

## Tri-Star Partnership

2980 Thomas Grade  
Morgan Hill, CA 95037

2007 FEB 27 PM 2:18  
Tel.: 408 782 1732  
Fax.: 408 782 1362

State Water Resources Control Board  
Division of Financial Assistance  
P.O.Box 944212  
Sacramento, CA 94244-2120

Alameda County

FEB 27 2007

Environmental Health

February 23, 2007

RE: Claim No. 2959  
5200 Telegraph Ave., Oakland

Attn: Ms. Karen Stripling

Dear Ms. Stripling:

This is just to update you on the state of the clean-up of the above property. As you may already know, the individual responsible for handling our case at the Alameda County Health Department resigned in January and because of the shortage in personnel the case has not been assigned to anybody else at this time. We do not know the current requirements of the County and therefore Mactec, our consultant is not able to continue the clean-up or the monitoring work. The work shall continue following the assignment of the case to a different worker at the County office.

Cordially yours:

  
Ondrej Kojnok, gen. partner

c/c: Mactec-Garry Lieberman  
Alameda County Health Department

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RO 323

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

ALAMEDA COUNTY  
JAN 08 2005

December 16, 2005

Ondrej Kojnok  
Tri Star Partnership  
2980 Thomas Grade  
Morgan Hill, CA 95037

Dear Mr. Kojnok:

Subject: Fuel Leak Case No. RO0000323, Auto Pro, 5200 Telegraph Ave.,  
Oakland, CA

**ELECTRONIC SUBMITTAL OF REPORTS**

Effective **January 31, 2006**, the Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will 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 (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

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. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. 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 monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements ([http://www.swrcb.ca.gov/ust/cleanup/electronic\\_reporting](http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting)).

In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at [don.hwang@acgov.org](mailto:don.hwang@acgov.org).

Mr. Kojnok  
December 16, 2005  
Page 2 of 2

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,



Don Hwang  
Hazardous Materials Specialist  
Local Oversight Program

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

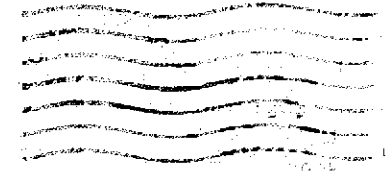
C: Gary Lieberman, MACTEC Engineering & Consulting, Inc.; 90 Digital Dr., Novato,  
CA 94949  
Donna Drogos  
File

C:4580



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

Gary Lieberman  
MACTEC Engineering & Consulting, Inc.  
90 Digital Dr.  
Novato, CA 9

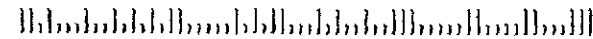


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ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



7

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

December 16, 2005

Ondrej Kojnok  
Tri Star Partnership  
2980 Thomas Grade  
Morgan Hill, CA 95037

Dear Mr. Kojnok:

Subject: Fuel Leak Case No. [REDACTED] 23, Auto Pro, 5200 Telegraph Ave.,  
Oakland, CA

**ELECTRONIC SUBMITTAL OF REPORTS**

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In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at [don.hwang@acgov.org](mailto:don.hwang@acgov.org).

Mr. Kojnok  
December 16, 2005  
Page 2 of 2

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

A handwritten signature in black ink, appearing to read "Don Hwang", written in a cursive style.

Don Hwang  
Hazardous Materials Specialist  
Local Oversight Program

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

C: Gary Lieberman, MACTEC Engineering & Consulting, Inc.; 90 Digital Dr., Novato,  
CA 94949  
Donna Drogos  
File

R0323



# State Water Resources Control Board



Alan C. Lloyd, Ph.D.  
Agency Secretary

Division of Financial Assistance  
1001 I Street • Sacramento, California 95814.  
P.O. Box 944212 • Sacramento, California • 94244-2120  
(916) 341-5757 • FAX (916) 341-5806 • www.waterboards.ca.gov/cwphome/ustcf

Arnold Schwarzenegger  
Governor

NOV 02 2005

TRI STAR PARTNERSHIP  
ONDREJ KNJNOK  
2980 THOMAS GRADE  
MORGAN HILL, CA 95037

Alameda County  
NOV - 8 2005  
Environmental Health

October 25, 2005

PRE-APPROVAL OF CORRECTIVE ACTION COSTS, CLAIM NO. 002959, PA # 6  
SITE ADDRESS: 5200 TELEGRAPH AVE, OAKLAND, CA 94609

I have reviewed your request, received on March 3, 2005, for pre-approval of corrective action costs. I have included a copy of the "Cost Pre-Approval Request" form; please use this form in the future for requesting pre-approval of corrective action costs.

With the following provisions, the total cost pre-approved as eligible for reimbursement for completing the February 24, 2005, MACTEC's proposal for work requested by the Alameda County EHD (County) in their April 30, 2003 letter, is \$ 10,735; see the table below for a breakdown of costs.

Be aware that this pre-approval does not constitute a decision on reimbursement: **necessary** (as determined by the Fund) corrective action costs for action work **directed and approved by the County** will be eligible for reimbursement at costs consistent with those pre-approved in this letter. However, depending on what happens in the field, some costs may not actually be necessary. If the Fund agrees that they were in fact necessary, the Fund will reimburse at reasonable rates (rates consistent with those pre-approved.)

*All costs for corrective action must meet the requirements of Article 11, Chapter 16, Underground Storage Tank Regulations in order to be eligible for reimbursement.*

**COST PRE-APPROVAL BREAKDOWN**

#	Task*	Amount Pre-Approved	Comments
1	Permits, Traffic Control, Well Box Repair/Replacemet, Street Resturation After Well Repair, PM, etc.	\$10,735	This cost is for all time and materials associated with this task (Permits, Traffic Control, Well Box Repair/Replacement, Street Restoration after well repair, PM, etc.) Copies of all permits, sub-invoices, and a detail report (include before and after pictures of the street around the well repair) of the work done must be submitted to the Fund at the time of reimbursement. Please note: Pre-approval does not guarantee full reimbursement of all costs incurred for the project.
<b>TOTAL PRE-APPROVED</b>		<b>\$ 10,735</b>	

\* Task descriptions are the same as those identified in MACTEC's February 24, 2005 cost estimate.

- Only the tasks/costs reflected on the above table are pre-approved at this time. The Fund will review any tasks/costs that go beyond the pre-approved amount to be determined if the additional tasks and costs are necessary and reasonable. However, if costs exceed the above pre-approved amounts, the Fund will be unable to expedite your Reimbursement Request.
- The work products must be acceptable to the County and the Regional Water Quality Control Board.
- If a different scope of work becomes necessary, then you must request pre-approval of costs on the new scope of work.
- Although I have referred to the MACTEC's proposal in my pre-approval above, please be aware that you will be entering into a private contract: the State of California cannot compel you to sign any specific contract. This letter **pre-approves the costs** as presented in the proposal dated February 24, 2005 by MACTEC for conducting the work requested approved by the County.

I also want to remind you that the Fund's regulations require that you obtain at least three bids, or a bid waiver from Fund staff, from qualified firms for all necessary future corrective action work. If you need assistance in procuring contractor and consultant services, don't hesitate to call me.

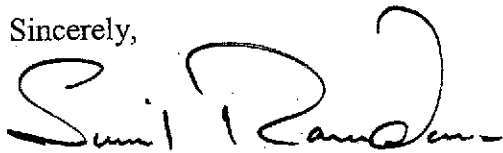


Please remember that it is still necessary to submit the actual costs of the work as explained in the Reimbursement Request Instructions to confirm that the costs are consistent with this pre-approval before you will be reimbursed. *Please insure that your consultant prepares their invoices to include the required breakdown of costs on a time and materials basis, that invoiced tasks are consistent with the original proposal, and that reasonable explanations are provided for any changes made in the scope of work or increases in the costs. When the invoices are submitted you must include copies of all:*

- *subcontractor invoices,*
- *technical reports, when available, and*
- *applicable correspondence from the County.*

Please call if you have any questions; I can be reached at (916) 341-5757

Sincerely,



Sunil Ramdass, Water Resources Control Engineer  
Technical Review Unit  
Underground Storage Tank Cleanup Fund

Enclosure

cc: Mr. Don Hwang  
Alameda County EHD  
✓ 1131 Harbor Bay Pkway, 2nd Fl.  
Alameda, CA 94502-6577

RO 323

Tri-Star Partnership  
2033 Gateway Pl., Suite 600  
San Jose, CA 95110

April 20, 2004

MACIEC Engineering and Consulting, Inc  
90 Digital Dr.  
Novato, CA 94949

Alameda County  
APR 22 2004  
Superior Court Building

Attn: Mr. Gary Lieberman  
RE: 5200 Telegraph Ave, Oakland

Dear Mr. Lieberman:

Finally we received from the State Water Resources Control Board a preapproval of the cost of further clean-up on our above property pursuant to yours Workplan of April 17, 2003 in the amount of \$42,600.- Copy of the pre-approval letter is enclosed for your follow-up and information.

Now, when the cost is preapproved, please begin the monitoring and other work as indicated in the workplan. If you have any questions, please call me. Thank you for your attention.

Cordially yours:

  
Ondrej Kojnok  
gen. partner

c/c  
Merrill J. Schwartz, Esq.  
George Tuma  
Don Hwang-Alameda County



# State Water Resources Control Board



## Division of Financial Assistance

1001 I Street • Sacramento, California 95814  
P.O. Box 944212 • Sacramento, California • 94244-2120  
(916) 341-5652 • FAX (916) 341-5806 • www.swrcb.ca.gov/cwphome/ustef

**Terry Tamminen**  
Secretary for  
Environmental  
Protection

**Arnold Schwarzenegger**  
Governor

MAR 29 2004

Tri-Star Partnership  
Ondrej M. Kojnok  
2033 Gateway Pl #600  
San Jose, CA 95110

Alameda County  
APR 02 2004  
E. J. [unclear]

PRE-APPROVAL OF CORRECTIVE ACTION COSTS, CLAIM NO. 2959,  
SITE ADDRESS: 5200 TELEGRAPH AVE, OAKLAND, CA 94609

I have reviewed your request, received on January 15, 2004, for pre-approval of corrective action costs. I have included a copy of the "Cost Pre-Approval Request" form; please use this form in the future for requesting pre-approval of corrective action costs.

With the following provisions, the total cost pre-approved as eligible for reimbursement for completing the April 17, 2003, MACTEC workplan approved by the Alameda County EHD (County) in their April 30, 2003 letter, is \$ 42,600; see the table below for a breakdown of costs. (The total amount that has been reimbursed and approved for payment up to this point is \$ 125,221.)

Be aware that this pre-approval does not constitute a decision on reimbursement: **necessary** (as determined by the Fund) corrective action costs for action work **directed and approved by the County** will be eligible for reimbursement at costs consistent with those pre-approved in this letter. However, depending on what happens in the field, some costs may not actually be necessary. If the Fund agrees that they were in fact necessary, the Fund will reimburse at reasonable rates (rates consistent with those pre-approved.)

In an effort to expedite future reimbursement requests associated with the implementation of the corrective action tasks pre-approved in this letter, we ask that the attached 'Pre-Approval Specific Reimbursement Request Form' be completed, updated and submitted with each reimbursement request. All relevant supporting documentation must also be included with each reimbursement request.

*In order for future costs for corrective action to be part of the expedited reimbursement process, they must be pre-approved in writing by Fund staff.*

*All costs for corrective action must meet the requirements of Article 11, Chapter 16, Underground Storage Tank Regulations in order to be eligible for reimbursement.*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

April 30, 2003

Ondrej Kojnok  
Tri Star Partnership  
2980 Thomas Grade  
Morgan Hill, CA 95037

Dear Mr. Kojnok:

Subject: Fuel Leak Case No. RO0000323, Auto Pro, 5200 Telegraph Ave., Oakland, CA

Alameda County Environmental Health staff has reviewed "Work Plan 2003 Monitoring Program..." by MACTEC Engineering & Consulting, Inc., dated April 17, 2003. The 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:

- April 30, 2003 - 1st Quarter 2003 Groundwater Monitoring Report
- July 31, 2003 - Soil and Water Investigation Report
- July 31, 2003 - 2<sup>nd</sup> Quarter 2003 Groundwater Monitoring Report
- October 31, 2003 - 3<sup>rd</sup> Quarter 2003 Groundwater Monitoring Report
- January 31, 2004 - 4<sup>th</sup> Quarter 2003 Groundwater Monitoring Report

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

A handwritten signature in black ink that reads "Don Hwang".

Don Hwang  
Hazardous Materials Specialist  
Local Oversight Program

C: Gary Lieberman, MACTEC Engineering & Consulting, Inc., 90 Digital Dr., Novato, CA  
94949

Donna Drogos

File

## Hwang, Don, Env. Health

---

**From:** House, Jason [JTHOUSE@mactec.com]  
**Sent:** Wednesday, January 29, 2003 9:38 AM  
**To:** dhwang@co.alameda.ca.us  
**Subject:** Fuel Leak Case No. RO0000323, Autopro, 5200 Telegraph Ave., Oakland, CA

Mr. Hwang:

In a letter dated December 24, 2002, you requested that a workplan be submitted by January 31, 2003 outlining the request made in the letter. We will be able to provide you with the workplan, however we will need until March 31, 2003. Per our phone conversation, I am sending this e-mail.

Thank you,

Jason T. House  
Staff Environmental Scientist  
MACTEC Engineering & Consulting  
Oakland, California  
Office: (510) 628-3223  
Cellular: (510) 847-8410  
Cellular E-mail: 5108478410@vtext.com

3/27/2003

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

December 24, 2002

Ondrej Kojnok  
Tri Star Partnership  
2980 Thomas Grade  
Morgan Hill, CA 95037

Dear Mr. Kojnok:

Subject: Fuel Leak Case No. RO0000323, Auto Pro, 5200 Telegraph Ave., Oakland, CA

Alameda County Environmental Health staff has reviewed "2<sup>nd</sup> Quarter 2002 Groundwater Monitoring Report" and "1<sup>st</sup> Quarter 2002 Groundwater Monitoring Report", both by Harding ESE. On June 28, 2002, monitoring well MW-1 showed significant decreases in concentrations of total petroleum hydrocarbons as diesel (TPH-D) and TPH-motor oil (TPH-MO), reverting to historic ranges, 590 ug/l and 260 ug/l, respectively. For MW-2, TPH-D and TPH-MO, the concentrations on June 28, 2002, increased to 410 ug/l and 660 ug/l, respectively. For MW-3, the TPH-D and TPH-G concentrations on March 22, 2002 and June 28, 2002 reverted to historic highs. On June 28, 2002, TPH-D and TPH-G concentrations for MW-3 were 6,900 ug/l and 9,300 ug/l, respectively. For MW-4, TPH-MO increased to 940 ug/l on June 28, 2002. For MW-5, TPH-D, TPH-G, and benzene concentrations increased to historic highs, 4,400 ug/l, 9,000 ug/l, and 41 ug/l, respectively. On March 22, 2002, groundwater sampling of the Chevron Service Station at 5101 Telegraph Ave. for TPH-D and TPH-MO was initiated. TPH-D was above detection limits in C-3 and MW-1, 930 ug/l and 330 ug/l, respectively. TPH-MO was above detection limits in MW-1, 560 ug/l. We request that you address the following technical comments and send us the technical reports requested below.

#### TECHNICAL COMMENTS

- 1) Groundwater Sampling at Chevron, 5101 Telegraph Ave. – Since TPH-D and TPH-MO were detected during the previous round of sampling, include MW-2 and MW-3 in future sampling.
- 2) Monitoring Well Screens Submerged – The monitoring well screens at the subject site are located from 15 feet below grade (fbg) to 25 to 30 fbg. Groundwater depth has been as shallow as 3.49 feet. The usual range for groundwater depth was between 8 to 13 feet.

Mr. Kojnok  
December 24, 2002  
Page 2 of 2

Evaluate the effect of groundwater elevations above well screens on hydrocarbon concentrations and propose recommendations to augment or validate the groundwater concentrations obtained. Include, with your analysis, hydrographs for each monitoring well with groundwater elevation vs. time and plot TPH-G, TPH-D, and benzene, and also show the top of screen elevations.

- 3) Utility Survey – Showed that the sewer and storm drain lines at times were below groundwater elevations. Therefore, sampling of the sewer and storm drain lines is needed to determine if they served as preferential pathways.
- 4) Historical Hydraulic Gradient – Please show using a rose diagram with magnitude and direction.
- 5) Groundwater Analyses – Additionally, analyze for the fuel oxygenates ~~MPBE~~<sup>4/15/03/27/28A</sup>, Tertiary Amyl Methyl Ether (TAME), Ethyl Tertiary Butyl Ether (ETBE), Di-Isopropyl Ether (DIPE), and Tertiary Butyl Alcohol (TBA), by EPA Method 8260, is required. Also, include Ethylene Dibromide (EDB), Ethylene Dichloride (EDC), and Ethanol. After the initial round of sampling, sample for any of these contaminants found in subsequent quarters. Include these analyses in the workplan requested below.

#### TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Don Hwang), by January 31, 2003:

Workplan.

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,



Don Hwang  
Hazardous Materials Specialist  
Local Oversight Program

C: Jason T. House, Harding ESE, 600 Grand Avenue, Suite 300, Oakland, CA 94610

√ File

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

January 2, 2002

Ondrej Kojnok  
Tri Star Partnership  
2980 Thomas Grade  
Morgan Hill, CA 95037

Dear Mr. Kojnok:

Subject: Auto Pro, 5200 Telegraph Ave., Oakland, CA  
RO0000323

"Workplan for Soil and Groundwater Investigation..." dated December 27, 2001 by Harding ESE, was reviewed. The workplan has been revised to limit it to groundwater sampling from existing monitoring wells and to include analyses for total petroleum hydrocarbons as diesel (TPH-D). This workplan is acceptable.

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

  
Don Hwang  
Hazardous Materials Specialist

<sup>u</sup>  
C: Jason T. House, Harding ESE, 1320 Arnold Dr., Suite 263, Martinez, CA 94553-6537

File



ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



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

December 5, 2001

**DEC 26 2001**

Ondrej Kojnok  
Tri Star Partnership  
2 N. 2<sup>nd</sup> St. #1390  
San Jose, CA 95113

Dear Mr. Kojnok:

Subject: Auto Pro, 5200 Telegraph Ave., Oakland, CA  
RO0000323

"Workplan for Soil and Groundwater Investigation..." dated September 4, 2001 by Harding ESE, was reviewed. Instead of the proposed borings to delineate the extent of the plume from the aforementioned site, we think that groundwater sampling from existing monitoring wells would be sufficient for now. The site of the origin of the plume had diesel whereas the downgradient site did not. Revise workplan to exclude the proposed borings or state your objections.

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

Don Hwang  
Hazardous Materials Specialist

C: Jason T. House, Harding ESE, 1320 Arnold Dr., Suite 263, Martinez, CA 94553-6537

File

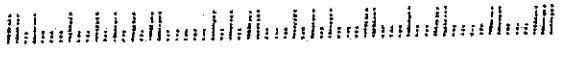
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ALAMEDA COUNTY  
**HEALTH CARE SERVICES AGENCY**  
Environmental Health Services Administration  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577

FORWARDING  
ORDER EXP.

Ondrej Kojnok  
Tri Star Partnership  
2N. 2nd St. #1390  
San Jose, CA 95113

95113+65026577 

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

September 4, 2001

Ondrej Kojnok  
Tri Star Partnership  
2 N. 2<sup>nd</sup> St. #1390  
San Jose, CA 95113

Dear Mr. Kojnok:

Subject: Auto Pro, 5200 Telegraph Ave., Oakland, CA  
RO0000323

Your consultant, Jason House, Harding ESE, notified me that my letter dated August 13, 2001 was erroneous. Sampling at/by the former Chevron Station at 5101 Telegraph Ave. should include monitoring wells MW-1, C-3, and MW-5.

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

Don Hwang  
Hazardous Materials Specialist

*u*  
C: Jason T. House, Harding ESE, 1320 Arnold Dr., Suite 263, Martinez, CA 94553-6537

Tom Bauhs, Chevron USA, Inc., Site Assessment & Remediation,  
6001 Bollinger Canyon Rd. V1132, PO Box 6004, San Ramon, CA 94583-0904

✓ File

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES

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

August 13, 2001

Ondrej Kojnok  
Tri Star Partnership  
2 N. 2<sup>nd</sup> St. #1390  
San Jose, CA 95113

Dear Mr. Kojnok:

Subject: Auto Pro, 5200 Telegraph Ave., Oakland, CA  
RO0000323

"Workplan for Soil and Groundwater Investigation..." dated July 17, 2001 by Harding ESE, was reviewed.

- 1) Instead of the proposed borings to delineate the extent of the plume from the aforementioned site, we think that groundwater sampling from existing monitoring wells would be more suitable at this time. The site of the origin of the plume had diesel whereas the downgradient site did not. Therefore, any diesel found could be attributed to the site of origin. The initial round of sampling should include monitoring wells MW-1, C-2, and MW-5 at/by the former Chevron Station at 5101 Telegraph Ave. Provide a workplan or state your objections.
- 2) Also, a survey of the underground culverts and storm drains is required to show that they do not serve as pathways for the migration of contaminants to sensitive receptors.

