

Detterman, Mark, Env. Health

From: Drogos, Donna, Env. Health
Sent: Tuesday, May 04, 2010 2:19 PM
To: Detterman, Mark, Env. Health
Subject: FW: PG&E, Emeryville Repair Facility, NOV
Attachments: D Drogos letter_draft 4-30 EDN.doc

Donna L. Drogos, PE
Division Chief
Alameda County Environmental Health
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From: McCullers, Ralph [<mailto:RGMn@PGE.COM>]
Sent: Tuesday, May 04, 2010 1:47 PM
To: Drogos, Donna, Env. Health
Subject: PG&E, Emeryville Repair Facility, NOV

Ms. Drogos,

I have attached a letter for you to this e-mail, a hard copy follows via certified mail. I look forward to discussing the issues detailed regarding the Emeryville Repair Facility at your convenience.

Ralph McCullers
Environmental Operations Supervisor
Shared Facilities-Central
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Ms. Donna Drogos
Division Chief
Alameda County Health Care Services Agency
1131 Harbor Bay Parkway, Suite 250
Alameda, California 94502

RE: Regulatory Status of the Fuel Leak Case No. RO0000286, Geotracker Global ID T0600101667
PG&E's Emeryville Materials Facility, 4525 Hollis Street, Emeryville, California-

Dear Ms. Drogos:

While reviewing historical data from previous investigations on the Alameda County Health Care Agency's (ACHCA) website, PG&E's consultant found correspondence dated July 3, 2008 and July 24, 2009 requesting submittal of documents to the State Geotracker database. These letters to PG&E requested that PG&E claim the Fuel Leak case RO0000286 Geotracker ID T0600101667 in the Geotracker database and upload pertinent technical documents. The July 24th 2009 letter indicates a Notice of Violation (NOV) for not responding to the July 3, 2008 request within the given time frame. The delivery method of the NOV is not clear, and our records do not indicate receiving the letters prior to this recent online review.

Upon discovery of the two letters, PG&E immediately claimed the site in Geotracker (effective April 20, 2010), and uploaded the technical document entitled *Emeryville Materials Facility Aboveground and Underground Storage Tank Report of Remedial Action* dated January 2001. This report details removal of aboveground and underground storage tanks at the site, subsequent remediation efforts associated with the storage tanks, and requests final closure of the Fuel Leak case. Additionally, during that same data review in which the NOV correspondence was discovered, a letter and report indicating final destruction of nine monitoring wells and final closure activities for the Emeryville facility addressed to Ms. Susan Hugo of your department were located.

From review of correspondence posted on the Alameda County website, PG&E is aware that issues around the Emeryville facility have been referred to Mr. Homayune Atiquee at DTSC. However, PG&E believes that the company's obligations with respect to underground and aboveground storage tanks were satisfied with submittal of the January 2001 report. Our records indicate that no response to our Fuel Leak Case Closure request was received from ACHCA within 60 days of the request. In addition, the case closure request was filed eight months prior to the September 1, 2001 operative date of the electronic submission requirement in 23 CCR Section 2729 and 2729.1. It is PG&E's position that the site has been closed since January 2001 and no further remedial action is warranted. If it is of benefit, PG&E will be happy to meet with you and Mr. Atiquee to review the closure report.

Additionally, PG&E has entered into a voluntary cleanup agreement with DTSC to initiate an investigation of other areas and activities at the Emeryville site. Technical documents related to current and future site investigations are uploaded to the DTSC's Envirostor website. In order to avoid duplication of effort with regard to electronic submittal of documents, PG&E will be submitting future documents only to the Envirostor database.

Based on the above discussion, PG&E respectfully requests that Alameda County rescind the Notice of Violation dated July 24, 2009.

If you have any questions or would like to meet to discuss further, please do not hesitate to contact me.

Regards,

Ralph McCullers
PG&E Environmental Operations Supervisor