

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

Certified Mail # P 113 815 496

02/03/93
STID# 4403

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Notice of Requirement to Reimburse

Sam Kawahara
Kawahara Nursery
16550 Ashland Avenue
San Lorenzo, Ca 94580

Responsible Party
Property Owner

Kawahara Nursery
16550 Ashland
San Lorenzo, CA 94580

SITE

Date First Reported 12/21/92
Substance: Diesel
Petroleum: (X)Yes

The federal Petroleum Leaking Underground Storage Tank Trust Fund (Federal Trust Fund) provides funding to pay the local and state agency administrative and oversight costs associated with the cleanup of releases from underground storage tanks. The legislature has authorized funds to pay the local and state agency administrative and oversight costs associated with the cleanup of releases from underground storage tanks. The direct and indirect costs of site investigation or remedial action at the above site are funded, in whole or in part, from the Federal Trust Fund. The above individual(s) or entity(ies) have been identified as the party or parties responsible for investigation and cleanup of the above site. **YOU ARE HEREBY NOTIFIED** that pursuant to Title 42 of the United States Code, Section 6991b(h)(6) and Sections 25297.1 and 25360 of the California Health and Safety Code, the above Responsible Party or Parties must reimburse the State Water Resources Control Board not more than 150 percent of the total amount of site specific oversight costs actually incurred while overseeing the cleanup of the above underground storage tank site, and the above Responsible Party or Parties must make full payment of such costs within 30 days of receipt of a detailed invoice from the State Water Resources Control Board.

Please contact Juliet M Shin, Hazardous Materials Specialist at this office if you have any questions concerning this matter.

Edgar B. Howell, III, Chief
Contract Project Director

cc: Sandra Malos, SWRCB

SWRCB Use:

Add: X Reason: New Case

P 113 815 496



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

(JM) #4403

PS Form 3800, June 1991

Sent to		Sam Kawahara
Street and No.		16550 Ashland Avenue
P.O., State and ZIP Code		San Lorenzo CA 94580
Postage		\$
Certified Fee		
Special Delivery Fee		
Restricted Delivery Fee		
Return Receipt Showing to Whom & Date Delivered		
Return Receipt Showing to Whom, Date, and Addressee's Address		
TOTAL Postage & Fees		\$
Postmark or Date		

P 418 724 696



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

JMS #4403

PS Form 3800, June 1991

Sent to		SAM KAWAHARA
Street and No.		16550 ASHLAND AVE
P.O., State and ZIP Code		SAN LORENZO CA 94580
Postage		\$
Certified Fee		
Special Delivery Fee		
Restricted Delivery Fee		
Return Receipt Showing to Whom & Date Delivered		
Return Receipt Showing to Whom, Date, and Addressee's Address		
TOTAL Postage & Fees		\$
Postmark or Date		
1/21/94		

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Oakland, CA 94621
(510) 271-4530

January 20, 1994

Mr. Sam Kawahara
Kawahara Nursery
16550 Ashland Avenue
San Lorenzo, CA 94580

STID 4403

Re: Investigations at 16650 Ashland Avenue, San Lorenzo, CA

SECOND NOTICE OF VIOLATION

Dear Mr. Kawahara,

In a letter dated August 27, 1993, this office required that you submit a work plan by October 30, 1993 addressing the further delineation of the ground water contamination at the above site. Additionally, this office requested that you submit more information regarding use of the on-site irrigation well and how the pumping of this well may influence the site's ground water gradient flow. This office did not receive this work plan. On November 22, 1993, this office issued you the first Notice of Violation, requiring you to submit the work plan by January 4, 1994. To this date, this office has not received this work plan or any communication as to the status of this work plan.

One 5,000-gallon diesel underground storage tank was removed from the above site in December 1992. Soil samples collected from beneath this tank in native soil identified upto 5,000 parts per million (ppm) Total Petroleum Hydrocarbons as diesel (TPHd). Consequently, on June 10, 1993, Blymyer Engineers installed and sampled three monitoring wells (MW1 through MW3) at the above site. The ground water sample collected from Well MW-3 identified very elevated levels of TPH as gasoline at 120,000 parts per billion (ppb), TPHd at 170,000 ppb, and elevated levels of benzene, toluene, ethylbenzene, and xylenes (BTEX).

Per my conversation with you on November 22, 1993, you stated that Blymyer Engineers was currently working on the preparation of the work plan. I contacted Blymyer Engineers and they were not aware of having established any agreement with you to do any further work. Per my conversation with you on January 20, 1994, you again stated that Blymyer Engineers was currently working on the preparation of the work plan. Per my conversation with Laurie Buckman, Blymyer Engineers, on January 20, 1994, they were not aware of having been retained to prepare this work plan.

Mr. Sam Kawahara
Re: 16550 Ashland Ave.
January 20, 1994
Page 2 of 2

You are required to submit the required work plan within 45 days of the date of this letter. This is a formal request for technical reports pursuant to Section 2722, Article 11, Title 23 California Code of Regulations. Any extensions or modifications of the required task must be approved by this office or the Regional Water Quality Control Board. If you fail to meet these requirements, this case will have to be referred to the Alameda County District Attorney's Office.

Additionally, per Section 2652, Article 5, Title 23 California Code of Regulations, quarterly ground water monitoring is required to continue at the site. You are required to resume quarterly ground water monitoring within 30 days of the date of this letter.

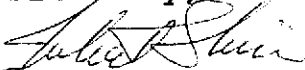
Lastly, this office encourages you to apply for the Petroleum Underground Storage Tank Cleanup Fund. You can contact the following to obtain the application package:

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

You can also contact Blessy Torres, State Water Program, at (916) 227-4535, with any questions you have regarding the application package.

If you have any questions or comments, please contact me at (510) 271-4530.

Sincerely,



Juliet Shin
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney's Office

Laurie Buckman
Blymyer Engineers, Inc.
1829 Clement Ave.
Alameda, CA 94501

Edgar Howell-File(JS)