If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

Don Hwang  
Hazardous Materials Specialist

C: Jason T. House, Harding ESE, 1320 Arnold Dr., Suite 263, Martinez, CA 94553-6537

Tom Bauhs, Chevron USA, Inc., Site Assessment & Remediation,  
6001 Bollinger Canyon Rd. V1132, PO Box 6004, San Ramon, CA 94583-0904

 File

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### Alameda County Environmental Health

1131 Harbor Bay Pkwy., #250  
Alameda CA 94502-6577  
Telephone (510) 567-6700 FAX (510) 337-9335

#### FACSIMILE COVER SHEET

TO: ONDREJ KOJNOK

FROM: DON HWANG 510/567-6746

DATE: 4/12/01

Total number of pages including cover sheet 2

-NOTES-  
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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



April 11, 2001

Ondrej Kojnok  
Tri Star Partnership  
2 N. 2<sup>nd</sup> St. #1390  
San Jose, CA 95113

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

Dear Mr. Kojnok:

Subject: Auto Pro, 5200 Telegraph Ave., Oakland, CA  
Std 12

"Site Closure Report..." dated July 1999 by QST Environmental was reviewed. We cannot grant site closure at this time because:

The site has not been adequately characterized and the hydrocarbon groundwater plume isn't stable.

- a) The last groundwater sample collected from monitoring well C-1 on December 11, 1996 found 7,700 ug/l Total Petroleum Hydrocarbons-Gasoline (TPH-G). TPH-G, BTEX (Benzene, Toluene, Ethylbenzene, Xylene) with the exception of Benzene, and Methyl Tertiary-Butyl Ether (MTBE), have increased for each of the last 3 quarters sampled. This well was indicated as abandoned in the 3<sup>rd</sup> quarter 1999 groundwater monitoring report for the Former Chevron 9-3864 at 5101 Telegraph Ave., Oakland. A grab groundwater sample, AP-3, collected on July 2, 1996, found 14,000 ug/l TPH-G. Grab groundwater samples for TPH-Diesel (TPH-D) were 74,000 ug/l for AP-2 and 47,000 ug/l for AP-3. The well and grab groundwater sample locations are downgradient from the site. The lateral extent of the plume must be delineated.
- b) The "Creek & Watershed Map of Oakland..." shows that underground culverts and storm drains exist along Claremont Ave. and Telegraph Ave. Demonstrate that the underground culverts and storm drains do not serve as pathways for the migration of contaminants to sensitive receptors.

Provide a workplan that addresses these issues including a groundwater-monitoring program. If you have any questions, I may be reached at (510) 567-6746.

Sincerely,

  
Don Hwang  
Hazardous Materials Specialist

C: John Kim, QST Environmental, 1340 Arnold Dr., Suite 126, Martinez, CA 94553  
File

LOP - RECORD CHANGE REQUEST FORM

printed:  
04/20/2000

Mark Out What Needs Changing and Hand to LOP Data Entry  
(Name/Address changes go to Annual Programs Data Entry)

Insp: TP DA

AGENCY # : 10000      SOURCE OF FUNDS: F      SUBSTANCE: 8006619  
StID : 12      LOC: 03/31/1994  
SITE NAME: Autopro      DATE REPORTED : 02/06/1991  
ADDRESS : 5200 Telegraph Ave      DATE CONFIRMED: 12/19/1990  
CITY/ZIP : Oakland 94609      MULTIPLE RPs : N

SITE STATUS

CASE TYPE: S CONTRACT STATUS: 4      PRIOR CODE: 2B4      EMERGENCY RESP:  
RP SEARCH: S      DATE COMPLETED: 07/16/1992  
PRELIMINARY ASMNT:      DATE UNDERWAY:      DATE COMPLETED:  
REM INVESTIGATION:      DATE UNDERWAY:      DATE COMPLETED:  
REMEDIAL ACTION:      DATE UNDERWAY:      DATE COMPLETED:  
POST REMED ACT MON:      DATE UNDERWAY:      DATE COMPLETED:

ENFORCEMENT ACTION TYPE: 1      DATE ENFORCEMENT ACTION TAKEN: 07/16/1992  
LUFT FIELD MANUAL CONSID: 3HSCAWG  
CASE CLOSED:      DATE CASE CLOSED:  
DATE EXCAVATION STARTED : 12/19/0090      REMEDIAL ACTIONS TAKEN: ED

RESPONSIBLE PARTY INFORMATION

RP#1-CONTACT NAME: George Tuma  
COMPANY NAME: Tri-star Partnership  
ADDRESS: 5200 Telegraph Ave.  
CITY/STATE: Oakland, Ca 94609

INSPECTOR VERIFICATION:

NAME \_\_\_\_\_ SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

DATA ENTRY INPUT:

Name/Address Changes Only

Case Progress Changes

ANPPGMS \_\_\_\_\_ LOP \_\_\_\_\_ DATE \_\_\_\_\_

LOP \_\_\_\_\_ DATE \_\_\_\_\_

DH

2033 Gateway Place, Suite 600  
San Jose, California 95110

**ONDREJ M. KOJNOK**

Attorney at Law  
A Professional Corporation

ENVIRONMENTAL  
PROTECTION

99 NOV 31 PM 2: 37 Tel. (408) 573-6222  
Fax (408) 573-6223

11/30/99

Alameda County Health  
Care Services Agency  
Susan L. Hugo  
1131 Harbor Bay Parkway, Suite 250  
Oakland, CA 94502-6577

RE: Closure of 5200 Telegraph Ave., Oakland.

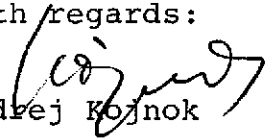
Dear Ms. Hugo:

In connection with closure of the above site and per your communication of November 5, I am enclosing originals of the Notice of Proposed Action and the List of Landowners Form.

This letter is written on behalf of the record landowner - Tri Star Partnership - of which I am a general partner.

We would appreciate a closure letter as soon as possible.

With regards:

  
Ondrej Kojnok



SAMPLE LETTER 3: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY

---

Name of local agency Alameda County Health Care Services Agency  
Street address 1131 Harbor Bay Parkway, Suite 250  
City Alameda, CA 94502-6577

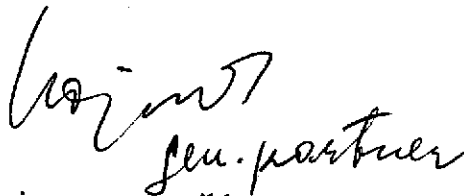
SUBJECT: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY FOR  
(Site Name and Address)

5200 Telegraph Ave, Oakland, CA 94609

In accordance with section 25297,15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I have notified all responsible landowners of the enclosed proposed action. Check space for applicable proposed action(s):

- cleanup proposal (corrective action plan)  
 site closure proposal  
 local agency intention to make a determination that no further action is required  
 local agency intention to issue a closure letter

Sincerely,



gen. partner

Signature of primary responsible party

Name of primary responsible party Tri Star Partnership,  
Ondrej Kojnok, general partner

cc: Names and addresses of all record fee title owners

Tri Star Partnership  
c/o Ondrej Kojnok  
2033 Gateway Place, Suite 600  
San Jose, CA 95110

SAMPLE LETTER (2): LIST OF LANDOWNERS FORM

---

Name of local agency Alameda County Health Care Services Agency  
Street address 1131 Harbor Bay Parkway, Suite 250  
City Alameda, CA 94502-6577

SUBJECT: CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR (*Site Name and Address*) 5200 Telegraph Ave, Oakland, CA 94609

(Note: Fill out item 1 if there are multiple site landowners. If you are the sole site landowner, skip item 1 and fill out item 2.)

1. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (*name of primary responsible party*), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

2. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (*name of primary responsible party*), certify that I am the sole landowner for the above site.

Tri Star Partnership, a California General Partnership

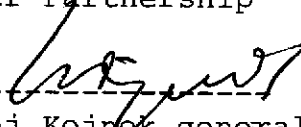
Sincerely,

Signature of primary responsible party



Name of primary responsible party Tri Star Partnership

BY



Ondrej Kojnok, general partner

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES

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

November 5, 1999

Mr. George Tuma  
Tri-Star Partnership  
5200 Telegraph Avenue  
Oakland, California 94609

*RO# 323  
gen lap*

Mr. Ondrej Kojnok  
Tri-Star Partnership  
2 North Second Street, # 1390  
San Jose, California 95113

**RE: AUTO PRO Facility (STID # 12)  
5200 Telegraph Avenue, Oakland, California 94609**

**LANDOWNER NOTIFICATION AND PARTICIPATION REQUIREMENTS**

Dear Messrs. Tuma and Kojnok:

This letter is to inform you of new legislative requirements pertaining to cleanup and closure of sites where an unauthorized release of hazardous substance, including petroleum, has occurred from an underground storage tank (UST). Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code requires the primary or active responsible party to notify all current record owners of fee title to the site of: 1) a site cleanup proposal, 2) a site closure proposal, 3) a local agency intention to make a determination that no further action is required, and 4) a local agency intention to issue a closure letter. Section 25297.15(b) requires the local agency to take all reasonable steps to accommodate responsible landowners' participation in the cleanup or site closure process and to consider their input and recommendations.

For purposes of implementing these sections, you have been identified as the primary or active responsible party. Please provide to this agency, within twenty (20) calendar days of receipt of this notice, a complete mailing list of all current record owners of fee title to the site. You may use the enclosed "list of landowners" form (sample letter 2) as a template to comply with this requirement. If the list of current record owners of fee title to the site changes, you must notify the local agency of the change within 20 calendar days from when you are notified of the change.

If you are the sole landowner, please indicate that on the landowner list form. The following notice requirements do not apply to responsible parties who are the sole landowner for the site.

LANDOWNER NOTIFICATION  
Re: 5200 Telegraph Avenue, Oakland  
November 5, 1999  
Page 2 of 2

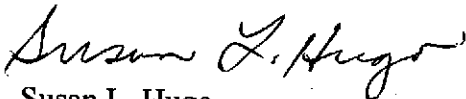
In accordance with Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code, you must certify to the local agency that all current record owners of fee title to the site have been informed of the proposed action before the local agency may do any of the following:

- 1) consider a cleanup proposal (corrective action plan)
- 2) consider a site closure proposal
- 3) make a determination that no further action is required
- 4) issue a closure letter

You may use the enclosed "notice of proposed action" form (sample letter 3) as a template to comply with this requirement. Before approving a cleanup proposal or site closure proposal, determining that no further action is required, or issuing a closure letter, the local agency will take all reasonable steps necessary to accommodate responsible landowner participation in the cleanup and site closure process and will consider all input and recommendations from any responsible landowner.

Please call me at (510) 567-6780 should you have any questions about the content of this letter.

Sincerely,



Susan L. Hugo  
Hazardous Materials Specialist

Attachments

cc: Chuck Headlee, RWQCB  
SH / files

SAMPLE LETTER (2): LIST OF LANDOWNERS FORM

---

Name of local agency  
Street address  
City

SUBJECT: CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR (*Site Name and Address*)

(Note: Fill out item 1 if there are multiple site landowners. If you are the sole site landowner, skip item 1 and fill out item 2.)

1. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (*name of primary responsible party*), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:
  
2. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (*name of primary responsible party*), certify that I am the sole landowner for the above site.

Sincerely,

Signature of primary responsible party

Name of primary responsible party

SAMPLE LETTER 3: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY

---

Name of local agency  
Street address  
City

SUBJECT: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY FOR  
*(Site Name and Address)*

In accordance with section 25297,15(a) of Chapter 6.7 of the Health & Safety Code, I, (*name of primary responsible party*), certify that I have notified all responsible landowners of the enclosed proposed action. Check space for applicable proposed action(s):

- cleanup proposal (corrective action plan)
- site closure proposal
- local agency intention to make a determination that no further action is required
- local agency intention to issue a closure letter

Sincerely,

Signature of primary responsible party

Name of primary responsible party

cc: Names and addresses of all record fee title owners

ENVIRONMENTAL  
PROTECTION



May 25, 1999

99 MAY 25 AM 10: 51

Ms. Susan L. Hugo  
Alameda County Health Care Services Agency (ACHCSA)  
Environmental Health Services  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577

Dear Ms. Hugo:

On behalf of the Tri-Star Partnership (Tri-Star), QST Environmental Inc., (QST) submits the Second, Third, and Fourth Quarter Groundwater Monitoring Reports For 1998.

I am writing this letter with respect to the submittal of three 1998 Quarterly Groundwater Monitoring Reports. QST Environmental Inc., (QST) has been in the process of finalizing the incomplete and unfinished report generation activities from a former employee. Unfortunately, Tri-Star's reports were among those projects. QST has appropriately completed and is submitting Tri-Star's reports. QST sincerely apologizes for the delay in Tri-Star's report submittal. The delays are due to an unexpected QST staff and scheduling difficulty and not willful non-compliance by Tri-Star. This incident should, in no way, be interpreted as a lack of good faith on part of Tri-Star's desire for compliance and timely report submittal.

If you have any questions, please feel free to call me at (925) 313-0840.

Respectfully submitted,  
QST ENVIRONMENTAL INC

A handwritten signature in black ink, appearing to read 'Thomas D. Dalzell', is written over the typed name.

Thomas D. Dalzell  
Office Manager/Senior Scientist

cc: Mr. Ondrej Kojnok

n:\data\projects\1995\6595219\achcsa1.rpt

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES

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

July 23, 1998

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondre Kojnok  
Tri-Star Partnership  
2 North St., Suite 1390  
San Jose, California 95113

**RE: Addendum to the Proposal for Quarterly Groundwater Monitoring Activities  
(July 22, 1998) for AutoPro – 5200 Telegraph Avenue, Oakland, CA 94609  
(STID #12)**

Dear Mr. Tuma & Mr. Kojnok:

This office has reviewed the Addendum to the Proposal for Quarterly Groundwater Monitoring Activities dated July 22, 1998, prepared and submitted by QST Environmental for the above referenced site.

The addendum to the proposed groundwater monitoring activities at the site is acceptable.

If you have any questions concerning this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,

*Susan L. Hugo*

Susan L. Hugo  
Hazardous Materials Specialist

c: Charles Headlee, San Francisco Bay RWQCB  
Thomas Dalzell, QST Environmental, 1340 Arnold Dr., Suite 126, Martinez, CA 94553  
SH / files



ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES

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

July 9, 1998

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondre Kojnok  
Tri-Star Partnership  
2 North St., Suite 1390  
San Jose, California 95113

**RE: Addendum to the Proposal for Quarterly Groundwater Monitoring Activities (July 8, 1998)  
for AutoPro – 5200 Telegraph Avenue, Oakland, CA 94609 (STID #12)**

Dear Mr. Tuma & Mr. Kojnok:


This office has reviewed the Addendum to the Proposal for Quarterly Groundwater Monitoring Activities dated July 8, 1998, prepared and submitted by QST Environmental for the above referenced site.

The addendum to the proposed groundwater monitoring activities at the site is acceptable provided the following issues are addressed:

- 1) Item # 3 should be changed to – Two additional groundwater monitoring events will be conducted (September 1998 and December 1998) prior to evaluating the site for closure as a low risk soil and groundwater case.
- 2) Please add to item #4 – to evaluate if the site meets the low risk criteria.
- 3) Item #8 should be changed to – If laboratory results of samples and/ or field data collected during the September and December 1998 quarterly groundwater monitoring events indicate that the site does not meet the criteria for closure as a low risk soil and groundwater case and change in scope of work is needed to obtain closure for the site, QST will notify Tri-Star and ACHCSA.

If you have any questions concerning this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,

  
Susan L. Hugo  
Hazardous Materials Specialist

c: Charles Headlee, San Francisco Bay RWQCB  
Thomas Dalzell, QST Environmental, 1340 Arnold Dr., Suite 126, Martinez, CA 94553  
SH / files

July 7, 1998

ENVIRONMENTAL  
PROTECTION



98 JUL 10 PM 3:44

Mr. Phillip R. Briggs  
Site Assessment and Remediation Project Manager  
Chevron U.S.A. Products Company  
6001 Bollinger Canyon Road  
Building L  
San Ramon, CA 94583

**SUBJECT: REQUEST TO TRANSFER THE TITLE FOR GROUNDWATER MONITORING WELL MW-4, LOCATED OFF-SITE AT THE FORMER CHEVRON SERVICE STATION #9-3864, TO TRI-STAR PARTNERSHIP, INC., FOR THE AUTOPRO INC., FACILITY LOCATED AT 5200 TELEGRAPH AVENUE IN OAKLAND, CALIFORNIA  
QST PROJECT #: 65-95-219**

Dear Mr. Briggs:

QST Environmental Inc., (QST) is submitting this to request to transfer the title for Groundwater Monitoring Well MW-4 (MW-4), located off-site at the former Chevron Service Station #9-3864, to the Tri-Star Partnership, Inc., (Tri-Star) for the AutoPro Inc., Facility (Site) located at 5200 Telegraph Avenue, in Oakland, California.

Per our conversation, QST, on behalf of Tri-Star, requests that the title for MW-4 be transferred to Tri-Star for down-gradient groundwater monitoring, during 1998, at the Site. In addition to title transfer, QST requests to be able to conduct quarterly groundwater sampling of MW-4 during the week ending July 10, 1998. If you have any questions, please call me at (925) 313-0840.

Respectfully submitted,  
QST ENVIRONMENTAL INC.

A handwritten signature in black ink, appearing to read 'Thomas D. Dalzell', with a large, sweeping flourish extending to the right.

Thomas D. Dalzell  
Project Manager

cc: Ondrej M. Kojnok - Tri-Star Partnership, Inc.  
Susan L. Hugo - Alameda County Health Care Services Agency

1998.05-18 10:52  
 510 337 9335  
 ALAMEDA CO EHS HAZ-OPS

COM No.	REMOTE STATION	START TIME	DURATION	PAGES	RESULT	USER ID	REMARKS
517	408 2807376	05-18 10:51	00' 52	01/01	OK		

7499402046

ALAMEDA COUNTY  
 HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



May 15, 1998

Mr. George Tuma  
 AutoPro  
 5200 Telegraph Avenue  
 Oakland, California 94609

Mr. Ondrej Kojnok  
 Tri-Star Partnership  
 2 North Second St., Suite 1390  
 San Jose, California 95113

## ENVIRONMENTAL HEALTH SERVICES

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

RE: AutoPro Facility - 5200 Telegraph Avenue, Oakland, California 94609 (STID #12)

Dear Mr. Tuma &amp; Mr. Kojnok:

This office has recently reviewed the case file regarding the removal of five underground storage tanks at the above referenced site.

On January 21, 1998, I met with Mr. Kojnok, Mr. Thomas Dalzell and Mr. Micah Rapoport of QST Environmental to discuss the status of the soil and groundwater investigation and additional work required to facilitate closure of the site as a low risk soil and groundwater case. During this meeting, we discussed the San Francisco Bay Regional Water Quality Control Board's guidelines for evaluating sites as a low risk soil and groundwater case and the criteria are as follows:

- 1) The leak has been stopped and on-going sources have been removed or remediated.
- 2) The site has been adequately characterized.
- 3) The dissolved hydrocarbon plume is not migrating.
- 4) No water wells, deeper drinking water aquifers, surface water, or other sensitive receptors are likely to be impacted.
- 5) The site presents no significant risk to human health.
- 6) The site presents no significant risk to the environment.

Review of the previous reports submitted to this agency showed that eight groundwater sampling events have been conducted at the site since the tanks were removed in 1990. Three of the four on-site monitoring wells showed varying concentrations of dissolved petroleum hydrocarbons since 1994 when the wells were installed.

During the January 1998 meeting, we discussed that continued groundwater monitoring of the wells must be conducted at the site, at a minimum on a quarterly basis for one year to establish that the groundwater plume is stable and/or shrinking. We also discussed the introduction of oxygen releasing compounds (ORC) on wells MW-3 and MW-4 to enhance biodegradation of the petroleum hydrocarbon plume at the site. The use of oxygen releasing compounds is acceptable to this office. Collection of groundwater data during this period is critical and must indicate that the entire plume is shrinking and not in just one hot area. Additional sampling points may be required to show that the site has a stable and...

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



May 15, 1998

ENVIRONMENTAL HEALTH SERVICES

Mr. George Tuma  
AutoPro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondrej Kojnok  
Tri-Star Partnership  
2 North Second St., Suite 1390  
San Jose, California 95113

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

RE: AutoPro Facility - 5200 Telegraph Avenue, Oakland, California 94609 (STID #12)

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- 1) The leak has been stopped and on-going sources have been removed or remediated.
- 2) The site has been adequately characterized.
- 3) The dissolved hydrocarbon plume is not migrating.
- 4) No water wells, deeper drinking water aquifers, surface water, or other sensitive receptors are likely to be impacted.
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- 6) The site presents no significant risk to the environment.

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If you have any questions concerning this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,

Susan L. Hugo, Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health  
Dick Pantages, Chief, Hazardous Materials / SH / files  
Charles Headlee, San Francisco Bay RWQCB  
Thomas Dalzell, QST Environmental, 1340 Arnold Dr., Suite 126, Martinez, CA 94553



Environmental  
Science &  
Engineering, Inc.

