



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

NOTICE OF VIOLATION

February 28, 2011

Shahram Shahnazi
Delta Gas
300 West S Street
Woodland, CA 95695

John Rutherford
Desert Petroleum
P.O. Box 1601
Oxnard, CA 93030

Tejindar and Rajinder Singh
6400 Dublin Boulevard
Dublin, CA 94568

Mohammed Mushhoon
9 Commodore, #217
Emeryville, CA 94608

Subject: Pending Recommendation to Remove From Future USTCF Eligibility; Fuel Leak Case No. Fuel Leak Case No. RO0000276 and Geotracker Global ID T0600100090, Desert Petroleum #796, 2844 Mountain Blvd., Oakland, CA 94601

Dear Mr. Shahnazi, Mr. Rutherford, Mr. and Ms. Singh, and Mr. Mushhoon:

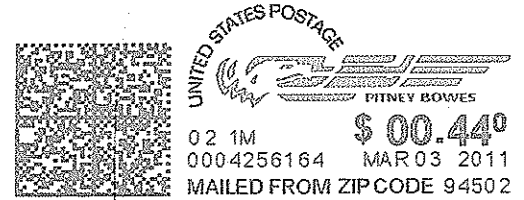
Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and find that this site is out of compliance with ACEH directives. Fuel hydrocarbons including methyl tert-butyl ether (MTBE) and fuel oxygenates are present at elevated concentrations in soil and groundwater at the site and have migrated off-site. MTBE has been detected at concentrations up to 410,000 micrograms per liter ($\mu\text{g/L}$) in groundwater samples at the edge of your property. The lateral and vertical extent of contamination originating from your site has not been fully defined. In addition, free product is present in the subsurface within the central portion of the site.

In correspondence dated December 17, 2005, February 17, 2006, and June 18, 2009, ACEH requested that you submit Documentation of Tank System Status and a Revised Work Plan as described in the technical comments below. There is no evidence in the files that any of these requests were acted upon. Your site is currently out of compliance with ACEH directives. This letter is an additional attempt to preclude further enforcement actions. We request that you submit the documents described in the Technical Comments and Technical Report Request below no later than April 30, 2011. Pursuant to California Code of Regulations, Title 23, Division 3, Chapter 30, Articles 1 and 2, Sections 3893, 3894, and 3895, you are also required to claim your site on GeoTracker and subsequently transmit electronic reports and other site data no later than March 31, 2011.

Based on the documented inaction, ACEH will recommend on March 31, 2011 that the Underground Storage Tank Cleanup Fund (Fund) remove the subject site from the Fund, and thus eligibility for all investigation and cleanup cost reimbursement. Once removed, the costs associated with all current or future subsurface investigations and/or cleanup work that may be required at your site will not be reimbursed.



ALAMEDA COUNTY
 HEALTH CARE SERVICES AGENCY
 Environmental Health Services
 1131 Harbor Bay Parkway, Suite 250
 Alameda, CA 94502-6577



M
 MOHAMMED MUSHHOON
 1131 HARBOR BAY PARKWAY #250

NIXIE 945 DC 1 00 03/03/11

RETURN TO SENDER
 ATTEMPTED - NOT KNOWN
 UNABLE TO FORWARD

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BC: 94502654091 *0505-01982-03-40

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