you are in violation of specific laws and that the workplan should be implemented now.

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. 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.

Field work should commence within 60 days of the date of this letter, or by **February 14, 2002**. Be advised that the workplan called for the collection of a grab groundwater sample from the north borehole. Further review of local topography suggests that groundwater may flow to the east, therefore, grab groundwater should be from the east borehole.

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

eva chu
Hazardous Materials Specialist

email: James Gribi

enclosure

madeinjapan2

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO# 273

ENVIRONMENTAL HEALTH SERVICES

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

StID 1351

October 26, 1998

Mr. Ralph Trueblood
42 Bret Harte Road
Berkeley, CA 94708

RE: Work Plan Approval for 660 San Pablo Ave, Albany, CA

Dear Mr. Trueblood:

I have completed review of Gribi Associates' October 1998 "Workplan to Conduct Soil Boring Investigation" proposed for the above referenced site. Mr. Gribi proposes to advance three hand-augered borings to collect soil samples at approximately 10'bgs. In addition, a grab groundwater sample will also be collected from the north boring. This work plan is acceptable and field work should commence within 30 days of the date of this letter. If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

c: James Gribi, Gribi Associates, 884 Vintage Ave, Suisun CA 94585
Michael Marsh, National Auto Parts, 1110 Colusa St, Vallejo, CA 94590

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

R0273

ENVIRONMENTAL HEALTH SERVICES

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

StID 1351

October 26, 1998

Mr. Ralph Trueblood
42 Bret Harte Road
Berkeley, CA 94708

RE: Work Plan Approval for 660 San Pablo Ave, Albany, CA

Dear Mr. Trueblood:

I have completed review of Gribi Associates' October 1998 "Workplan to Conduct Soil Boring Investigation" proposed for the above referenced site. Mr. Gribi proposes to advance three hand-augered borings to collect soil samples at approximately 10' bgs. In addition, a grab groundwater sample will also be collected from the north boring. This work plan is acceptable and field work should commence within 30 days of the date of this letter. If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

c: James Gribi, Gribi Associates, 884 Vintage Ave, Suisun CA 94585
Michael Marsh, National Auto Parts, 1110 Colusa St, Vallejo, CA 94590

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO#273

January 28, 1998

Michael Marsh
National Auto Parts
1110 Colusa St.
Vallejo CA 94590

Ralph Trueblood
42 Bret Harte Rd.
Berkeley CA 94708

ENVIRONMENTAL HEALTH SERVICES

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

RE: Soil and Groundwater Investigation, 660 San Pablo Av., Albany 94706 (site # 1351)

NOTICE OF VIOLATION

Gentlemen:

In previous correspondence and telephone conversations, you were instructed to carry out a Soil and Water Investigation. Tetrachloroethene, toluene, xylene, various semi-volatile organic compounds, as well as total petroleum hydrocarbons as gasoline and diesel were detected in the soil beneath the former underground tank and in the removed soil. A work plan was due to this Office on November 5, 1997. On November 14, Mr. Trueblood informed me that he was still in the process of evaluating contractors' bids, but expected to have selected a contractor by mid-December. I left a telephone message for Mr. Trueblood on January 16, 1998 requesting an update on your investigation, but have not had a response.

Pursuant to California Health & Safety Code, Section 25298, an underground storage tank closure is not complete until the responsible party characterizes and remediates the contamination resulting from a release. At this time, additional investigation is required to define the extent and severity of the release. The information gathered through the investigation will be used to choose an appropriate course of action to remediate the site, if deemed necessary. The SWI must be done in accordance with the Regional Water Quality Control Board (RWQCB) Staff Recommendations for the Initial Evaluation and Investigation of Underground Tanks, and Article 11 of Title 23, California Code of Regulations. The investigation requirements were described in my letter dated September 24, 1997.

The work plan is due by **February 18, 1998**. Once the proposal is approved, field work should commence within 30 days. A report must be submitted within 45 days after the completion of this phase of work at the site. All reports and proposals must be submitted under seal of a California Registered Geologist, Certified Engineering Geologist, or Registered Civil Engineer.

Michael Marsh, Ralph Trueblood

RE: Made in Japan

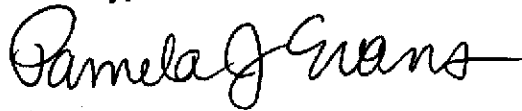
January 28, 1998

Page 2 of 2

Please be advised that this is a formal request for technical reports pursuant to Title 23, CCR, Section 2722(c). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by this agency.

Please contact me at (510) 567-6770 with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Pamela J. Evans".