STD 12

**FACSIMILE**

DATE: May 20, 1996 TIME: \_\_\_\_\_

TO: SUSAN HUGO FROM: CHRIS VALCIEFF  
ACHCSA ESE, Inc.  
4090 Nelson Avenue, Ste J  
Concord, CA 94520

FAX #: 510-337-9335 JOB #: 65-95-219

SUBJECT: Letter from Past Owners

Number of Pages

(Including this Cover Sheet)

3

**ADDITIONAL MESSAGE:**

SUSAN - AM GOING TO RESPOND TO THIS TODAY.  
MAY NEED YOUR ASSISTANCE IN ACCESSING WELLS.  
Call w/QUESTIONS OR COMMENTS. THANKS,  
Chris

If you have any questions, please call us immediately at (510) 685-4053.

Breece W. Sloan  
Attorney at Law — Ret.  
Trustee of the Louise F. Graziano Trust D/A 11/1/91

2057 Vanderslice Avenue  
Walnut Creek, CA 94596

(510) 934-6288  
Fax (510) 834-3547

May 14, 1996

Christopher H. Valcheff  
Senior Staff Geologist

George O. Reid, R.G. 3608  
Senior Geologist

Environmental Science and Engineering, Inc.  
4090 Nelson Avenue, Suite J  
Concord, CA 94520

Re: 5101 Telegraph Avenue, Oakland  
Access to Monitoring Wells

Gentlemen:

I have your letter of May 9, 1996 addressed to Mr. John Gwynn and have been asked to respond thereto.

The information given to you by Mr. Kenneth Kan of Chevron as to the ownership of the above property is incorrect. The fee of the subject property is owned by the C.G. Gwynn and Mary Helen Gwynn Living Trust, the Louise F. Graziano Living Trust, and the Breece W. Sloan and Janet R. Sloan Revocable Trust in the following percentages: Gwynn, 21.32%; Graziano, 40%; Sloan, 38.68%.

As of May 1, 1996, the fee owners leased the property to Saul Gevertz and John Eager, doing business as Temescal Triangle Investors, 4183 Piedmont Avenue, Oakland, California 94611.

We the fee owners above listed do not feel we have the power or right to grant you any privileges of entry as requested in your letter since we have no right of entry on the property ourselves, except as defined in the lease.

Whether or not the lessees wish to grant your request is entirely up to them. I am forwarding a copy of your letter and this letter to them so they will be prepared to understand any correspondence you wish to direct to them.

One thing bothers me. Your letter does not explain any benefits to "the owners" of the above property for allowing you to come on the property and take the measurements described in your letter of May 9th referred to above.

Environmental Science and Engineering, Inc.

Page Two

May 14, 1996

As we understand it, 5101 Telegraph is downstream from your property at 5200 Telegraph. How any measurements downstream from your property could be of any value only you would know. It certainly does not appear that your measurements on our property could help us in any way and might only involve us in further difficulties with the "environmental authorities."

If you wish to explain the "why" of all this, perhaps we can be of assistance to you; but as matters stand now, we would not grant the permission requested.

Very truly yours,

*Breece W Sloan*  
Breece W. Sloan, Trustee *WJS*

BWS:sy

cc: Temescal Triangle Investors  
John Gwynn



Environmental  
Science &  
Engineering, Inc.

May 9, 1996

Mr. John Gwynn  
Gwynn-Shields & Associates  
300 Lakeside Drive, Suite 1980  
Oakland, CA 94612

ENVIRONMENTAL  
PROTECTION  
96 MAY 10 PM 12:45

**SUBJECT: ACCESS TO MONITORING WELLS  
FORMER CHEVRON STATION 9-3864  
5101 TELEGRAPH AVENUE  
OAKLAND, CALIFORNIA  
ESE PROJECT NO. 65-95-219**

Dear Mr. Gwynn:

Environmental Science & Engineering, Inc. (ESE) is requesting permission to access monitoring wells MW-4 and C-1 located on a former Chevron Service Station at 5101 Telegraph Avenue in Oakland, California. A letter from Mr. Kenneth Kan of Chevron dated May 2, 1996 required that ESE secure permission from Mr. Breece Sloan and yourself prior to entering and performing the work. In addition, the letter requires that ground water sampling and surveying be coordinated with Blaine Technical Services (Blaine).

ESE would like to access ground water monitoring wells MW-4 and C-1 in conjunction with a quarterly ground water monitoring program ongoing at a site located at 5200 Telegraph Avenue. Quarterly monitoring of these wells is required by the Alameda County Health Care Services Agency, Department of Environmental Health. Access to these wells would be limited to ground water sample collection and surveying top of casing elevations in relation to already existing ground water monitoring wells located at the 5200 Telegraph Avenue site.

Activities will be performed in conjunction with all applicable local, state, and federal regulations and will be completed with no impact to the existing site conditions. ESE will coordinate activities with Chevron, Blaine, Mr. Breece Sloan, and yourself. Ground water monitoring activities will need to be performed once every three months (once per quarter) and surveying will need to be completed once (in conjunction with a quarterly monitoring event).

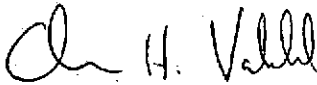


Mr. John Gwynn/Gwynn-Shields & Associates  
May 9, 1996  
Page 2

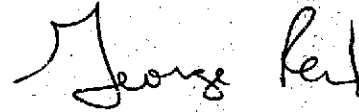
If there are any questions concerning this request, please contact Chris Valcheff at (510) 685-4053. ESE would like to perform the quarterly monitoring and surveying activities as soon as possible. Thank you for your prompt consideration of this request.

Sincerely:

ENVIRONMENTAL SCIENCE & ENGINEERING, INC.



Christopher H. Valcheff  
Senior Staff Geologist



George O. Reid, R.G. 3608  
Senior Geologist

cc: Mr. Ondroj Kojnok  
Tri Star Partnership  
2 North Second St., Ste. 1390  
San Jose, CA 95133

Mr. Kenneth Kan  
Chevron U.S.A.  
P.O. Box 5004  
San Ramon, CA 94583-0804

**Ms. Susan Hugo**  
Alameda County Health Care Services Agency  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502-6577

Mr. Breece Sloan  
2057 Vanderslice Avenue  
Walnut Creek, CA 94596

Mr. Fran Thie  
Blaine Tech Services  
985 Timothy Drive  
San Jose, CA 95133



**Chevron**

May 2, 1996

**Chevron U.S.A. Products Company**

6001 Bollinger Canyon Road  
Building L  
San Ramon, CA 94583  
P.O. Box 5004  
San Ramon, CA 94583-0804

Mr. Christopher Valcheff  
Environmental Science & Engineering, Inc.  
4090 Nelson Ave., Suite J  
Concord, CA 94520

**Marketing – Northwest Region**  
Phone 510 842 9500

**Access To Chevron Monitoring Wells  
Former Chevron Service Station 9-3864  
5101 Telegraph Ave., Oakland, California**

Dear Mr. Valcheff:

Environmental Science & Engineering, Inc. (ESE) has permission to survey, monitor, and sample monitoring wells MW-4 and C-1 on the following conditions:

- ESE must obtain approval and secure permission from John Gwynn and Breece Sloan, property owners, before entering the site and performing the work. If permission is not granted by the property owners, then ESE can not perform the work. If this is the situation, then ESE will call Chevron.
- ESE and Blaine Tech Services (Blaine) must accommodate and not interfere with the new tenants of the shopping center. Blaine is to call the new tenants after the new shopping center is built.
- ESE must coincide their work with Blaine monitoring and sampling event.
- ESE is responsible for notifying the property owner, Chevron and Blaine of any changes.
- ESE must have a Blaine technician present to witness your surveying, monitoring, and sampling.
- ESE must not leave or discard any purgewater, bailer, or debris at the site.
- ESE must leave the site in such a manner that would not cause any street sweeping or cleaning.

The names of the property owners and our consultant are listed below. If you have any questions or comments, please give me a call at (510) 842-8752.

Sincerely,

Kenneth Kan

LKAN/93864C02

cc : Dr. Ravi Arulanantham  
RWQCB-San Francisco Bay Region  
2101 Webster St., Suite 500  
Oakland, CA 94612

Ms. Susan Hugo  
Alameda Co. Dept. of Environmental Health  
1131 Harbor Bay Pkwy, 2nd Floor  
Alameda, CA 94502-6577

cc : Mr. John Gwynn  
Gwynn-Shields & Associates  
300 Lakeside Dr., Suite 1980  
Oakland, CA 94612

Mr. Breece Sloan  
2057 Vanderslice Ave.  
Walnut Creek, CA 94596

Ms. Bette Owen  
Chevron Products Co.

Mr. Fran Thie  
Blaine Tech Services  
985 Timothy Dr.  
San Jose, CA 95133

COPY

**TRI STAR PARTNERSHIP**  
**2 North 2nd Street, #1390**  
**San Jose, CA 95113**  
**Telephone: (408) 278-9900**

April 22, 1996

State Water Resources Control Board  
Division of Clean Water Programs  
2014 T Street, Suite 130  
P.O. Box 944212  
Sacramento, CA 94244-2120  
Attn: Mr. Steve Marquez

Re: Claim# 2959-5200 Telegraph Avenue, Oakland-  
Tri Star Partnership/Autopro, Inc. #2

Dear Mr. Marquez:

Enclosed for your files is a copy of workplan for soil and groundwater investigation at the above-referred to facility prepared by the Environmental Science and Engineering, Inc.

Today I spoke on the telephone with Ms. Susan Hugo from the Alameda County Health Care Services Agency, who approved the workplan and requested us to go forward with the actual work. The workplan is in conformance with all of the requirements of the Alameda County indicated in their letter of February 5th, copy of which was supplied to you previously.

In the future, we will be submitting to you for reimbursement the bills and costs incurred in connection with the subject clean-up as preapproved by you in your February 27th letter.

Thank you for your attention.

  
\_\_\_\_\_  
ONDREJ M. KOJNOK  
GENERAL PARTNER

:encls.

cc: Autopro, Inc. #2



Environmental  
Science &  
Engineering, Inc.

April 17, 1996

Mr. Kenneth Kan  
Chevron U.S.A.  
P.O. Box 5004  
San Ramon, CA 94583-0804

*STID 12*

**SUBJECT: PERMISSION TO ACCESS MONITORING WELLS  
FORMER CHEVRON STATION 9-3864  
5101 TELEGRAPH AVENUE  
OAKLAND, CALIFORNIA  
ESE PROJECT NO. 6595219**

Dear Mr. Kan:

Environmental Science & Engineering, Inc. (ESE) is currently conducting quarterly ground water monitoring activities at the Autopro facility (site) located at 5200 Telegraph Avenue, northeast of the former Chevron station. Ms. Susan Hugo of the Alameda County Health Care Services Agency (ACHCSA) has requested that ESE perform ground water monitoring activities in two wells (wells MW-4 and C-1) which are located directly downgradient of the 5200 Telegraph Avenue site.

Based on this request, ESE is seeking permission to access these two wells and possibly wells MW-5 and MW-1 in the future, for quarterly ground water monitoring activities. ESE would like to be able to access these wells for sampling and for surveying, so that an accurate ground water flow direction can be obtained for the area.

If there are any questions concerning this request, please contact Chris Valcheff at (510) 685-4053. ESE would like to perform quarterly monitoring activities as soon as possible. Thank you for your prompt consideration of this request.

Sincerely,

ENVIRONMENTAL SCIENCE & ENGINEERING, INC.

Christopher H. Valcheff  
Senior Staff Geologist

George O. Reid, R.G. 3608  
Senior Geologist

cc: Mr. Ondrej M. Kojnok, Tri Star Partnership  
Ms. Susan Hugo, ACHCSA

f:6595219@chevron.lt

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY  
DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, DIRECTOR

March 19, 1996  
STID# 12

DEPARTMENT OF ENVIRONMENTAL HEALTH  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondrej Kojnok  
Tri-Star Partnership  
762 El Paseo de Saratoga  
San Jose, California 95130

RE: Soil and Groundwater Investigation  
5200 Telegraph Avenue, Oakland, California 94609

Dear Mr. Tuma and Mr. Kojnok:

The Alameda County Department of Environmental Health, Environmental Protection Division has recently reviewed the revised proposal for soil and groundwater investigation dated February 14, 1996 and prepared by Environmental Science & Engineering, Inc. for the above referenced site.

The revised proposal is approved and must be implemented in a timely fashion. The groundwater monitoring wells on-site and off-site must be sampled as soon as possible since the last sampling occurred last January 18, 1995.

Please notify this office at least 72 hours in advance of any field activity so a site visit can be arranged by a representative from this office.

All reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead professionals involved with the project.

If you have any questions concerning this letter, please contact me at (510) 567-6780.

Sincerely,

Susan L. Hugo  
Senior Hazardous Materials Specialist

c: Jun Makishima, Interim Director, Environmental Health  
Gordon Coleman, Acting Chief, Environmental Protection / Files  
Kevin Graves, San Francisco Bay RWQCB  
Christopher Valcheff, Environmental Science & Engineering,  
Inc., 4090 Nelson Ave., Suite J, Concord, CA 94520

**TRI STAR PARTNERSHIP**  
**2 North 2nd Street, Suite 1390**  
**San Jose, California 95113**  
**Telephone (408) 278-9900**

ENVIRONMENTAL  
PROTECTION  
96 FEB 23 PM 4:02

February 16, 1996

STD 12

Alameda County Health Care Services Agency  
Attn: Susan Hugo  
1131 Harbor Bay Parkway  
Alameda, CA 94502--6577

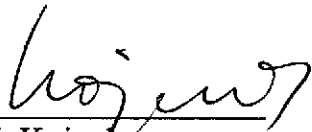
Re: Tri Star Partnership-5200 Telegraph Avenue, Oakland

Dear Ms. Hugo:

I am enclosing a copy of a proposal prepared by Environmental Science Engineering, Inc. dated February 14th and based on your requirements communicated to us in your February 5th letter. Please, let me know as soon as possible whether the proposal is acceptable or whether any changes are suggested.

Thank you for your cooperation.

Cordially yours,



Ondrej M. Kojnok  
General Partner

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, DIRECTOR

February 5, 1996  
STID# 12

DEPARTMENT OF ENVIRONMENTAL HEALTH  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
(510) 567-6777

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondrej Kojnok  
Tri-Star Partnership  
762 El Paseo de Saratoga  
San Jose, California 95130

RE: Soil and Groundwater Investigation  
5200 Telegraph Avenue, Oakland, California 94609

Dear Mr. Tuma and Mr. Kojnok:

The Alameda County Department of Environmental Health, Environmental Protection Division has recently reviewed the case file including the proposal for soil and groundwater investigation dated 10/6/95, prepared by Environmental Science and Engineering (ESE) for the above referenced site.

The proposal includes the following: drilling of eight soil borings around the property boundary, collection of soil and grab groundwater samples, analyzing for target compounds (TPH gasoline, TPH diesel, TPH motor oil, BTEX, MTBE), and quarterly sampling of the four monitoring wells at the site.

On December 13, 1995, I met with Mr. Christopher Valcheff of ESE to discuss the data from the two neighboring sites located at 5100 Telegraph Avenue (Berkely Land Co.) and 5101 Telegraph Avenue (former Chevron Station). Two monitoring wells (MW-4 and C-1) for the former Chevron Station appeared to be downgradient of the above subject property and may provide additional information in characterizing the extent of the contamination at the site.

Listed below are comments regarding the proposal for soil and groundwater investigation:

- 1) The number of soil borings proposed to define the extent of the contamination needs to be evaluated since the two wells (MW-4 and C-1) for the former Chevron Station appeared to be downgradient of the subject site.
- 2) Off -site groundwater monitoring wells (MW-4 and C-1) may be used as downgradient wells if appropriate, and sampling shall be coordinated with Mr. Kenneth Kan of Chevron at (510) 842-8752.



Mr. Tuma and Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
February 5, 1996  
Page 2 of 3

- 3) Groundwater monitoring wells must be sampled every quarter and analyzed for the following target compounds: TPH gasoline, TPH diesel, TPH motor oil, benzene, toluene, ethyl benzene, xylene and methyl tertiary butyl ether (MTBE). Groundwater level measurements must be incorporated in the monitoring program. The groundwater monitoring wells at the site must be sampled as soon as possible since the last sampling occurred on January 18, 1995.

Please submit a work plan addressing the items listed above **no later than March 15, 1996**. Since you are in the Cleanup Fund Reimbursement Program, you must act diligently on this matter.

Enclosed are data collected from the former Chevron Station and Berkeley Land Co. that may provide additional information in evaluating the extent of the contamination at your site.

Until cleanup is complete, you will need to submit reports to this office every three months (or at a more frequent interval, if specified at any time by this agency). In addition, the following items must be incorporated in your future reports or workplans:

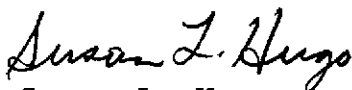
- a cover letter from the responsible party or tank owner stating the accuracy of the report and whether he/she concurs with the conclusions and recommendations in the report or workplan
- site map delineating contamination contours for soil and groundwater based on recent data should be included and the status of the investigation and cleanup must be identified
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department of the responsible party or tank owner's intention
- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- historical records of groundwater level in each well must be tabulated to indicate the fluctuation in water levels
- tabulate analytical results from all previous sampling events; provide laboratory reports (including quality control/quality assurance) and chain of custody documentation

Mr. Tuma and Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
February 5, 1996  
Page 3 of 3

All reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead professionals involved with the project.

If you have any questions concerning this letter, please contact me at (510) 567-6780.

Sincerely,



Susan L. Hugo  
Senior Hazardous Materials Specialist

enclosure

c: Jun Makishima, Interim Director, Environmental Health  
Gordon Coleman, Acting Chief, Environmental Protection / **files**  
Kevin Graves, San Francisco Bay RWQCB  
Christopher Valcheff, Environmental Science & Engineering,  
*VP* Inc., 4090 Nelson Ave., Suite J, Concord, CA 94520  
(with enclosure)



Environmental  
Science &  
Engineering, Inc.

FACSIMILE

DATE: 12-18-95 TIME: 1430<sub>1435</sub>  
 TO: SUSAN HUGO FROM: CHRIS VALCHEFF  
ACH-CSA ESE, Inc.  
 4090 Nelson Avenue, Ste J  
 Concord, CA 94520  
 FAX #: 510-337-9335 JOB #: 6595219  
 SUBJECT: AUTOPRD

Number of Pages

(Including this Cover Sheet)

2

ADDITIONAL MESSAGE:

SUSAN - HARD COPY TO FOLLOW IN MAIL. PLEASE  
CALL w/ ANY QUESTIONS/CONCERNS. THANKS,  
Ch

If you have any questions, please call us immediately at (510) 685-4053.



Environmental  
Science &  
Engineering, Inc.

December 18, 1995

Ms. Susan L. Hugo  
Alameda County Health Care Services Agency  
Department of Environmental Health  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577

**SUBJECT: AUTOPRO FACILITY  
5200 TELEGRAPH AVENUE  
OAKLAND, CALIFORNIA  
ESE PROJECT NO. 65-95-219**

Dear Ms. Hugo:

In order to proceed with investigation activities requested by Alameda County (the County) in a letter dated September 13, 1995, Environmental Science & Engineering, Inc. (ESE) requests that you address a letter to the site contact, Mr. Ondrej Kojnok, stating that the County concludes that further investigation is necessary and that a workplan should be submitted to the County for approval, as was discussed in our December 13, 1995 meeting.

ESE will then proceed to prepare a workplan and institute quarterly ground water monitoring activities, including the additional well located off-site and installed/owned by Chevron. If there is any notification that is required to gain access to the Chevron well, please let me know and I will contact the appropriate people.

If you should have any questions or concerns regarding this request, please contact Chris Valcheff at (510) 685-4053. Thank you for your prompt review of this matter.

Sincerely,

ENVIRONMENTAL SCIENCE & ENGINEERING, INC.

Christopher H. Valcheff  
Senior Staff Geologist

George O. Reid, R.G. 3608  
Senior Geologist

cc: Mr. Ondrej M. Kojnok, Tri-Star Partnership

F:\6595219\achsd.ltr

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, DIRECTOR

September 13, 1995  
STID# 12

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
(510) 567-6700

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

Mr. Ondrej Kojnok  
Tri-Star Partnership  
762 El Paseo de Saratoga  
San Jose, California 95130

**RE: Soil and Groundwater Investigation**  
5200 Telegraph Avenue, Oakland, California 94609

Dear Mr. Tuma and Mr. Kojnok:

The Alameda County Department of Environmental Health, Environmental Protection Division has completed review of the First Quarter 1995 Ground Water Monitoring Report (March 27, 1995) prepared by Environmental Science & Engineering, Inc. for the referenced site.

Based on the review of historical data collected at the site, the following issues must be addressed regarding the soil and groundwater investigation at the subject site:

- 1) It appears that the extent of the soil and groundwater contamination remains undefined. Three of the four on-site monitoring wells (MW-1, MW-3 and MW-4) exhibited elevated levels of the following contaminants: 620 - 8,000 ppb TPH gasoline, 240 - 1,600 ppb TPH diesel, 8.5 - 84 ppb benzene, 2.1 - 16 ppb toluene, 1.3 - 48 ppb ethylbenzene and 2.3 - 49 ppb total xylenes during the last sampling on January 18, 1995. Ground water monitoring well MW-2 has not detected any level of petroleum hydrocarbon contaminants since the initial sampling on April 26, 1994. The groundwater investigation must be expanded to determine the lateral extent of the contamination. Additional groundwater monitoring wells must be installed upgradient of MW-1 and downgradient of MW-3. Review of the data appeared to indicate that the plume may have migrated off the site. Soil borings and grab groundwater samples may be performed initially prior to placement of permanent wells. A work plan must be submitted to delineate the extent of the contamination related to the former tanks. Please submit your work plan to this office no later than October 31, 1995.

Mr. Tuma and Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
September 13, 1995  
Page 2 of 3

- 2) Monitoring well **sampling frequency must occur every quarter.** The wells must be sampled for the following target compounds: TPH gasoline, TPH diesel, TPH motor oil, benzene, toluene, ethyl benzene, xylene and methyl tertiary butyl ether (MTBE). Groundwater level measurements must be incorporated in the monitoring program. The groundwater monitoring wells at the site must be sampled immediately, if possible this month of September since the last sampling occurred on January 18, 1995.

Until cleanup is complete, you will need to submit reports to this office every three months (or at a more frequent interval, if specified at any time by this agency). In addition, the following items must be incorporated in your future reports or workplans:

- a cover letter from the responsible party or tank owner stating the accuracy of the report and whether he/she concurs with the conclusions and recommendations in the report or workplan
- site map delineating contamination contours for soil and groundwater based on recent data should be included and the status of the investigation and cleanup must be identified
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department of the responsible party or tank owner's intention
- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- historical records of groundwater level in each well must be tabulated to indicate the fluctuation in water levels
- tabulate analytical results from all previous sampling events; provide laboratory reports (including quality control/quality assurance) and chain of custody documentation

All reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead professionals involved with the project.

Mr. Tuma and Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
September 13, 1995  
Page 3 of 3

Additionally, please notify this office 72 hours in advance of any field work at the site.

If you have any questions concerning this letter, please contact me at (510) 567-6780.

Sincerely,



Susan L. Hugo  
Senior Hazardous Materials Specialist

cc: Jun Makishima, Interim Director, Environmental Health  
Kevin Graves, San Francisco Bay RWQCB  
George Young, Acting Chief, Environmental Protection / files  
Michael Quillin, Environmental Science & Engineering, Inc.  
4090 Nelson Ave., Suite J, Concord, CA 94520

## STATE WATER RESOURCES CONTROL BOARD

DIVISION OF CLEAN WATER PROGRAMS

2014 T STREET, SUITE 130

P.O. BOX 944212

SACRAMENTO, CALIFORNIA 94244-2120

(916) 227-4307

(916) 227-4530 FAX

57  
ST 10 12  
APR 19 1994

Tri-Star Partnership  
2 North Second Street, Suite 1400  
San Jose, CA 95113

AutoPro No. 2, Inc.  
Site: 5200 Telegraph Avenue  
Oakland, CA 94609

## UNDERGROUND STORAGE TANK CLEANUP FUND, CLAIM NO. 002959

The State Water Resources Control Board (State Board) takes pleasure in issuing the attached Letter of Commitment in an amount not to exceed **\$62,000**. This Letter of Commitment is based upon our review of the corrective action costs incurred to date and your application received on January 17, 1992 and may be modified by the State Board in writing by an amended Letter of Commitment.

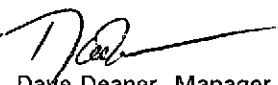
**The State Board will take steps to withdraw this Letter of Commitment after 90 calendar days from the date of this transmittal letter unless you proceed with due diligence with your cleanup effort.** This means that you must take positive, concrete steps to ensure that corrective action is proceeding with all due speed. For example, if you have not started your cleanup effort, you must obtain three bids and sign a contract with one of these bidders within 90 calendar days. If your cleanup effort has already started and was delayed, you must resume the expenditure of funds to ensure that your cleanup is proceeding in an expeditious manner. You are reminded that you must comply with all regulatory agency time schedules and requirements. We constantly review the status of all active claims, and failure to proceed with due diligence will be grounds for withdrawal of this Letter of Commitment.

You should read the terms and conditions listed in the Letter of Commitment. Also attached you will find:

- A "Reimbursement Request Instructions" package. You should retain this package for future reimbursement requests. Among other information, the package includes instructions for completion of the "Reimbursement Request" form and the "Spreadsheet". These instructions must be followed when seeking reimbursement for corrective action costs incurred after January 1, 1988. Included in these instructions are samples of Reimbursement Request forms and completed Spreadsheets. Within the package also included are:
  - A "Bid Summary Sheet" to document data on bids received.
  - Recommended Minimum Invoice Cost Breakdown.
  - A "Certification of Non-Recovery From Other Sources" which must be returned before any reimbursements can be made.
- "Reimbursement Request" forms which you must use to request reimbursement of costs incurred.
- "Spreadsheet" forms which you must use in conjunction with your Reimbursement Request.
- "Vendor Data Record" (Std. Form 204) which must be completed and returned with your first Reimbursement Request.

If you have any questions regarding the Letter of Commitment or the Reimbursement Request package, please contact Blessy Torres at (916) 227-4535.

Sincerely,

  
Dave Deaner, Manager  
Underground Storage Tank  
Cleanup Fund Program

## Attachments

cc: California Regional Water Quality  
Control Board, San Francisco Bay Region  
Attn: Steven Ritchie  
2101 Webster Street, Suite 500  
Oakland, CA 94612

Alameda County EHD  
Attn: Tom Peacock  
80 Swan Way, Room 200  
Oakland, CA 94621



# LETTER OF COMMITMENT FOR REIMBURSEMENT OF COSTS

CLAIM NO: 002959

AMENDMENT NO: 0

CLAIMANT: Tri-Star Partnership  
JOINT CLAIMANT(S): AutoPro No. 2, Inc.

BALANCE FORWARD: \$0

THIS AMOUNT: \$62,000

CLAIMANT ADDRESS: 2 N. 2nd Street, Suite 1400  
San Jose, CA 95113

NEW BALANCE: \$62,000

TAX ID / SSA NO.: 77-0116248 / 94-2459801

Subject to availability of funds, the State Water Resources Control Board (State Board) agrees to reimburse Tri-Star Partnership (Claimant) for eligible corrective action costs at AutoPro No. 2, Inc., 5200 Telegraph Avenue, Oakland, CA 94609 (Site). The commitment reflected by this Letter is subject to all of the following terms and conditions:

1. Reimbursement shall not exceed \$62,000 unless this amount is subsequently modified in writing by an amended Letter of Commitment.
2. The obligation to pay any sum under this Letter of Commitment is contingent upon availability of funds. In the event that sufficient funds are not available for reasons beyond the reasonable control of the State Board, the State Board shall not be obligated to make any disbursements hereunder. If any disbursements otherwise due under this Letter of Commitment are deferred because of unavailability of funds, such disbursements will promptly be made when sufficient funds do become available. Nothing herein shall be construed to provide the Claimant with a right of priority for disbursement over any other claimant who has a similar Letter of Commitment.
3. All costs for which reimbursement is sought must be eligible for reimbursement and the Claimant must be the person entitled to reimbursement thereof.
4. Claimant must at all times be in compliance with all applicable state laws, rules and regulations and with all terms, conditions, and commitments contained in the Claimant's Application and any supporting documents or in any payment requests submitted by the Claimant.
5. No disbursement under this Letter of Commitment will be made except upon receipt of acceptable Standard Form Payment Requests duly executed by or on behalf of the Claimant. All Payment Requests must be executed by the Claimant or a duly authorized representative who has been approved by the Division of Clean Water Programs.
6. Any and all disbursements payable under this Letter of Commitment may be withheld if the Claimant is not in compliance with the provisions of Paragraph 5 above.
7. Neither this Letter of Commitment nor any right thereunder is assignable by the Claimant without the written consent of the State Board. In the event of any such assignment, the rights of the assignee shall be subject to all terms and conditions set forth in this Letter of Commitment and the State Board's consent.
8. This Letter of Commitment may be withdrawn at any time by the State Board if completion of corrective action is not performed with reasonable diligence.

IN WITNESS WHEREOF, this Letter of Commitment has been issued by the State Board this 31st day of March, 1994.

STATE WATER RESOURCES CONTROL BOARD

BY \_\_\_\_\_  
Manager, Underground Storage Tank Cleanup Fund Program

BY James B. Steffen  
Chief, Division Administrative Services

STATE USE :  
CALSTARS CODING :  
0550 - 569.02 - 30530

\$ \_\_\_\_\_

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

March 28, 1994  
STID# 12

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

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, CA 94609

Mr. Ondrej Kojnok  
770 El Paseo de Saratoga  
San Jose, CA 95130

**Subject: Work Plan for Preliminary Site Assessment  
Autopro - 5200 Telegraph Ave., Oakland, CA 94609**

Dear Sirs:

This office has completed review of the Work Plan for Preliminary Site Assessment, dated March 17, 1994 and submitted by Environmental Science & Engineering, Inc. for the referenced site.

Based on this review, the basic elements of the work plan is acceptable with the following conditions:

- 1) During borehole advancement, soil samples should be collected at a minimum of every five feet in the unsaturated zone, significant changes in lithology, and where field screening identifies the presence of contaminants. The selection of samples chosen for laboratory analysis should be based primarily on field evidence. At least one of the samples submitted for analysis from each boring must be from the saturated/unsaturated zone interface.
- 2) Wells should be surveyed to an accuracy of 0.01 foot and referenced to mean sea level (MSL).
- 3) The vertical and lateral extent of soil and groundwater contamination must be delineated. The isoconcentration line of the contaminant plume must be determined.
- 4) Any waste ( hazardous or non-hazardous ) generated at the site must be characterized and disposed appropriately. Documents of all waste disposal must be provided to this office.
- 5) Groundwater flow direction must be established at the site. One monitoring well must be installed within ten feet in the verified downgradient location of former tank area.

Mr. Tuma / Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
March 28, 1994  
Page 2 of 3

- 6) Any existing product lines associated with the former tanks must be removed and soil samples should be collected from the piping trenches for verification.
- 7) Provide this office with records of the stockpiled soil transported to BFI Vasco Road.
- 8) Provide this office with a copy of the site health and safety plan.

Item # 8 listed above must be submitted to this agency before work plan implementation. In addition, please provide our office at least 48 hours advance notice when site activity is slated to begin.

This office is aware of your pending letter of commitment from the cleanup fund. However, you must be in compliance with the corrective action regulations to be eligible for reimbursements. The site investigation and/or remediation must be conducted in a timely fashion.

The approved workplan **must be implemented within 30 days from the date of this letter.** Any extension of stated deadlines or changes in the workplan must be confirmed in writing and approved by this office.

A report must be submitted within **30 days** after completion of this investigation. Until cleanup is complete, you will need to submit reports to this office every three months or at a more frequent interval, if specified at any time. In addition, the following items must be incorporated in your future reports or workplans:

- a cover letter from the responsible party or tank owner stating the accuracy of the report and whether he/she concurs with the conclusions and recommendations in the report or workplan
- site map delineating contamination contours for soil and groundwater based on recent data should be included and the status of the investigation and cleanup must be identified
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department of the responsible party or tank owner's intention

Mr. Tuma / Mr. Kojnok  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
March 28, 1994  
Page 3 of 3

- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- historical records of groundwater level in each well must be tabulated to indicate the fluctuation in water levels
- tabulate analytical results from all previous sampling events; provide laboratory reports (including quality control/quality assurance) and chain of custody documentation

Please contact me at (510) 271-4530 if you have any questions concerning this letter.

Sincerely,



---

Susan L. Hugo  
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health  
Rich Hiett, San Francisco Bay RWQCB  
Edgar B. Howell, Chief, Hazardous Materials Division - files  
Michael Quillin, Environmental Science & Engineering, Inc.  
4090 Nelson Avenue, Suite J, Concord CA 94520

SH

CLAIM NO. 2959

LOCAL AGENCY NO. LOP 12

SITE ADDRESS 5200 Telegraph Ave., Oakland CA 94609

CORRECTIVE ACTION COMPLIANCE DOCUMENTATION PAGE 3

DATE	ACTION REQUIRED/RESPONSE
12-18-90	Removal permit app'd by Alameda.
12-19-90	10 USTs removed - observed by county.
12-28-90	Soil sampling analysis submitted by Chromalab Inc.
2-1-91	Alameda ltr to <sup>joint</sup> clmnt directing to submit PSA w/p.
5-17-91	W/p for Remediation & Investigation activities submitted by Streamborn.
4-19-93	Alameda ltr to joint clmnt requesting remediation of soil contamination; reports to be submitted every quarter on GW monitoring, etc.
3-18-94	W/p submitted as requested.

Post-It™ brand fax transmittal memo 7671 # of pages ▶ 2

To <u>BLESSIE TORRES</u>	From <u>SUSAN HUGO</u>
Co. <u>SWPCB</u>	Co. <u>ACHD</u>
Dept.	Phone #
Fax # <u>(916) 287-4555</u>	Fax # <u>(510) 569-4757</u>

CONFIRMATION OF CORRECTIVE ACTION COMPLIANCE: After reviewing the lead agency site file, the claim reviewer has determined that the claimant is in substantial compliance with corrective action requirements.

LEAD AGENCY CONCURRENCE:  APPROVED  REFERRED TO TEAM LEADER - See Comments, Page 2.

REVIEWER'S SIGNATURE: Susan L. Hugo DATE SIGNED: 3/24/94

REVIEWER'S SIGNATURE: \_\_\_\_\_ DATE SIGNED: \_\_\_\_\_

Revised 10/92

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Division  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(510) 271-4320

December 10, 1993

JEFFREY P. WIDMAN  
Attorney at Law  
84 W. Santa Clara, Ste. 690  
San Jose, California 95113

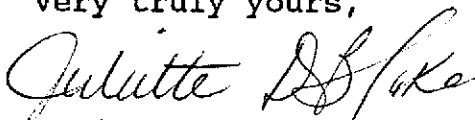
Attorney Widman,

I am returning the Check for Witness Fee addressed to Susan Hugh,  
an Environmental Health Specialist of Alameda County Health Care  
Services Agency, Hazardous Materials Division. This case was  
settled out of court.

Enclosed is the check No. 1495 dated 04/22/93.

Thank you for your cooperation.

Very truly yours,

  
Juliette D. Blake, SCI  
Office Manager

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY

MEMORANDUM

TO Julie Blake FROM Susan Hugo DATE 12-8-93  
SUBJECT Witness Fee

Please return the check. The case was settled out of court.

Thank you!  
Susan

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

October 28, 1993  
STID# 12

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

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, CA 94609

Mr. Ondrej Kojnok  
770 El Paseo de Saratoga  
San Jose, CA 95130

**Subject: 90 day Compliance Letter for Site Investigation and  
Remediation at 5200 Telegraph Ave., Oakland, CA 94609**

Dear Sirs:

On September 29, 1993, your file was reviewed by State Water Resources Control Board staff with the Underground Storage Tank Cleanup Fund Program (Cleanup Fund). The purpose of their review was to determine if you are in compliance with the corrective action orders and directives for the cleanup of your site. Compliance with the corrective action orders and directives is a requirement for reimbursement of cleanup cost from the Underground Storage Tank Cleanup Fund (Cleanup Fund).

As a result of their review, it has been determined that you are currently not in compliance because of inadequate investigation.

The State Board is allowing you a final opportunity to come into compliance and remain eligible for Cleanup Fund money. To avail yourself of this opportunity, **you must comply with the following directives within 90 days from the date of this letter:**

- 1) **Submit a workplan for Preliminary Site Assessment that is acceptable to this office.** Soil contamination in the area of the former waste oil tank remains undefined. A report dated May 25, 1993, prepared and submitted by William C. Ellis in response to the April 19, 1993 correspondence from this office, states that property owner Tuma advised that waste oil tank pit was overexcavated according to the same procedures used for the other two tank pits, that two rounds of soil samplings were made in the process and that satisfactory contaminant levels were reached. This office has not received the result of the verification soil samples collected in the waste oil tank pit after overexcavation was performed. Neither has this office received the contractor's report stating that there is no residual soil requiring



Mr. Tuma / Mr. Kojnok  
RE: 5200 Telegraph Ave., Oakland, CA 94609  
October 28, 1993  
Page 2 of 3

remediation on the site. Approval was given to backfill the excavation pit after limited overexcavation. However, this action does not mean that remediation of residual soil contamination is complete. You are required to submit a workplan to determine the vertical and lateral extent of soil and groundwater contamination at the site. The workplan must include:

- An implementation schedule for action to be completed in your Preliminary Site Assessment
- A schedule for submittal of periodic status reports
- A schedule for submittal of final reports documenting the results of the site investigation proposed in the workplan. This report is to include recommendations for additional work needed to adequately remediate the site, as well as a proposed implementation schedule for additional work

All workplans must be submitted to this office for review and approval.

- 2) **A groundwater investigation must be conducted at the site to determine if groundwater was impacted by the unauthorized release from the leaking tanks.** Verified downgradient direction must be established at the site. The gradient established for the Chevron site (located southwesterly of Auto Pro) can be used as a baseline for the appropriate locations of monitoring wells to be installed on site. Monitoring wells must be installed in accordance with RWQCB's guidelines. Groundwater monitoring wells must be sampled on a quarterly and analyzed for the following target compounds: TPH gasoline, TPH diesel, benzene, toluene, ethyl benzene, xylene, total oil and grease, lead, nickel, zinc, cadmium and chromium. Groundwater elevation readings must be included in the quarterly sampling protocol.
- 3) **Begin Implementation of the approved Preliminary Site Assessment Workplan.** All work must be done by properly licensed or registered professionals, and must be done in accordance with the workplan or approved amendments to the workplan. Any deviation from the workplan must be explained in writing, and must be approved by this office. Reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead and professionals involved with the project.

Mr. Tuma / Mr. Kojnok  
RE: 5200 Telegraph Ave., Oakland, CA 94609  
October 28, 1993  
Page 3 of 3

*5 tanks manifest submitted 11/30/93 →  
3 stockpiled soil disposal  
no necessary submitted*

- 4) **Submit copies of disposal records for both the tanks and the stockpiled soil.** The records that was provided to this office as attachment to the May 25, 1993 report were billing statements of the work performed by Pacific Excavators and the disposal records of the waste oil generated by the facility. The disposal records that must be submitted are the tank manifests and records from the landfill that accepted the stockpiled soil.

Please be aware, that pursuant to Title 23, Division 3, Chapter 16, Article 11 of the California Code of Regulations you are required to have an approved workplan prior to initiation of any work. In addition, you must provide a status report of all activities, including the progress of this case every 90 days to this office.

If you have any questions regarding the provisions of this letter and/or the necessary work at the site, please call me at (510) 271-4530.

Sincerely,

*Susan L. Hugo*  
\_\_\_\_\_  
Susan L. Hugo  
Senior Hazardous Materials Specialist

cc: Edgar B. Howell, Chief - files  
State Water Resources Control Board, Clean-up Fund

**JEFFREY P. WIDMAN**

ATTORNEY AT LAW

84 WEST SANTA CLARA STREET, SUITE 690  
SAN JOSE, CALIFORNIA 95113-1810  
(408) 288-6777

93 AUG 19 AM 11:25

August 18, 1993

Mr. Eric Tam  
Chromalab, Inc.  
2239 Omega Road #1  
San Ramon, CA 94583

Ms. Susan Hugo  
Alameda County Health Services Agency  
Dept. of Environmental Health  
Hazardous Materials Program  
80 Swan Way, Room 200  
Oakland, CA 94621

Mr. Bill Ellis  
P.O. Box 3414  
Saratoga, CA 95070

Mr. Jerry Tuma  
248 Riviera Circle  
Larkspur, CA 94939

Marissa Coronel  
Coast-to-Coast Analytical Services  
NorCal Division (San Jose Laboratory)  
2059 Junction Avenue  
San Jose, CA 95131

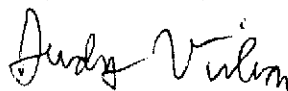
Re: Tri-Star Partnership v. Shell Oil Company

Dear Experts:

This letter shall confirm that all of you have agreed to be on telephone standby beginning August 27, 1993 until your expert testimony is called upon. You have also agreed to appear on or after this date without a new Subpena being issued.

Your cooperation is greatly appreciated.

Very truly yours,



JUDY VIBAR

Secretary to Jeffrey P. Widman

/jv

LAW OFFICES  
**JEFFREY P. WIDMAN**  
84 WEST SANTA CLARA STREET, SUITE 690  
SAN JOSE, CALIFORNIA 95113  
TELEPHONE (408) 288-6777  
FACSIMILE (408) 288-7668

ST/D

July 12, 1993

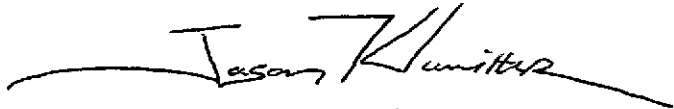
Re: Tri-Star Partnership v. Shell Oil Co., et al.