Pamela J. Evans

Senior Hazardous Materials Specialist

c: Dick Pantages, Alameda County Environmental Health Services

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO#273

September 24, 1997

Michael Marsh
National Auto Parts
1110 Colusa St.
Vallejo CA 94590

Ralph Trueblood
42 Bret Harte Rd.
Berkeley CA 94708

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

RE: Soil Contamination Findings, 660 San Pablo Av., Albany 94706 (site # 1351)

Gentlemen:

I have reviewed the soil analysis reports submitted for the tank removal. Tetrachloroethene, toluene, xylene, various semi-volatile organic compounds, as well as total petroleum hydrocarbons as gasoline and diesel were detected in the soil beneath the tank and the removed soil. The presence of these contaminants is evidence that a release from your tank system occurred. **You are required to complete and submit an Unauthorized Release Report to this Office by October 8, 1997.** A blank form is enclosed.

Pursuant to California Health & Safety Code, Section 25298, an underground storage tank closure is not complete until the responsible party characterizes and remediates the contamination resulting from a release. At this time, additional investigation is required to define the extent and severity of the release. In order to proceed with this site investigation, you should obtain the professional services of a reputable environmental consultant. Your responsibility is to have the consultant submit for review a proposal outlining planned activities for the investigation.

The investigation shall be in the form of a Soil and Water Investigation, or SWI. The information gathered through the SWI will be used to choose an appropriate course of action to remediate the site, if deemed necessary. The SWI must be done in accordance with the Regional Water Quality Control Board (RWQCB) Staff Recommendations for the Initial Evaluation and Investigation of Underground Tanks, and Article 11 of Title 23, California Code of Regulations. The major elements of the SWI are summarized in the enclosed Appendix A. A health and safety plan should be submitted in the event of construction and/or excavation along the sidewalk for the exposure to, and/or proper disposal of, residual hydrocarbon contamination in soil.

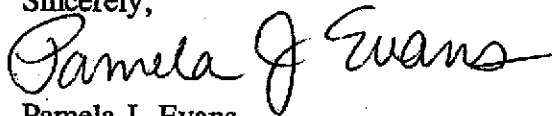
Michael Marsh, Ralph Trueblood
RE: Made in Japan
September 19, 1997
Page 2 of 2

The SWI proposal is due **within 45 days** of the date of this letter (by **November 5, 1997**). Once the proposal is approved, field work should commence within 60 days. A report must be submitted within 45 days after the completion of this phase of work at the site. All reports and proposals must be submitted under seal of a California Registered Geologist, Certified Engineering Geologist, or Registered Civil Engineer.

Please be advised that this is a formal request for technical reports pursuant to Title 23, CCR, Section 2722(c). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by this agency.

Please contact me at (510) 567-6770 with any questions.

Sincerely,



Pamela J. Evans
Senior Hazardous Materials Specialist

u
Enclosures
ULR
Appendix A

c: Gordon Coleman, Alameda County Environmental Health Services

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 - R01025
#500 - R01038
#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.

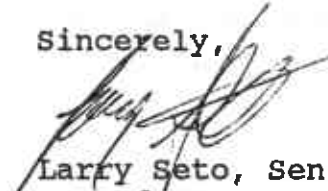
Dear Mr. Mathison:

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



R0273

September 19, 1990

Joe Burns
Made in Japan
660 San Pablo Ave.
Albany, CA 94706

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

Re: **Waste Minimization Assessment**

Dear Joe Burns:

Your business has been selected to receive a hazardous waste minimization assessment. As you are probably aware, hazardous waste reduction has become a statewide, if not a national, issue. To address this issue at a county level, Alameda County is establishing its own Hazardous Waste Minimization Program and is planning to conduct waste minimization assessments for all hazardous waste generating facilities in the County.

We have chosen businesses in the auto repair industry to receive the first round of waste minimization assessments. It is our hope that these assessments will assist participating businesses in minimizing their hazardous wastes - and will give us further information on the best way to structure our minimization program.

One of our Hazardous Materials Specialists will be contacting you during the week of September 24 to arrange a meeting with you for an assessment of your business. During this meeting and assessment, the Specialist will work with you in examining your business's hazardous waste generating practices. The Specialist will then provide you with materials on waste reduction technology and assist you in setting up appropriate hazardous waste minimization practices.

We look forward to working with you in reducing the amount of hazardous waste your business generates. Of course, your comments and suggestions are encouraged; we need your input in order to best serve you! Please direct any comments and questions to Katherine Chesick at 415/271-4320.

Sincerely,

Edgar B. Howell, Chief,
Alameda County Hazardous Materials Division

EBH:kac

cc: Fire Department
Files