Dear Ladies and Gentlemen:

The above-referenced case has been reset for jury trial on August 27, 1993 at 8:45 a.m. in Department One. Please note this change and contact our office if you have any questions.

Thank you.

Very Truly Yours,



Jason W. Klawitter  
Law Clerk to Jeffrey P. Widman

/jwk

cc: George Tuma  
Ondrej Kojnok, esq.  
Susan Hugo  
Bill Ellis  
Jerry Tuma  
Eric Tam  
Joe Madison  
Andrew Bradeen  
Marissa Coronel

LAW OFFICES  
JEFFREY P. WIDMAN  
84 WEST SANTA CLARA STREET, SUITE 690  
SAN JOSE, CALIFORNIA 95113  
TELEPHONE (408) 288-6777  
FACSIMILE (408) 288-7668

June 29, 1993

Ms. Susan Hugo  
Alameda County Health Services Agency  
Dept. of Environmental Health  
Hazardous Materials Program  
80 Swan Way, Room 200  
Oakland, CA 94621

Re: Tri-Star Partnership v. Shell Oil Company

Dear Ms. Hugo:

We do understand you will be out of town until July 12th. The attorneys have agreed you will not be needed as a witness until July 12th or later.

Please contact my office when you return.

Thank you for your cooperation.

Very truly yours,

  
JEFFREY P. WIDMAN

JPW/jv

Co-property owner:

Ondrej Kojnok

770 El Paseo de Saratoga

San Jose, CA 95130

Tel (408) 866-0112

Fax (408) 866-0114

LAW OFFICES

JEFFREY P. WIDMAN

84 WEST SANTA CLARA STREET, SUITE 690

SAN JOSE, CALIFORNIA 95113

TELEPHONE (408) 288-6777

FACSIMILE (408) 288-7668

STID 12

May 6, 1993

Mai Sharif-Shiver, Esquire  
Larson & Burnham  
P.O. Box 119  
Oakland, CA 94604

Re: Tri-Star Partnership v. Shell Oil Co., et al.

Dear Mai:

Confirming our telephone conversation on May 6th, I understand that your firm has agreed that Ms. Susan Hugo of Alameda County Health Care Services Agency may be called out of order as a witness at the trial of this action. Ms. Hugo has informed me that she will be on vacation from July 1st through and including July 11th. Therefore, the earliest day on which she could appear at trial is Monday, July 12, 1993. I shall plan on calling her as a witness on that date, unless the progress (or lack of progress) at the trial makes a later time more appropriate.

I thank you and Eric Haas for your accommodation.

Very truly yours,

  
JEFFREY P. WIDMAN

JPW/jv

cc: Susan Hugo,  
Alameda County Health Care  
Services Agency

LAW OFFICES  
**JEFFREY P. WIDMAN**  
84 WEST SANTA CLARA STREET, SUITE 690  
SAN JOSE, CALIFORNIA 95113  
TELEPHONE (408) 288-6777  
FACSIMILE (408) 288-7668

April 27, 1993

Ms. Susan Hugo  
Alameda County Health Services Agency  
Dept. of Environmental Health  
Hazardous Materials Program  
80 Swan Way, Room 200  
Oakland, CA 94621

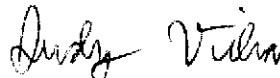
Re: Tri-Star v. Shell

Dear Ms. Hugo:

This letter shall serve to confirm that the trial in the above-referenced matter has been rescheduled to July 2, 1993 at 8:45 a.m. The place is Department 1, 1225 Fallon Street, (Superior Court Building), in Oakland. All parties will be notified when they are required to appear. You have agreed that you will appear at trial under the subpoena previously served on you.

Should you have any questions, please do not hesitate to contact Mr. Widman.

Very truly yours,



JUDY VIBAR  
Secretary to Jeffrey P.  
Widman

/jv

*4/20/93  
Called Judy:  
I will be out of town  
July 1 -> July 11 1993*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): S. Andrew Motozaki, Esq. Law Offices of Jeffrey P. Widman 84 West Santa Clara Street, Suite 690 San Jose, CA 95113		TELEPHONE NO.: (408) 288-6777	FOR COURT USE ONLY  2
ATTORNEY FOR (Name): Tri-Star Partnership AutoPro, Inc. No.			
NAME OF COURT:	Alameda County Superior Court		
STREET ADDRESS:	1225 Fallon Street, #105		
MAILING ADDRESS:	Oakland, CA 94612		
CITY AND ZIP CODE:			
BRANCH NAME:	Northern Division		
PLAINTIFF/PETITIONER:	TRI-STAR PARTNERSHIP		
DEFENDANT/RESPONDENT:	SHELL OIL COMPANY, et al.		
CIVIL SUBPENA <input checked="" type="checkbox"/> Duces Tecum		CASE NUMBER: 684493-2	

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (NAME):  
Susan Hugo, Alameda County Health Services Agency, Dept. of Environmental Health, Hazardous Materials Program, 80 Swan Way, Room 200, Oakland, CA 94621  
(510) 271-4530

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action at the date, time, and place shown in the box below UNLESS you make a special agreement with the person named in item 3:

a. Date: April 23, 1993 Time: 8:45 a.m.  Dept.: 1  Div.:  Room:  
b. Address: Alameda County Superior Court, 1225 Fallon Street,  
Oakland, CA 94612

AND YOU ARE

- a.  ordered to appear in person.  
b.  not required to appear in person if you produce the records described in the accompanying affidavit and a completed declaration of custodian of records in compliance with Evidence Code sections 1560, 1561, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and number, your name and date, time, and place from item 1 (the box above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at the top of this form.  
c.  ordered to appear in person and to produce the records described in the accompanying affidavit. The personal attendance of the custodian or other qualified witness and the production of the original records is required by this subpoena. The procedure authorized by subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.

3. IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:  
a. Name: S. Andrew Motozaki  
b. Telephone number: (408) 288-6777

4. Witness Fees: You are entitled to witness fees and mileage actually traveled both ways, as provided by law, if you request them at the time of service. You may request them before your scheduled appearance from the person named in item 3.

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: March 24, 1993

S. ANDREW MOTOZAKI  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF PERSON ISSUING SUBPENA)

Attorney for Plaintiff and Cross-  
Defendants  
(TITLE)

(See reverse for proof of service)



1 S. Andrew Motozaki, Esq.  
2 Law Offices of Jeffrey P. Widman  
3 84 W. Santa Clara St., Suite 690  
4 San Jose, California 95113  
5 (408) 288-6777

6 Attorney for Plaintiff  
7 Tri-Star Partnership  
8 and Cross-Defendant  
9 AutoPro Inc. No. 2

10 SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA

11 TRI-STAR PARTNERSHIP, a	)	CASE NO. 684493-2
12 California general	)	
13 partnership,	)	DECLARATION OF S. ANDREW
14	)	MOTOZAKI IN SUPPORT OF
15 Plaintiff,	)	ISSUANCE OF SUBPENA
16	)	[C.C.P. §1985]
17 vs.	)	
18 SHELL OIL COMPANY, et al.,	)	Trial date: April 23, 1993
19	)	Time: 8:45 a.m.
20 Defendants.	)	Dept.: 1
21	)	

22 I, S. ANDREW MOTOZAKI, declare:

23 1. I am an attorney at law duly admitted to practice before  
24 all courts of the State of California. I am associated with the  
25 Law Offices of Jeffrey P. Widman, the attorney of record for  
26 Plaintiff Tri-Star Partnership and Cross-Defendant AutoPro Inc. No.  
27 2.

28 2. Trial has been duly set for April 23, 1993, at 8:45 a.m.  
in Department 1 of the Alameda County Superior Court, Northern  
Division, 1225 Fallon Street, Oakland, California 94612.

3. Susan Hugo is a Hazardous Materials Specialist with the  
Alameda County Health Services Agency, Department of Environmental  
Health, Hazardous Materials Program. Ms. Hugo witnessed the  
removal of the tanks at issue in this lawsuit and oversaw the soil

1 remediation on the property. Her testimony is required at trial  
2 to determine the condition of the tanks and contamination on the  
3 property at issue in this lawsuit. Ms. Hugo and the Hazardous  
4 Materials Program have within their possession and control  
5 documents which pertain to the removal of the tanks, soil and  
6 groundwater sampling, testing for contamination, the contamination,  
7 remediation of contamination, backfill, and additional  
8 investigation, cleanup, and monitoring required.

9 I declare under penalty of perjury under the laws of the  
10 State of California that the foregoing is true and correct.

11 Executed on March 24, 1993, at San Jose, California.

12  
13 S. Andrew Motozaki  
14 S. Andrew Motozaki  
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LAW OFFICES  
**JEFFREY P. WIDMAN**  
84 WEST SANTA CLARA STREET, SUITE 690  
SAN JOSE, CALIFORNIA 95113  
TELEPHONE (408) 288-6777  
FACSIMILE (408) 288-7668

April 23, 1993

Ms. Susan Hugo  
Hazardous Materials Program  
Department of Environmental Health  
Alameda County Health Services Agency  
80 Swan Way, Room 200  
Oakland, CA 94621

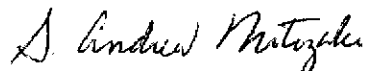
Re: Tri-Star Partnership v. Shell Oil Co., et al., Alameda County  
Superior Court case 684493-2

Dear Ms. Hugo:

I am writing to confirm that you requested witness fees for your appearance at the trial in the above-entitled lawsuit. As I stated on the telephone, we are only permitted to pay the fees set by statute. Since you are not our designated expert witness, Government Code Section 68093 sets witness fees at \$35.00 per day plus \$0.20 per mile. Thus, we have enclosed a check for \$40.00 to cover the witness fees. As our secretary has probably informed you by now, the trial has been continued. A new trial date (probably in June or July) will be set on April 27th. We will inform you when you need to appear at trial.

The lawsuit for my subpoena concerns the property located at 5200 Telegraph Avenue in Oakland, California, which is currently owned by Tri-Star Partnership and leased by AutoPro Inc. No. 2 for use as an automobile repair shop. Five underground storage tanks were removed from this property on December 19, 1990 by Pacific Excavators. At that time soil and groundwater samples were taken by Sampling Specialist and analyzed by Chroma Lab, Inc. The results were analyzed and compiled into a Work Plan for remediation of the discovered contamination by Streamborn. Thank you for your cooperation.

Very truly yours,



S. Andrew Motozaki

cc: Ondrej Kojnok  
George & Rose Tuma

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

April 19, 1993  
STID# 12

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

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

**RE: Status of the Soil and Groundwater Investigation/Remediation  
at Auto Pro - 5200 Telegraph Avenue, Oakland, CA 94609**

Dear Mr. Tuma:

The Alameda County Department of Environmental Health, Hazardous Materials Division has recently reviewed the files concerning the soil and groundwater investigation/remediation at the referenced site. Five underground storage tanks were removed at the site - one 5,000 gallon diesel tank, two 5,000 gallon gasoline tanks, one 8,000 gallon gasoline tank, and one 1,000 gallon waste oil tank ( removed in 12/19/90 ). We are in receipt of the following reports:

- \* Analytical Results by Chromalab, Inc. dated December 28, 1990, faxed by Pacific Excavators on 1/10/91
- \* Analytical Results by Chromalab, Inc. dated December 27, 1990, faxed by Pacific Excavators on 1/24/91
- \* Underground Storage Tank Unauthorized Release(Leak) / Contamination Site Report ( 2/6/91 )
- \* Analytical Results by Med-Tox Associates, Inc. dated August 14, 1991, faxed by Pacific Excavators on 8/16/91
- \* Analytical Results by Trace Analysis Lab, faxed by Pacific Excavators on 10/10/91
- \* Workplan Remediation and Investigation Activities, Auto Pro Facility prepared by Streamborn dated May 17, 1991

Based upon the review process of all the reports submitted to this office for the referenced site, the following issues needed clarification and must be addressed:

- 1) Limited overexcavation was performed on the former 8,000 gallon gasoline tank pit. Verification soil samples collected exhibited the following levels of contaminants: TPH diesel (730 ppm), TPH gasoline (12ppm), benzene ( non

Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland CA 94609  
April 19, 1993  
Page 2 of 4

detect), toluene (0.45ppm), ethyl benzene ( 0.003 ppm), and xylene (0.030 ppm). Limited overexcavation was also performed on the common excavation for the three 5,000 gallon tanks. Verification soil samples collected exhibited the following levels of contaminants: TPH diesel (310 ppm), TPH gasoline (160 ppm), benzene (non-detect), toluene (7.9ppm), ethyl benzene (non-detect) and xylene (1.0 ppm). It appears that no overexcavation was performed on the former waste oil tank excavation. Soil samples collected at the bottom of the tank during the removal activities exhibited the following levels of contaminants: Total Oil and Grease (12,000 ppm), TPH diesel (47 ppm), TPH gasoline (35 ppm), benzene (non-detect), ethyl benzene (0.120 ppm), toluene (0.034 ppm), xylene (0.37 ppm), total oil and grease ( 12,000 ppm). Please clarify if any overexcavation was performed on the waste oil tank pit and provide this office with analytical results of the soil samples collected for verification. It appears that the extent of soil contamination in the area of the former waste oil tank remains undefined. The vertical and lateral extent of soil contamination in the area of the former waste oil tank must be determined. Soil samples must be analyzed for TPH gasoline, TPH diesel, benzene, toluene, ethyl benzene, xylene, total oil and grease, and the following metals - lead, zinc, nickel, cadmium and chromium.

- 2) A proposal for implementation of remedial measures to address the residual soil contamination along the excavation of the former waste oil tank must be submitted.
- 3) Disposal records for both the tanks and the stockpiled soil must be provided to this office. Please submit copies of the manifests for the five tanks and records of stockpiled soil disposal.
- 4) Please clarify if all the pipings associated with the former tanks have been removed and soil samples collected at the rate of one sample per 20 feet of piping. Copies of the analytical results must be submitted to this office.
- 5) Verified downgradient direction must be established at the site. At a minimum, three monitoring wells is required to determine the downgradient direction. One monitoring well must be installed within ten (10) feet of the tank in the verified downgradient direction. Groundwater monitoring wells must be sampled on a quarterly basis and analyzed for the following target compounds : TPH gasoline, TPH diesel, benzene, toluene, ethyl benzene, xylene, total oil and

Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
April 19, 1993  
Page 3 of 4

grease, lead, nickel, zinc, cadmium and chromium. Groundwater elevation readings must be included in the quarterly sampling protocol. After four quarters of non-detectable levels have been achieved, the frequency of sampling events will be evaluated and/or a recommendation for signoff/case closure by RWQCB will be determined.

- 6) Please clarify if all the phases stated in the Workplan (May 17, 1991) by Streamborn have been implemented. A report documenting the work performed including the following items must be submitted to this office: analytical results of all samples collected including quality control/quality assurance, chain of custody documentation, boring logs, monitoring well construction and well development.
- 7) Please submit a time schedule for all phases of the investigation and remediation activities and the anticipated time when cleanup will be completed at the site.

Response to the items mentioned above must be provided to this office **no later than May 31, 1993.**

Until cleanup is complete, you will need to submit reports to this office and to RWQCB every three months (or at a more frequent interval, if specified at any time by either agency). In addition, the following items must be incorporated in your future reports or workplans:

- a cover letter from the responsible party or tank owner stating the accuracy of the report and whether he/she concurs with the conclusions and recommendations in the report or workplan
- site map delineating contamination contours for soil and groundwater based on recent data should be included and the status of the investigation and cleanup must be identified
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department or the RWQCB of the responsible party or tank owner's intention
- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- historical records of groundwater level in each well must be tabulated to indicate the fluctuation in water levels

Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
April 19, 1993  
Page 4 of 4

- tabulate analytical results from all previous sampling events; provide laboratory reports (including quality control/quality assurance) and chain of custody documentation

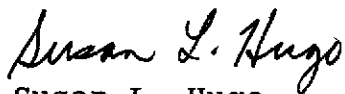
All reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead professionals involved with the project. Copies of reports must also be submitted to :

Rich Hiatt  
RWQCB, San Francisco Bay Region  
2101 Webster Street, Fourth Floor  
Oakland, California 94612

Because we are overseeing this site under the designated authority of the Regional Water Quality Control Board, this letter constitutes a formal requests for technical reports pursuant to California Water Code Section 13267 (b). Any extensions of stated deadlines or changes in the workplan must be confirmed in writing and approved by this agency or RWQCB.

Please contact me at (510) 271-4530 if you have any questions concerning this letter.

Sincerely,



Susan L. Hugo  
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health  
Rich Hiatt, San Francisco Bay RWQCB  
Gil Jensen, Alameda County District Attorney's Office  
Edgar B. Howell, Chief, Hazardous Materials Division - files  
S. Andrew Motozaki, Esq., Law Offices of Jeffrey P. Widman  
84 West Santa Clara Street, Suite 690  
San Jose, California 95113

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

April 19, 1993  
STID# 12

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

Mr. George Tuma  
Auto Pro  
5200 Telegraph Avenue  
Oakland, California 94609

**RE: Status of the Soil and Groundwater Investigation/Remediation  
at Auto Pro - 5200 Telegraph Avenue, Oakland, CA 94609**

Dear Mr. Tuma:

The Alameda County Department of Environmental Health, Hazardous Materials Division has recently reviewed the files concerning the soil and groundwater investigation/remediation at the referenced site. Five underground storage tanks were removed at the site - one 5,000 gallon diesel tank, two 5,000 gallon gasoline tanks, one 8,000 gallon gasoline tank, and one 1,000 gallon waste oil tank ( removed in 12/19/90 ). We are in receipt of the following reports:

- \* Analytical Results by Chromalab, Inc. dated December 28, 1990, faxed by Pacific Excavators on 1/10/91
- \* Analytical Results by Chromalab, Inc. dated December 27, 1990, faxed by Pacific Excavators on 1/24/91
- \* Underground Storage Tank Unauthorized Release(Leak) / Contamination Site Report ( 2/6/91 )
- \* Analytical Results by Med-Tox Associates, Inc. dated August 14, 1991, faxed by Pacific Excavators on 8/16/91
- \* Analytical Results by Trace Analysis Lab, faxed by Pacific Excavators on 10/10/91
- \* Workplan Remediation and Investigation Activities, Auto Pro Facility prepared by Streamborn dated May 17, 1991

Based upon the review process of all the reports submitted to this office for the referenced site, the following issues needed clarification and must be addressed:

- 1) Limited overexcavation was performed on the former 8,000 gallon gasoline tank pit. Verification soil samples collected exhibited the following levels of contaminants: TPH diesel (730 ppm), TPH gasoline (12ppm), benzene ( non



Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland CA 94609  
April 19, 1993  
Page 2 of 4

detect), toluene (0.45ppm), ethyl benzene ( 0.003 ppm), and xylene (0.030 ppm). Limited overexcavation was also performed on the common excavation for the three 5,000 gallon tanks. Verification soil samples collected exhibited the following levels of contaminants: TPH diesel (310 ppm), TPH gasoline (160 ppm), benzene (non-detect), toluene (7.9ppm), ethyl benzene (non-detect) and xylene (1.0 ppm). It appears that no overexcavation was performed on the former waste oil tank excavation. Soil samples collected at the bottom of the tank during the removal activities exhibited the following levels of contaminants: Total Oil and Grease (12,000 ppm), TPH diesel (47 ppm), TPH gasoline (35 ppm), benzene (non-detect), ethyl benzene (0.120 ppm), toluene (0.034 ppm), xylene (0.37 ppm), total oil and grease ( 12,000 ppm). Please clarify if any overexcavation was performed on the waste oil tank pit and provide this office with analytical results of the soil samples collected for verification. It appears that the extent of soil contamination in the area of the former waste oil tank remains undefined. The vertical and lateral extent of soil contamination in the area of the former waste oil tank must be determined. Soil samples must be analyzed for TPH gasoline, TPH diesel, benzene, toluene, ethyl benzene, xylene, total oil and grease, and the following metals - lead, zinc, nickel, cadmium and chromium.

- 2) A proposal for implementation of remedial measures to address the residual soil contamination along the excavation of the former waste oil tank must be submitted.
- 3) Disposal records for both the tanks and the stockpiled soil must be provided to this office. Please submit copies of the manifests for the five tanks and records of stockpiled soil disposal.
- 4) Please clarify if all the pipings associated with the former tanks have been removed and soil samples collected at the rate of one sample per 20 feet of piping. Copies of the analytical results must be submitted to this office.
- 5) Verified downgradient direction must be established at the site. At a minimum, three monitoring wells is required to determine the downgradient direction. One monitoring well must be installed within ten (10) feet of the tank in the verified downgradient direction. Groundwater monitoring wells must be sampled on a quarterly basis and analyzed for the following target compounds : TPH gasoline, TPH diesel, benzene, toluene, ethyl benzene, xylene, total oil and

Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
April 19, 1993  
Page 3 of 4

grease, lead, nickel, zinc, cadmium and chromium. Groundwater elevation readings must be included in the quarterly sampling protocol. After four quarters of non-detectable levels have been achieved, the frequency of sampling events will be evaluated and/or a recommendation for signoff/case closure by RWQCB will be determined.

- 6) Please clarify if all the phases stated in the Workplan (May 17, 1991) by Streamborn have been implemented. A report documenting the work performed including the following items must be submitted to this office: analytical results of all samples collected including quality control/quality assurance, chain of custody documentation, boring logs, monitoring well construction and well development.
- 7) Please submit a time schedule for all phases of the investigation and remediation activities and the anticipated time when cleanup will be completed at the site.

Response to the items mentioned above must be provided to this office no later than **May 31, 1993**.

Until cleanup is complete, you will need to submit reports to this office and to RWQCB every three months (or at a more frequent interval, if specified at any time by either agency). In addition, the following items must be incorporated in your future reports or workplans:

- a cover letter from the responsible party or tank owner stating the accuracy of the report and whether he/she concurs with the conclusions and recommendations in the report or workplan
- site map delineating contamination contours for soil and groundwater based on recent data should be included and the status of the investigation and cleanup must be identified
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department or the RWQCB of the responsible party or tank owner's intention
- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- historical records of groundwater level in each well must be tabulated to indicate the fluctuation in water levels

Mr. George Tuma  
RE: 5200 Telegraph Avenue, Oakland, CA 94609  
April 19, 1993  
Page 4 of 4

- tabulate analytical results from all previous sampling events; provide laboratory reports (including quality control/quality assurance) and chain of custody documentation

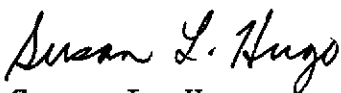
All reports and proposals must be submitted under seal of a California Registered Geologist or Registered Civil Engineer with a statement of qualifications for each lead professionals involved with the project. Copies of reports must also be submitted to :

Rich Hiett  
RWQCB, San Francisco Bay Region  
2101 Webster Street, Fourth Floor  
Oakland, California 94612

Because we are overseeing this site under the designated authority of the Regional Water Quality Control Board, this letter constitutes a formal requests for technical reports pursuant to California Water Code Section 13267 (b). Any extensions of stated deadlines or changes in the workplan must be confirmed in writing and approved by this agency or RWQCB.

Please contact me at (510) 271-4530 if you have any questions concerning this letter.

Sincerely,



Susan L. Hugo  
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health  
Rich Hiett, San Francisco Bay RWQCB  
Gil Jensen, Alameda County District Attorney's Office  
Edgar B. Howell, Chief, Hazardous Materials Division - files  
S. Andrew Motozaki, Esq., Law Offices of Jeffrey P. Widman  
84 West Santa Clara Street, Suite 690  
San Jose, California 95113

DEPARTMENT OF ENVIRONMENTAL HEALTH

APPLICATION FORM

MFR Sent \_\_\_\_\_ (date)

PURPOSE: Permit Application  Service  Renewal

Computer No.

TYPE OF ACTION: New Premises  Change of Owner  Change of Name  Change of Status  Change of Mailing Address  Inactivate  Delete  Unincorp.

Premises Name PACIFIC ENVIRONMENTAL GROUP INC. SUPV. DIST.    C.T. 4

A Premises Address 620 Contra Costa Boulevard, Suite 209, Pleasant Hill, CA 94523  
Number Street City Zip Code Phone

Owner/Applicant Attn: Derry Mitchell (Project # 325-17-01)  
If corporation, also show name of corporation president Phone

B. Mailing Address \_\_\_\_\_  
Number Street City Zip Code

SEND BILLING TO ADDRESS: A, B (circle one)

Prior Business Name \_\_\_\_\_ Prior Owner's Name \_\_\_\_\_

Property Owner \_\_\_\_\_  
If corporation, also show name of corporation president Phone

Address \_\_\_\_\_  
Number Street City Zip Code

E.U. NO.    C.P. CODE

FOOD CATEGORIES

- Bakery**
- \_\_\_ Under 2,000 sq. ft. (130)
- \_\_\_ 2,000 - 6,000 sq. ft. (131)
- \_\_\_ Over 6,000 sq. ft. (132)
- Food Market, Retail**
- \_\_\_ Under 3,000 sq. ft. (120)
- \_\_\_ 3,000 - 10,000 sq. ft. (121)
- \_\_\_ Over 10,000 sq. ft. (122)
- \_\_\_ Confectionary (125)
- Restaurant**
- \_\_\_ Tavern, Cocktail lounge (104)
- \_\_\_ Snack Bar (105)
- \_\_\_ Drive-In, Take Out (110)
- \_\_\_ Catering Commissary (111)
- \_\_\_ Under 26 seats (100)
- \_\_\_ 26 - 50 seats (101)
- \_\_\_ 51 - 75 seats (102)
- \_\_\_ Over 75 seats (103)
- \_\_\_ In Plant Feeding (114)
- \_\_\_ Bed & Breakfast (Cont.) (115)
- \_\_\_ Bed & Breakfast (Reg.) (116)

- Temporary Food Operation**
- \_\_\_ Special Event Facility (113)  
(not to exceed 3 days)
- \_\_\_ Temporary Food Facility (108)  
(not to exceed 21 days)
- \_\_\_ Seasonal Food Facility (129)  
(not to exceed 45 days)
- Food Vehicle**
- \_\_\_ Vehicle Application Fee
- \_\_\_ Mobile Food Prep. Unit (107)
- \_\_\_ Stationary M.F.P.U. (117)
- \_\_\_ Retail Food Vehicle (112)
- \_\_\_ Itinerant Vehicle (128)

- Private Waste Disposal**
- \_\_\_ Site Evaluation
- \_\_\_ Percolation Test
- \_\_\_ Plan Review
- \_\_\_ Installation
- Holding Tank**
- \_\_\_ Site Evaluation
- \_\_\_ Installation
- \_\_\_ Inspection
- Water Supply-Utility**
- \_\_\_ Community System
- \_\_\_ Non-Community System
- \_\_\_ State Small Water System
- \_\_\_ Local Small Water System

\_\_\_ Vending Machine

Other Food \_\_\_\_\_

GENERAL CATEGORIES

- \_\_\_ Plan Review
- \_\_\_ Special Service
- \_\_\_ Public Swimming Area
- \_\_\_ Commercial Spa
- \_\_\_ Mobilehome Park
- No. Spaces \_\_\_\_\_

- Private Water Supply**
- \_\_\_ Flow, Bacti. & Chem. Anal.
- Drinking Water Analysis**
- \_\_\_ Bacterial
- \_\_\_ Chemical
- \_\_\_ Flow Rate

Other \_\_\_\_\_

Number of Units/Hrs. 16 COPIES 1 HOUR Fee Per Unit/Hr. \$1.00/COPY \$7.00/HOUR Total Fee \$ \$87.00

REMARKS: Site Search: 5200 Telegraph Ave Oakland 94609

You will receive a BILL in accordance with Article 11 of Chapter 6, Title 3 of the Ordinance Code of Alameda County

Owner/Applicant Anna J. Hugo Date 4/30/92  
Specialist \_\_\_\_\_ Phone (510) 271-4530 Date \_\_\_\_\_



PACIFIC ENVIRONMENTAL GROUP INC.

*Susan*

**FACSIMILE TRANSMITTAL**

DATE: February 11, 1992

TO: Mr. Larry Seto

Dept of Environmental Health  
Alameda County Health Agency

FAX #: (510) 568-3706

FROM: Madeline Fulford

PROJ.#: 325-17.01

IF YOU HAVE ANY PROBLEMS RECEIVING THIS FACSIMILE,  
PLEASE CALL (510) 825-0855.

SHEETS TO FOLLOW COVER PAGE

1



PACIFIC  
ENVIRONMENTAL  
GROUP, INC.

February 11, 1992  
Project 325-17.01

Mr. Larry Seto  
Division of Hazardous Materials  
Department of Environmental Health  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
FAX (510) 568-3706

Re: Request to review files detailing underground storage tank removal at:  
Auto Pro Mercedes  
5200 Telegraph Ave  
Oakland, CA 94618 or 94609(?).

Dear Mr. Seto:

Pacific Environmental Group, Inc. (PACIFIC) requests to review files pertaining to the site referenced above. Information regarding the removal of underground storage tanks and associated sampling and analysis of groundwater and soil is of particular interest.

As we discussed in our telephone conversation on February 2, 1992, the site was formerly under the jurisdiction of Ms. Susan Hugo but due to current reorganization of your department you would be better able to direct this request to the appropriate inspector. PACIFIC understands that there is a \$71.00/Hr. review fee and that any photocopies made will be charged at a rate of \$1.00/Hr. Please call if you have any questions and to let me know when I can review the files.

Sincerely,

Pacific Environmental Group, Inc.

*Madeleine Fulford*

Madeleine Fulford  
Staff Geologist

1601 Civic Center Drive, Suite 202 Santa Clara, California 95050 (408) 984-6536 FAX: (408) 243-3911  
620 Contra Costa Boulevard, Suite 209, Pleasant Hill, California 94523 (415) 825-0855 FAX: (415) 825-0882

reschedule 322 4/28/91

white -env.health  
 yellow -facility  
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH  
 Hazardous Materials Inspection Form

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

II, III

Site ID # \_\_\_\_\_ Site Name Auto-Pro Today's Date 9/23/91

- II.A BUSINESS PLANS (Title 19)**
- \_\_\_ 1. Immediate Reporting 2703
  - \_\_\_ 2. Bus. Plan Stds. 25503(b)
  - \_\_\_ 3. RR Cars > 30 days 25503.7
  - \_\_\_ 4. Inventory Information 25504(a)
  - \_\_\_ 5. Inventory Complete 2730
  - \_\_\_ 6. Emergency Response 25504(b)
  - \_\_\_ 7. Training 25504(c)
  - \_\_\_ 8. Deficiency 25505(a)
  - \_\_\_ 9. Modification 25505(b)

Site Address 5200 Telegraph  
 City Oakland Zip 94609 Phone \_\_\_\_\_

\_\_\_ MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

**Inspection Categories:**

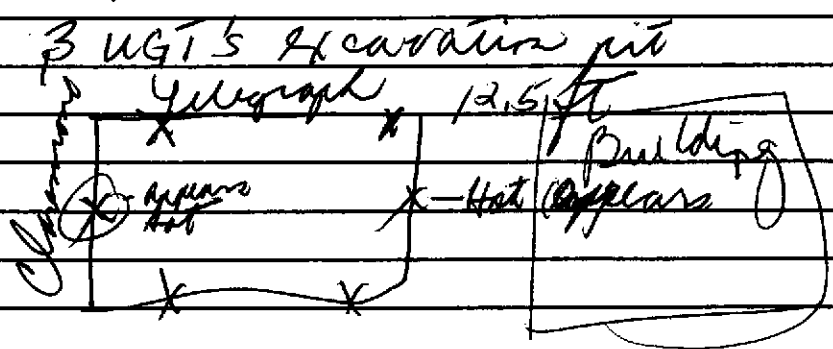
- \_\_\_ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- \_\_\_ III. Underground Tanks

- II.B ACUTELY HAZ. MATLS**
- \_\_\_ 10. Registration Form Filed 25533(a)
  - \_\_\_ 11. Form Complete 25533(b)
  - \_\_\_ 12. RMPP Contents 25534(c)
  - \_\_\_ 13. Implement Sch. Req'd? (Y/N) \_\_\_\_\_
  - \_\_\_ 14. OffSite Conseq. Assess. 25524(c)
  - \_\_\_ 15. Probable Risk Assessment 25534(d)
  - \_\_\_ 16. Persons Responsible 25534(g)
  - \_\_\_ 17. Certification 25534(f)
  - \_\_\_ 18. Exemption Request? (Y/N) 25536(b)
  - \_\_\_ 19. Trade Secret Requested? 25538

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

**Comments:**

*Sampling: 6 soil samples  
 Verification samples*



**III. UNDERGROUND TANKS (Title 23)**

- General**
- \_\_\_ 1. Permit Application 25284 (H&S)
- \_\_\_ 2. Pipeline Leak Detection 25292 (H&S)
- \_\_\_ 3. Records Maintenance 2712
- \_\_\_ 4. Release Report 2651
- \_\_\_ 5. Closure Plans 2670
- Monitoring for Existing Tanks**
- \_\_\_ 6. Method
  - 1) Monthly Test
  - 2) Daily Vadose Semi-annual groundwater One time soils
  - 3) Daily Vadose One time soils Annual tank test
  - 4) Monthly Groundwater One time soils
  - 5) Daily Inventory Annual tank testing Cont pipe leak det Vadose/groundwater mon.
  - 6) Daily Inventory Annual tank testing Cont pipe leak det
  - 7) Weekly Tank Gauge Annual tank testing
  - 8) Annual Tank Testing Daily Inventory
  - 9) Other \_\_\_\_\_
- \_\_\_ 7. Precis Tank Test Date: \_\_\_\_\_ 2643
- \_\_\_ 8. Inventory Rec. 2644
- \_\_\_ 9. Soil Testing . 2646
- \_\_\_ 10. Ground Water. 2647

- New Tanks**
- \_\_\_ 11. Monitor Plan 2632
- \_\_\_ 12. Access. Secure 2634
- \_\_\_ 13. Plans Submit Date: \_\_\_\_\_ 2711
- \_\_\_ 14. As Built Date: \_\_\_\_\_ 2635

Rev 6/88

II, III

Contact: \_\_\_\_\_

Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Inspector: \_\_\_\_\_

Signature: \_\_\_\_\_

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



February 1, 1991

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

Mr. George Tuma  
Autopro  
5200 Telegraph Ave.  
Oakland, CA 94609

**RE: Site Investigation and Remediation Requirements Following  
Underground Tank Removals, 5200 Telegraph Ave. Oakland 94609**

Dear Mr. Tuma:

The Alameda County Department of Environmental Health, Hazardous Materials Division, has received and reviewed the analytical results of soil and groundwater samples collected during the removal of five underground storage tanks at the above site. Total Petroleum Hydrocarbon (TPH-gasoline) as high as 2,900 ppm and Total Petroleum Hydrocarbon (TPH-diesel) as high as 4,500 ppm were detected in the soil samples. Groundwater samples collected from the excavation pit have 110,000 ppb TPH-gasoline for sample no. APGW-1 and 68,000 ppb TPH-diesel for sample no. APGW-2. Total Oil and Grease (TOG) were detected in sample no. AP-1 ( 5,000 ppm) and sample no. AP-2 (12,000 ppm). Benzene, Toluene, Ethyl Benzene, and Xylene levels in both the soil and groundwater samples also exceeded regulatory thresholds. These thresholds establish contaminant levels above which Regional Water Quality Control Board (RWQCB) requires further environmental assessment. Therefore, you must now complete an Unauthorized Release Report with this office and initiate further investigation and/or cleanup activities at this site.

First, a preliminary assessment should be conducted to determine the extent of soil and/or groundwater contamination that has resulted from the former leaking tank(s). The information gathered by this investigation will be used to assess the need for additional actions at the site. The preliminary assessment should be designed to provide all of the information in the format shown in the attachment at the end of this letter. This format is based on the Regional Water Quality Control Board's guidelines. You should be prepared to install one monitoring well, if you can verify the direction of groundwater flow in the immediate vicinity of the site, and three wells or piezometer, if you cannot.

Until cleanup is complete, you will need to submit reports to this office and to RWQCB every three months (or at a more frequent interval, if specified at any time by either agency).



Mr. Tuma  
February 1, 1991  
Page 2 of 2

These reports should include information pertaining to further investigative results; the methods and costs of cleanup actions implemented to date; and the method and location of disposal of any contaminated material.

Soils contaminated at hazardous waste concentrations should be transported by a licensed hazardous waste hauler and disposed of or treated at a facility approved by the California Department of Health Services. Soils contaminated below the hazardous threshold maybe managed as nonhazardous, but still subject to the RWQCB's waste discharge requirements. Copies of manifests for such disposal must be sent to this office. Stockpiled soil may not be backfill without our authorization.

Your work plan must be submitted to this office by **March 4, 1991**. A report describing the results of the preliminary site assessment should be submitted within 60 days of the date of this letter. Copies of the proposals and report should also be sent to the RWQCB (attention: Lester Feldman). Because we are overseeing this site under the designated authority of the Regional Water Quality Control Board, this letter constitutes a formal requests for technical reports, per Sec. 13267(b) of the California Water Code. You may implement remedial actions before approval of the work plan, but final concurrence by this office will depend on the extent to which the work done meets the requirements described in this letter.

Enclosed is an "Underground Storage Tank Unauthorized Release (Leak)/Contamination Site Report" which should be completed and returned within 5 working days.

Should you have any questions regarding this letter, please contact me at (415) 271-4320.

Sincerely,

*Susan L. Hugo*

Susan L. Hugo  
Hazardous Materials Specialist

enclosures (2)

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health  
Gil Jensen, Alameda County District Attorney's Office  
Lester Feldman, San Francisco Bay RWQCB  
Howard Hatayama, DHS  
Ondrej M. Kojnok, (Tri-Star Partnership - 2 North Second St.  
Suite 1400, San Jose, CA 95113)

## WORK PLAN FOR INITIAL SUBSURFACE INVESTIGATION

This outline should be followed by professional engineering or geologic consultants in preparing work plans to be submitted to the RWQCB and local agencies. Work plan must be signed by a California-registered engineer or geologist.

This outline should be referred to in context with the "Regional Board Staff Recommendations for Initial Evaluation and Investigation of Underground Tanks" (August 10, 1990).

### PROPOSAL FORMAT

#### I. Introduction

- A. State the scope of work
- B. Provide information on site location, background, and history
  1. Describe the type of business and associated activities that take place at the site, including the number and capacity of operating tanks.
  2. Describe previous businesses at the site.
  3. Provide other tank information:
    - number of underground tanks, their uses, and construction material;
    - filing status and copy of unauthorized release form, if not previously submitted;
    - previous tank testing results and dates, including discussion of inventory reconciliation methods and results for the last three years.
  4. Other spill, leak, and accident history at the site, including any previously removed tanks.

#### II. Site Description

- A. Describe the hydrogeologic setting of the site vicinity
- B. Prepare a vicinity map (including wells located on-site or on adjoining lots, as well as any nearby streams)
- C. Prepare a site map

D. Summarize known soil contamination and results of excavation

1. Provide results in tabular form and indicate location of all soil samples (and water samples, if appropriate). Sample dates, the identity of the sampler, and signed laboratory data sheets need to be included, if not already in possession of the County.
2. Describe any unusual problems encountered.
3. Describe methods for storing and disposing of all contaminated soil.

III. Plan for Determining Extent of Soil Contamination

A. Describe method for determining the extent of contamination within the excavation

B. Describe sampling methods and procedures to be used

1. If a soil gas survey is planned, then:

- identify number of boreholes, locations, sampling depths, etc.;
- identify subcontractors, if any;
- identify analytical methods;
- provide a quality assurance plan for field testing.

2. If soil borings are to be used to determine the extent of soil contamination, then:

- identify number, location (mapped), and depth of the proposed borings;
- describe the soil classification system, soil sampling method, and rationale;
- describe the drilling method for the borings, including decontamination procedures;
- explain how borings will be abandoned.

C. Describe how clean and contaminated soil will be differentiated, and describe how excavated soil will be stored and disposed of. If on-site aeration is to be used, then describe:

1. The volume and rate of aeration/turning;
2. The method of containment and cover;
3. Wet-weather contingency plans;
4. Results of consultation with the Bay Area Air Quality Management District.

Other on-site treatments (such as bioremediation) require permits issued by the RWQCB. Off-site storage or treatment also requires RWQCB permits.

- D. Describe security measures planned for the excavated hole and contaminated soil

#### IV. Plan for Characterizing Groundwater Contamination

Construction and placement of wells should adhere to the requirements of the "Regional Board Staff Recommendations for Initial Evaluation and Investigation of Underground Tanks".

- A. Explain the proposed locations of monitoring wells (including construction diagrams), and prepare a map to scale
- B. Describe the method of monitoring well construction and associated decontamination procedures
  1. Expected depth and diameter of monitoring wells.
  2. Date of expected drilling.
  3. Locations of soil borings and sample collection method.
  4. Casing type, diameter, screen interval, and pack and slot sizing technique.
  5. Depth and type of seal.
  6. Development method and criteria for determining adequate development.
  7. Plans for disposal of cuttings and development water.
  8. Surveying plans for wells (requirements include surveying to established benchmark to 0.01 foot).

C. Groundwater sampling plans

1. Water level measurement procedure.
2. Well purging procedures and disposal protocol.
3. Sample collection and analysis procedures.
4. Quality assurance plan.
5. Chain-of-custody procedures.

V. Prepare a Site Safety Plan

white -env.health  
 yellow -facility  
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH  
 Hazardous Materials Inspection Form

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

II, III

Site ID # \_\_\_\_\_ Site Name Auto Pro Today's Date 10/19/90

II.A BUSINESS PLANS (Title 19)

- \_\_\_ 1. Immediate Reporting 2703
- \_\_\_ 2. Bus. Plan Stds. 25503(b)
- \_\_\_ 3. RR Cars > 30 days 25503.7
- \_\_\_ 4. Inventory Information 25504(a)
- \_\_\_ 5. Inventory Complete 2730
- \_\_\_ 6. Emergency Response 25504(b)
- \_\_\_ 7. Training 25504(c)
- \_\_\_ 8. Deficiency 25505(a)
- \_\_\_ 9. Modification 25505(b)

Site Address 5200 Telegraph  
 City Oakland Zip 94609 Phone \_\_\_\_\_

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- \_\_\_ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- \_\_\_ III. Underground Tanks

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

II.B ACUTELY HAZ. MATLS

- \_\_\_ 10. Registration Form Filed 25533(a)
- \_\_\_ 11. Form Complete 25533(b)
- \_\_\_ 12. RMPP Contents 25534(c)
- \_\_\_ 13. Implement Sch. Req'd? (Y/N)
- \_\_\_ 14. OffSite Conseq. Assess. 25524(c)
- \_\_\_ 15. Probable Risk Assessment 25534(d)
- \_\_\_ 16. Persons Responsible 25534(g)
- \_\_\_ 17. Certification 25534(i)
- \_\_\_ 18. Exemption Request? (Y/N) 25536(b)
- \_\_\_ 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General
- \_\_\_ 1. Permit Application 25284 (H&S)
  - \_\_\_ 2. Pipeline Leak Detection 25292 (H&S)
  - \_\_\_ 3. Records Maintenance 2712
  - \_\_\_ 4. Release Report 2651
  - \_\_\_ 5. Closure Plans 2670

- Monitoring for Existing Tanks
- \_\_\_ 6. Method
    - 1) Monthly Test
    - 2) Daily Vadose Semi-annual groundwater One time soils
    - 3) Daily Vadose One time soils Annual tank test
    - 4) Monthly Groundwater One time soils
    - 5) Daily Inventory Annual tank testing Cont pipe leak det Vadose/gndwater mon.
    - 6) Daily Inventory Annual tank testing Cont pipe leak det
    - 7) Weekly Tank Gauge Annual tank test
    - 8) Annual Tank Testing Daily Inventory
    - 9) Other \_\_\_\_\_

- \_\_\_ 7. Precs Tank Test Date: \_\_\_\_\_ 2643
- \_\_\_ 8. Inventory Rec. 2644
- \_\_\_ 9. Soil Testing 2646
- \_\_\_ 10. Ground Water. 2647

- New Tanks
- \_\_\_ 11. Monitor Plan 2637
  - \_\_\_ 12. Access. Secure 2634
  - \_\_\_ 13. Plans Submit Date: \_\_\_\_\_ 2711
  - \_\_\_ 14. As Built Date: \_\_\_\_\_ 2635

General water slowly leaking from 30,000 manifold

Comments:  
 5- 46 Tanks removed  
 3- 5,000 gallons tank - corroded (id 100% gasoline)  
 1- 5,000 gallons tank - gasoline  
 1- 1000 gal waste oil tank  
 7- 55 gal drums sludge from the waste oil tank  
 Sludge being removed from waste oil tank, drummed, labeled hazardous waste. Waste oil tank was cut on site to removed the sludge.  
 Manifest # 90539076 - H&H / # 90539075  
 Samples collected  
 2- from ends of waste oil tank, 2- from waste oil stockpile (to be composited) samples from these tanks have shown petroleum HC benzene.  
 2- from ends of diesel tank - strong petroleum HC odor  
 2- samples from stockpile of 2-3-5000 gal. tanks (to be composited)  
 2- samples from stockpile of 8000 gal tank  
 2- samples from ends of 8,000 gal tank  
 Piping & samples from pipe lines to be removed & collected at a later date due to limited space - so owner can still operate his business.

Contact: Joe Madison

Title: Contractor

Signature: Joe Madison

Inspector: \_\_\_\_\_

Signature: Jason J. Hugo

**SAMPLING SPECIALISTS COMPANY**  
INDEPENDENT THIRD PARTY SAMPLING & ANALYSIS  
COMPLETE WELL DEVELOPMENT SERVICES

ENVIRONMENTAL SAMPLE  
COLLECTION SPECIALISTS  
AIR, LIQUID AND SOLID SAMPLING

COMPLETE BAILING, PURGING AND SAMPLING SERVICE FOR  
MONITORING, RECOVERY AND VADOSE WELLS IN THE FOLLOWING STATES:  
CALIFORNIA, NEVADA, OREGON, WASHINGTON, ARIZONA, IDAHO AND UTAH

Office Locations  
3146 Manor Avenue  
Walnut Creek, California 94596

12003 49th Street North  
Building 307  
Clearwater, Florida 34622

1-(415)-932-4356 Office  
1-(415)-932-4256 Fax

DATE OF FAX:

12/17/90

FAX TO:

SUSAN HUGO

FAX NUMBER TO DIAL:

Pacific Excavators 568.3706

TO:

JOHN PRATT

SAMPLING SPECIALISTS  
3146 MANOR AVENUE  
WALNUT CREEK, CALIFORNIA 94596

NUMBER OF PAGES INCLUDING COVER:

2

If you did not receive the entire fax message please call our office at 1-415-932-4356. Our fax number is 1-415-932-4256. Thank you and have a super day.

MESSAGE:

IF you see this is the page you need!

**SAMPLING SPECIALISTS COMPANY**  
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NUMBER OF PAGES INCLUDING COVER:

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MESSAGE:

If you go this is the page you need!



THIS INSURANCE IS EFFECTIVE FROM  
12:01 A.M., PACIFIC STANDARD TIME  
10-24-90 TO 10-01-91 AND SHALL  
AUTOMATICALLY RENEW EACH 10-01  
UNTIL CANCELLED

CONTINUOUS POLICY 1228093-90

<b>SAMPLING SPECIALISTS</b>	<b>DEPOSIT PREMIUM</b>	<b>\$1,000.00</b>
<b>3146 MANOR AVE</b>	<b>MINIMUM PREMIUM</b>	<b>\$460.00</b>
<b>WALNUT CREEK, CALIF 94596</b>	<b>PREMIUM ADJUSTMENT PERIOD</b>	<b>QUARTERLY</b>
		<b>N NB</b>

NAME OF EMPLOYER- JOHN TRACY PRATT  
AN INDIVIDUAL EMPLOYER AND NOT  
JOINTLY WITH ANY OTHER EMPLOYER

TRADE NAMES- PRATT CONSULTING COMPANY

1. WORKERS' COMPENSATION INSURANCE - PART ONE OF THIS POLICY APPLIES TO THE WORKERS' COMPENSATION LAWS OF THE STATE OF CALIFORNIA.
2. EMPLOYER'S LIABILITY INSURANCE - PART TWO OF THIS POLICY APPLIES TO LIABILITY UNDER THE LAWS OF THE STATE OF CALIFORNIA. THE LIMIT OF OUR LIABILITY UNDER PART TWO IS,

\$3,000,000

CODE NO.	PRINCIPAL WORK AND RATES EFFECTIVE TO 10-01-91	
8810	CLERICAL OFFICE EMPLOYEES--N.O.C.	.91
8742	SALESPERSONS--OUTSIDE.	1.40
3724	MILLWRIGHT WORK--N.O.C.--ERECTION OR REPAIR OF MACHINERY OR EQUIPMENT.	11.14

TOTAL ESTIMATED ANNUAL PREMIUM \$3,080

Alameda County Health Care Services Agency  
Dept. of Environmental Health  
Hazardous Materials Division  
80 Swan Way  
Oakland, CA 94621  
(415)271-4320

Re: Site Safety Plan for job address: 5200 Telegraph Ave.,  
Oakland, CA 94609.

The safety procedures followed on the job site are in accordance with the Hazardous Substances/Waste Health and Safety Training, that the safety officer, has been trained in. The safety officer is Joe Madison. We will have fire extinguisher's available at all times. There will also be fencing around the tank hole/site for further protection to all. In the event of a need for a respirator, the safety officer will determine when and if one is needed, and will be provided promptly. The emergency phone number is 932-4354.

In the event of a medical emergency, the injured person or persons, shall be taken to the nearest hospital, which is Merritt Hospital, 350 Hawthorne Ave., Oakland, CA 94609, (415)655-4000. The tank itself will be inert with dry ice, and all necessary safety procedures will be followed. If you have any questions regarding this matter, please contact Joe Madison at the phone number listed above, or on site the day of the removal.

Thank you,

Pacific Excavators

ACCEPTED

DEPARTMENT OF ENVIRONMENTAL HEALTH  
500 West Creek Road West  
Oakland, CA 94612  
Tel. (415) 559-2557

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION  
80 SWAN WAY, ROOM 200  
OAKLAND, CA 94621  
PHONE NO. 415/271-4320

These plans have been reviewed and found to be acceptable and approved in accordance with the requirements of State and local health laws. It is your responsibility to comply with State and local health laws and regulations. It is your responsibility to obtain all necessary permits and approvals from the appropriate agencies. It is your responsibility to obtain all necessary permits and approvals from the appropriate agencies.

The contractor shall be responsible for obtaining all necessary permits and approvals from the appropriate agencies. It is your responsibility to obtain all necessary permits and approvals from the appropriate agencies.

The contractor shall be responsible for obtaining all necessary permits and approvals from the appropriate agencies. It is your responsibility to obtain all necessary permits and approvals from the appropriate agencies.

Approval of tank and piping  
Sampling  
Plan Deposition  
Responsible Party  
Name of a person to operate's independent  
person who measured tanks and all applicable  
regulations.

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION

*Amason L. Hays*  
*12/18/90*

*\*Please note changes made  
on page 1, 3 and 4.*

Project # 577151  
Fee Paid \$1116.00  
Date 11/30/90

UNDERGROUND TANK CLOSURE/MODIFICATION PLANS

- Business Name Autopro  
Business Owner George Tuma
- Site Address 5200 Telegraph Ave.  
City Oakland Zip 94609 Phone 653-8646
- Mailing Address Same  
City \_\_\_\_\_ Zip \_\_\_\_\_ Phone \_\_\_\_\_
- Land Owner George Tuma  
Address 5200 Telegraph Ave. City, State Oakland, CA Zip 94609
- EPA I.D. No. CAD-000-544-848
- Contractor Pacific Excavators  
Address 435 Eagle Nest Ct.  
City Martinez, CA 94553 Phone 370-8783  
License Type A ID# 605513
- Consultant None PRATT CONSULTING  
Address 5393 Pacheco Blvd.  
City Pacheco Phone (708) 798-6882



8. Contact Person for Investigation

Name Joe Madison Title Owner/Pacific Excavators  
Phone 370-8783

9. Total No. of Tanks at facility 5

10. Have permit applications for all tanks been submitted to this office?  
Yes [  ] No [  ]

11. State Registered Hazardous Waste Transporters/Facilities

\* a) Product/Waste Tranporter

Name None EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

\* b) Rinsate Transporter

Name None EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

c) Tank Transporter

Name H & H Transportation EPA I.D. No. CAD-00-477-1168  
Address 220 China Basin  
City \*San Francisco State CA Zip 94107

d) Tank Disposal Site

Name Same EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

\* e) Contaminated Soil Transporter

Name None EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

12. Sample Collect

Name Sampling Specialists  
 Company Same  
 Address 5393 Pacheco Blvd.  
 City Pacheco State CA Zip 94553 Phone 789-6882

13. Sampling Information for each tank or area

Tank or Area		Material sampled	Location & Depth
Capacity	Historic Contents (past 5 years)		
500 Gallon	Waste Oil	<del>Waste Oil</del> <i>Soil/groundwater present</i>	<del>Under fill, 1 foot below tank</del> <i>one sample beneath each tank end, no deeper than 2 feet below tank bottom</i>
5,000 Gallon	None	Diesel	1 foot below each end of tank.
5,000 Gallon	None	Gasoline	1 foot below each end of tank.
5,000 Gallon	None	Gasoline	1 foot below each end of tank.
8,000 Gallon	None	Gasoline	1 foot below each end of tank.

*\* One sample must be collected every source of storage.*  
*\* One sample must be collected for every 20 feet of piping.*

14. Have tanks or pipes leaked in the past? Yes [ ] No [X]

If yes, describe. \_\_\_\_\_

15. NFPA methods used for rendering tank inert? Yes [X] No [ ]

If yes, describe. Dry ice 15 lbs per 1000 gallons.

An explosion proof combustible gas meter shall be used to verify tank inertness.

16. Laboratories

Name Chromolab  
 Address 2239 Omega Road  
 City San Ramon State CA Zip 94583

State Certification No. -8312- E 694

*\* All piping must be flushed into the tanks before the tanks are inerted. All piping must be removed.*

17. Chemical Methods to be used for Analyzing Samples

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Number
Waste Oil	TPH G, D, & O & G	
Diesel	TPH D & BTX & E	
Gasoline	TPH-G & BTX&E	
Gasoline	TPH-G & BTX&E	
Gasoline	TPH-G & BTX&E	
TPH G / TPH D	GC-FID (5030) / GC-FID (3550)	5030 / 3550
BTX & E	8020 or 8240	8020 / 8240
D & G	5520 D, E, F	5520
CE HC	8010 or 8240	8010 or 8240
Heavy Metals (Cd, Cr, Pb, Zn, Ni)	AA	

18. Submit Site Safety Plan

19. Workman's Compensation: Yes  No   
 Copy of Certificate enclosed? Yes  No   
 Name of Insurer Sampling Specialists

20. Plot Plan submitted? Yes  No

21. Deposit enclosed? Yes  No

22. Please forward to this office the following information within 60 days after receipt of sample results.

- a) Chain of Custody Sheets
- b) Original Signed Laboratory Reports
- c) TSD to Generator copies of wastes shipped and received
- d) Attachment A summarizing laboratory results

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true. I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel and safety.

I will notify the Department of Environmental Health at least two (2) working days (48 hours) after approval of this closure plan in advance to schedule any required inspections. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Signature of Contractor

Name (please type) Joe Madison

Signature *Joe Madison*

Date 11/28/90

Signature of Site Owner or Operator

Name (please type) George Tuma

Signature *George Tuma*

Date 11/28/90

NOTES:

1. Any changes in this document must be approved by this Department.
2. Any leaks discovered must be submitted to this office on an underground storage tank unauthorized leak/contamination site report form within 5 days of its discovery.
3. Three (3) copies of this plan must be submitted to this Department. One copy must be at the construction site at all times.
4. After approval of plan, notification of at least two (2) working days (48 hours) must be given to this Department prior to removal of tank(s).
5. A copy of your approved plan must be sent to the landowner.
6. Triple rinse means that:
  - a) Final rinse must contain less than 100 ppm of Gasoline (EPA method 8020 for soil, or EPA method 602 for water) or Diesel (EPA method 418.1). Other methods for halogenated volatile organics (EPA method 8010 for soil, EPA method 601 for water) may be required. The composition of the final rinse must be demonstrated by an original or facsimile report from a laboratory certified for the above analyses.
  - b) Tank interior is shown to be free from deposits or residues upon a visual examination of tank interior.
  - c) Tank should be labelled as "tripled rinsed; laboratory certified analysis available upon request" with the name and address of the contractor.

If all the above requirements cannot be met, the tank must be transported as a hazardous waste.

7. Any cutting into tanks requires local fire department approval.



UNDERGROUND TANK CLOSURE/MODIFICATION PLANS

ATTACHMENT A  
SAMPLING RESULTS

Tank or Area	Contaminant	Location & Depth	Results (specify units)

## INSTRUCTIONS

### 2. SITE ADDRESS

Address at which closure or modification is taking place.

### 5. EPA I.D. NO.

This number may be obtained from the State Department of Health Services, 916/324-1781.

### 6. CONTRACTOR

Prime contractor for the project.

### 7. OTHER

List professional consultants here.

### 12. SAMPLE COLLECTOR

Persons who are collecting samples.

### 13. SAMPLING INFORMATION

Historic contents - the principal product(s) used in the last 5 years.

Material sampled - i.e., water, oil, sludge, soil, etc.

### 16. LABORATORIES

Laboratories used for chemical and geotechnical analyses.

### 17. CHEMICAL METHODS:

All sample collection methods and analyses should conform to EPA or DHS methods.

Contaminant - Specify the chemical to be analyzed.

Sample Preparation Method Number - The means used to prepare the sample prior to analyses - i.e., digestion techniques, solvent extraction, etc. Specify number of method and reference if not an EPA or DHS method.

Analysis Method Number - The means used to analyze the sample - i.e., GC, GC-MS, AA, etc. Specify number of method and reference if not a DHS or EPA method.

#### NOTE:

Method Numbers are available from certified laboratories.

### 18. SITE SAFETY PLAN

A plan outlining protective equipment and additional specialized personnel in the event that significant amount of hazardous materials are found. The plan should consider the availability of respirators, respirator cartridges, self-contained breathing apparatus (SCBA) and industrial hygienists.

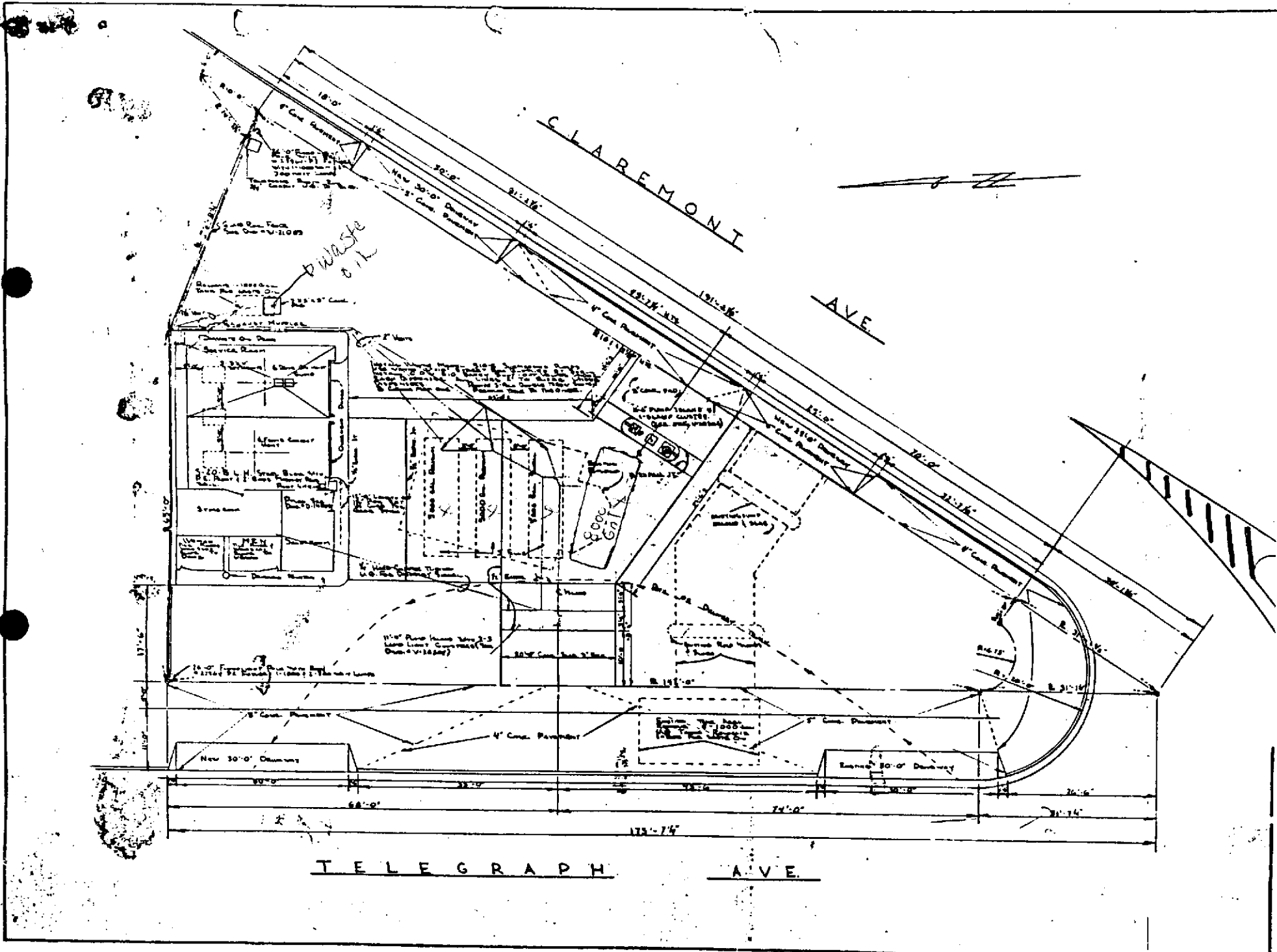
19. ATTACH COPY OF WORKMAN'S COMPENSATION

20. PLOT PLAN

The plan should consists of a scaled view of the facility at which the tank(s) are located and should include the following information:

- a) Scale
- b) North Arrow
- c) Property Line
- d) Location of all Structures
- e) Location of all relevant existing equipment including tanks and piping to be removed
- f) Streets
- g) Underground conduits, sewers, water lines, utilities
- h) Existing wells (drinking, monitoring, etc.)
- i) Depth to ground water
- j) All existing tanks in addition to the ones being pulled

rev. 9/88  
mam



CLAREMONT AVE

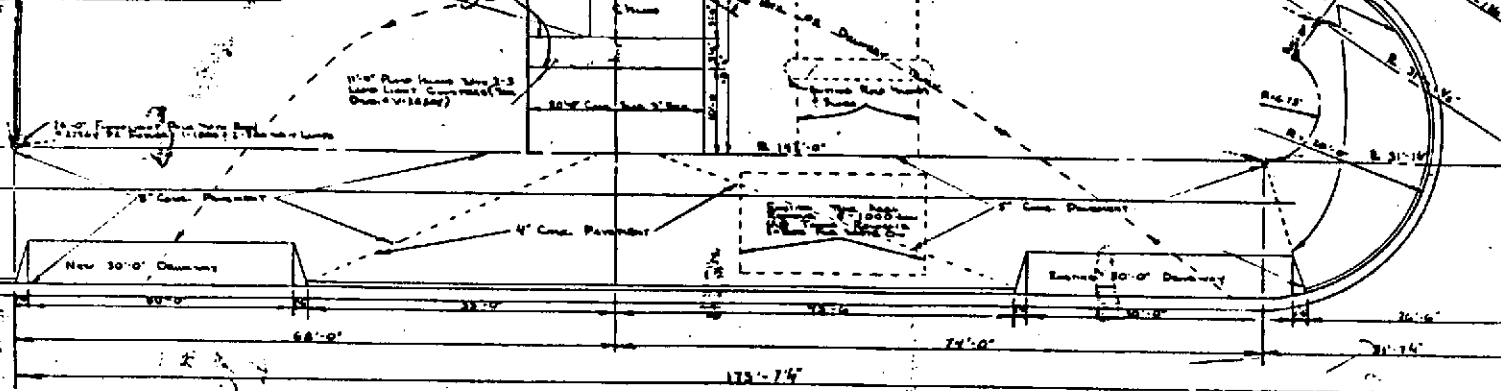
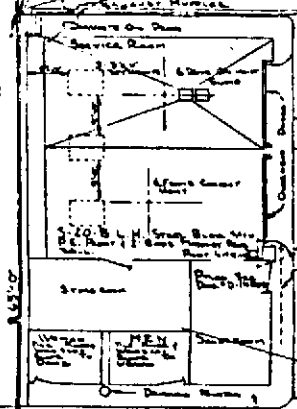
TELEGRAPH AVE

Waste Oil

8000 Gal

New 30'-0" Driveway

Existing 30'-0" Driveway



# Pacific Excavators

435 Eagle Nest Ct. • Martinez, CA 94553  
(415) 370-8783

Demolition  
Petroleum Specialists

11/28/90

Alameda County Health Care Services Agency  
Dept. of Environmental Health  
Hazardous Materials Division  
80 Swan Way  
Oakland, CA 94621  
(415)271-4320

Re: Site Safety Plan. Job address; 5200 Telegraph Ave., Oakland, CA

In the event of a medical emergency, the injured person or persons, shall be immediately transported to the nearest medical facility. The site itself will be supplied with a fire extinguisher.

The tank itself will be inert with dry ice. The tank hole will be secured with fencing. If you have any questions regarding this matter, please contact Joe Madison at the phone number listed above, or on site the day of the removal.

Thank you,

Joe Madison/Owner

Alameda County Health Care Services Agency  
Dept. of Environmental Health  
Hazardous Materials Division  
80 Swan Way  
Oakland, CA 94621  
(415)271-4320

Re; Site Safety Plan for job address: 5200 Telegraph Ave.,  
Oakland, CA 94609.

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Thank you,

Pacific Excavators

**STATE**  
 COMPENSATION  
 INSURANCE  
**FUND**

HOME OFFICE SAN FRANCISCO

POLICY DECLARATIONS

**CALIFORNIA WORKERS' COMPENSATION AND EMPLOYER'S LIABILITY POLICY**  
 THESE DECLARATIONS ARE A PART OF THE WORKERS' COMPENSATION POLICY INDICATED HEREON.

THIS INSURANCE IS EFFECTIVE FROM  
 12:01 A.M., PACIFIC STANDARD TIME  
 10-24-90 TO 10-01-91 AND SHALL  
 AUTOMATICALLY RENEW EACH 10-01  
 UNTIL CANCELLED

CONTINUOUS POLICY 1228093-90

SAMPLING SPECIALISTS

DEPOSIT PREMIUM

\$1,000.00

3146 MANOR AVE  
 WALNUT CREEK, CALIF 94596

MINIMUM PREMIUM  
 PREMIUM ADJUSTMENT PERIOD

\$460.00  
 QUARTERLY  
 N NB

NAME OF EMPLOYER- JOHN TRACY PRATT  
 AN INDIVIDUAL EMPLOYER AND NOT  
 JOINTLY WITH ANY OTHER EMPLOYER

TRADE NAMES- PRATT CONSULTING COMPANY

1. WORKERS' COMPENSATION INSURANCE - PART ONE OF THIS POLICY APPLIES TO THE WORKERS' COMPENSATION LAWS OF THE STATE OF CALIFORNIA.
2. EMPLOYER'S LIABILITY INSURANCE - PART TWO OF THIS POLICY APPLIES TO LIABILITY UNDER THE LAWS OF THE STATE OF CALIFORNIA. THE LIMIT OF OUR LIABILITY UNDER PART TWO IS,

\$3,000,000

CODE NO. PRINCIPAL WORK AND RATES EFFECTIVE TO 10-01-91

8810	CLERICAL OFFICE EMPLOYEES--N.O.C.	.91
8742	SALESPERSONS--OUTSIDE.	1.40
3724	MILLWRIGHT WORK--N.O.C.--ERECTION OR REPAIR OF MACHINERY OR EQUIPMENT.	11.14

TOTAL ESTIMATED ANNUAL PREMIUM \$3,080



FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

No 67087

MARK ONLY ONE ITEM	<input checked="" type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED TANK
	<input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

FACILITY/SITE NAME WHERE TANK IS INSTALLED: 5200 Telegraph Ave. Oakland, CA FARM TANK - YES  NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

A. OWNERS TANK ID #	Unknown	B. MANUFACTURED BY:	Unknown
C. YEAR INSTALLED	Unknown	D. TANK CAPACITY IN GALLONS:	8,000

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. <input type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input checked="" type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN	B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE	C. <input type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW)
D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. #		C.A.S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM	<input type="checkbox"/> 1 DOUBLE WALLED	<input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> 2 SINGLE WALLED	<input type="checkbox"/> 4 SECONDARY CONTAINMENT	<input type="checkbox"/> 99 OTHER
B. TANK MATERIAL	<input type="checkbox"/> 1 STEEL/IRON	<input type="checkbox"/> 2 STAINLESS STEEL	<input type="checkbox"/> 3 FIBERGLASS
	<input type="checkbox"/> 5 CONCRETE	<input type="checkbox"/> 6 POLYVINYL CHLORIDE	<input type="checkbox"/> 7 ALUMINUM
	<input type="checkbox"/> 9 BRONZE	<input type="checkbox"/> 10 GALVANIZED STEEL	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 99 OTHER
C. INTERIOR LINING	<input type="checkbox"/> 1 RUBBER LINED	<input type="checkbox"/> 2 ALKYD LINING	<input type="checkbox"/> 3 EPOXY LINING
	<input type="checkbox"/> 5 GLASS LINING	<input type="checkbox"/> 6 UNLINED	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> 4 PHENOLIC LINING
			<input type="checkbox"/> 99 OTHER
D. CORROSION PROTECTION	<input type="checkbox"/> 1 POLYETHYLENE WRAP	<input type="checkbox"/> 2 TAR OR ASPHALT	<input type="checkbox"/> 3 VINYL WRAP
	<input type="checkbox"/> 5 CATHODIC PROTECTION	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC
			<input type="checkbox"/> 99 OTHER

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE	A <input checked="" type="checkbox"/> 1 SUCTION	A U <input type="checkbox"/> 2 PRESSURE	A U <input type="checkbox"/> 3 GRAVITY	A U <input type="checkbox"/> 91 NONE	A U <input type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER
B. CONSTRUCTION	A U <input type="checkbox"/> 1 SINGLE WALLED	A U <input type="checkbox"/> 2 DOUBLE WALLED	A U <input type="checkbox"/> 3 LINED TRENCH	A U <input type="checkbox"/> 91 NONE	A U <input checked="" type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER
C. MATERIAL	A U <input type="checkbox"/> 1 STEEL/IRON	A U <input type="checkbox"/> 2 STAINLESS STEEL	A U <input type="checkbox"/> 3 POLYVINYL CHLORIDE (PVC)	A U <input type="checkbox"/> 4 FIBERGLASS PIPE	A U <input type="checkbox"/> 91 NONE	
	A U <input type="checkbox"/> 5 ALUMINUM	A U <input type="checkbox"/> 6 CONCRETE	A U <input type="checkbox"/> 7 STEEL CLAD W/FRP	A U <input type="checkbox"/> 8 100% METHANOL COMPATIBLE FRP		
	A U <input type="checkbox"/> 9 GALVANIZED STEEL	A U <input checked="" type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER			

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

<input checked="" type="checkbox"/> P <input type="checkbox"/> S 1 VISUAL CHECK	<input type="checkbox"/> P <input type="checkbox"/> S 2 INVENTORY RECONCILIATION	<input type="checkbox"/> P <input type="checkbox"/> S 3 VAPOSE WELLS	<input type="checkbox"/> P <input type="checkbox"/> S 4 ELECTRONIC MONITOR	<input type="checkbox"/> P <input type="checkbox"/> S 5 GROUND WATER MONITORING WELLS
<input type="checkbox"/> P <input type="checkbox"/> S 6 PRECISION TESTING	<input type="checkbox"/> P <input type="checkbox"/> S 7 PRESSURE TESTING	<input type="checkbox"/> P <input type="checkbox"/> S 91 NONE	<input type="checkbox"/> P <input type="checkbox"/> S 95 UNKNOWN	<input type="checkbox"/> P <input type="checkbox"/> S 99 OTHER

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

1. ESTIMATED DATE LAST USED (MO/YR)	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
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THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) TRI-STAR PARTNERSHIP/ONDREJ KOJNOK, GEN. PART.	DATE 9/11/90
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LOCAL AGENCY USE ONLY

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	TANK ID #
CURRENT LOCAL AGENCY FACILITY ID #		APPROVED BY NAME		PHONE # WITH AREA CODE
PERMIT NUMBER		PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE	
CHECK #	PERMIT AMOUNT	SURCHARGE AMT.	FEE CODE	RECEIPT #
				BY:





FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

No 67092

MARK ONLY ONE ITEM: 1 NEW PERMIT, 2 INTERIM PERMIT, 3 RENEWAL PERMIT, 4 AMENDED PERMIT, 5 CHANGE OF INFORMATION, 6 TEMPORARY TANK CLOSURE, 7 PERMANENTLY CLOSED TANK, 8 TANK REMOVED. FACILITY/SITE NAME WHERE TANK IS INSTALLED: 5200 Telegraph Ave., Oakland, CA FARM TANK - YES NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

A. OWNERS TANK ID # Unknown B. MANUFACTURED BY: Unknown C. YEAR INSTALLED Unknown D. TANK CAPACITY IN GALLONS: 5,000

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. 1 MOTOR VEHICLE FUEL, 2 PETROLEUM, 3 CHEMICAL PRODUCT, 4 OIL, 5 HAZARDOUS, 80 EMPTY, 95 UNKNOWN. B. 1 PRODUCT, 2 WASTE. C. 1 UNLEADED, 2 LEADED, 3 DIESEL, 4 GASAHOL, 5 JET FUEL, 6 AVIATION GAS, 7 METHANOL, 99 OTHER. D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # C.A.S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM: 1 DOUBLE WALLED, 2 SINGLE WALLED, 3 SINGLE WALLED WITH EXTERIOR LINER, 4 SECONDARY CONTAINMENT, 95 UNKNOWN, 99 OTHER. B. TANK MATERIAL: 1 STEEL/IRON, 2 STAINLESS STEEL, 3 FIBERGLASS, 4 STEEL CLAD W/FIBERGLASS REINFORCED PLASTIC, 5 CONCRETE, 6 POLYVINYL CHLORIDE, 7 ALUMINUM, 8 100% METHANOL COMPATIBLE FRP, 9 BRONZE, 10 GALVANIZED STEEL, 95 UNKNOWN, 99 OTHER. C. INTERIOR LINING: 1 RUBBER LINED, 2 ALKYD LINING, 3 EPOXY LINING, 4 PHENOLIC LINING, 5 GLASS LINING, 6 UNLINED, 95 UNKNOWN, IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? YES NO 99 OTHER. D. CORROSION PROTECTION: 1 POLYETHYLENE WRAP, 2 TAR OR ASPHALT, 3 VINYL WRAP, 4 FIBERGLASS REINFORCED PLASTIC, 5 CATHODIC PROTECTION, 91 NONE, 95 UNKNOWN, 99 OTHER.

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE: A U 1 SUCTION, A U 2 PRESSURE, A U 3 GRAVITY, A U 91 NONE, A U 95 UNKNOWN, A U 99 OTHER. B. CONSTRUCTION: A U 1 SINGLE WALLED, A U 2 DOUBLE WALLED, A U 3 LINED TRENCH, A U 91 NONE, A U 95 UNKNOWN, A U 99 OTHER. C. MATERIAL: A U 1 STEEL/IRON, A U 2 STAINLESS STEEL, A U 3 POLYVINYL CHLORIDE (PVC), A U 4 FIBERGLASS PIPE, A U 91 NONE, A U 5 ALUMINUM, A U 6 CONCRETE, A U 7 STEEL CLAD W/FRP, A U 8 100% METHANOL COMPATIBLE FRP, A U 9 GALVANIZED STEEL, A U 95 UNKNOWN, A U 99 OTHER.

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

P S 1 VISUAL CHECK, P S 2 INVENTORY RECONCILIATION, P S 3 VADOSE WELLS, P S 4 ELECTRONIC MONITOR, P S 5 GROUND WATER MONITORING WELLS, P S 6 PRECISION TESTING, P S 7 PRESSURE TESTING, P S 91 NONE, P S 95 UNKNOWN, P S 99 OTHER.

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

1. ESTIMATED DATE LAST USED (MO/YR) 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS 3. WAS TANK FILLED WITH INERT MATERIAL? YES NO

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) TRI-STAR PARTNERSHIP/ONDREJ KOJNOK, GEN. PART. DATE 9/11/90

LOCAL AGENCY USE ONLY

COUNTY # JURISDICTION # AGENCY # FACILITY ID # TANK ID # CURRENT LOCAL AGENCY FACILITY ID # APPROVED BY NAME PHONE # WITH AREA CODE PERMIT NUMBER PERMIT APPROVAL DATE PERMIT EXPIRATION DATE CHECK # PERMIT AMOUNT SURCHARGE AMT. FEE CODE RECEIPT # BY:



FORM 'B':  
TANK

UNDERGROUND STORAGE TANK PROGRAM  
TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

No 67093

<b>MARK ONLY ONE ITEM</b>	<input type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED TANK
	<input type="checkbox"/> 2 INTERIM PERMIT	<input checked="" type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

FACILITY/SITE NAME WHERE TANK IS INSTALLED: 5200 Telegraph Ave., Oakland, CA FARM TANK - YES  NO

**I. TANK DESCRIPTION** COMPLETE ALL ITEMS - IF UNKNOWN -- SO SPECIFY

A. OWNERS TANK ID # <u>Unknown</u>	B. MANUFACTURED BY: <u>Unknown</u>
C. YEAR INSTALLED <u>Unknown</u>	D. TANK CAPACITY IN GALLONS: <u>5,000</u>

**II. TANK CONTENTS** IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. <input type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input checked="" type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN	B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE	C. <input type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW)
D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. #		C.A.S. #:

**III. TANK CONSTRUCTION** MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM	<input type="checkbox"/> 1 DOUBLE WALLED	<input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> 2 SINGLE WALLED	<input type="checkbox"/> 4 SECONDARY CONTAINMENT	<input type="checkbox"/> 99 OTHER _____
B. TANK MATERIAL	<input type="checkbox"/> 1 STEEL/IRON	<input type="checkbox"/> 2 STAINLESS STEEL	<input type="checkbox"/> 3 FIBERGLASS
	<input type="checkbox"/> 5 CONCRETE	<input type="checkbox"/> 6 POLYVINYL CHLORIDE	<input type="checkbox"/> 7 ALUMINUM
	<input type="checkbox"/> 9 BRONZE	<input type="checkbox"/> 10 GALVANIZED STEEL	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 99 OTHER _____
C. INTERIOR LINING	<input type="checkbox"/> 1 RUBBER LINED	<input type="checkbox"/> 2 ALKYD LINING	<input type="checkbox"/> 3 EPOXY LINING
	<input type="checkbox"/> 5 GLASS LINING	<input type="checkbox"/> 6 UNLINED	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> 99 OTHER _____
D. CORROSION PROTECTION	<input type="checkbox"/> 1 POLYETHYLENE WRAP	<input type="checkbox"/> 2 TAR OR ASPHALT	<input type="checkbox"/> 3 VINYL WRAP
	<input type="checkbox"/> 5 CATHODIC PROTECTION	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 99 OTHER _____

**IV. PIPING INFORMATION** CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE	A <input checked="" type="checkbox"/> 1 SUCTION	A U <input type="checkbox"/> 2 PRESSURE	A U <input type="checkbox"/> 3 GRAVITY	A U <input type="checkbox"/> 91 NONE	A U <input type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER
B. CONSTRUCTION	A U <input type="checkbox"/> 1 SINGLE WALLED	A U <input type="checkbox"/> 2 DOUBLE WALLED	A U <input type="checkbox"/> 3 LINED TRENCH	A U <input type="checkbox"/> 91 NONE	A U <input checked="" type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER
C. MATERIAL	A U <input type="checkbox"/> 1 STEEL/IRON	A U <input type="checkbox"/> 2 STAINLESS STEEL	A U <input type="checkbox"/> 3 POLYVINYL CHLORIDE (PVC)	A U <input type="checkbox"/> 4 FIBERGLASS PIPE	A U <input type="checkbox"/> 91 NONE	
	A U <input type="checkbox"/> 5 ALUMINUM	A U <input type="checkbox"/> 6 CONCRETE	A U <input type="checkbox"/> 7 STEEL CLAD W/FRP	A U <input type="checkbox"/> 8 100% METHANOL COMPATIBLE FRP		
	A U <input type="checkbox"/> 9 GALVANIZED STEEL	A U <input checked="" type="checkbox"/> 95 UNKNOWN	A U <input type="checkbox"/> 99 OTHER			

**V. LEAK DETECTION SYSTEM** CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

<input checked="" type="checkbox"/> P <input type="checkbox"/> S 1 VISUAL CHECK	<input type="checkbox"/> P <input type="checkbox"/> S 2 INVENTORY RECONCILIATION	<input type="checkbox"/> P <input type="checkbox"/> S 3 VADOSE WELLS	<input type="checkbox"/> P <input type="checkbox"/> S 4 ELECTRONIC MONITOR	<input type="checkbox"/> P <input type="checkbox"/> S 5 GROUND WATER MONITORING WELLS
<input type="checkbox"/> P <input type="checkbox"/> S 6 PRECISION TESTING	<input type="checkbox"/> P <input type="checkbox"/> S 7 PRESSURE TESTING	<input type="checkbox"/> P <input type="checkbox"/> S 91 NONE	<input type="checkbox"/> P <input type="checkbox"/> S 95 UNKNOWN	<input type="checkbox"/> P <input type="checkbox"/> S 99 OTHER _____

**VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE**

1. ESTIMATED DATE LAST USED (MO/YR)	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
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THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) <u>TRI-STAR PARTNERSHIP/ONDREJ KOJNOK, GEN. PART.</u>	DATE <u>9/11/90</u>
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**LOCAL AGENCY USE ONLY**

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	TANK ID #
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
CURRENT LOCAL AGENCY FACILITY ID #		APPROVED BY NAME		PHONE # WITH AREA CODE
<input type="text"/>		<input type="text"/>		<input type="text"/>
PERMIT NUMBER	PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE		
<input type="text"/>	<input type="text"/>	<input type="text"/>		
CHECK #	PERMIT AMOUNT	SURCHARGE AMT.	FEE CODE	RECEIPT #
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>



FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

No 67094

MARK ONLY ONE ITEM: 1 NEW PERMIT, 2 INTERIM PERMIT, 3 RENEWAL PERMIT, 4 AMENDED PERMIT, 5 CHANGE OF INFORMATION, 6 TEMPORARY TANK CLOSURE, 7 PERMANENTLY CLOSED TANK, 8 TANK REMOVED. FACILITY/SITE NAME WHERE TANK IS INSTALLED: 5200 Telegraph Ave., Oakland, CA FARM TANK - YES NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

A. OWNERS TANK ID # Unknown B. MANUFACTURED BY: Unknown C. YEAR INSTALLED Unknown D. TANK CAPACITY IN GALLONS: 1,000

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. 1 MOTOR VEHICLE FUEL, 2 PETROLEUM, 3 CHEMICAL PRODUCT, 4 OIL, 5 HAZARDOUS, 60 EMPTY, 95 UNKNOWN. B. 1 PRODUCT, 2 WASTE. C. 1 UNLEADED, 2 LEADED, 3 DIESEL, 4 GASAHOL, 5 JET FUEL, 6 AVIATION GAS, 7 METHANOL, 99 OTHER. D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # Used motor oil C.A.S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM: 1 DOUBLE WALLED, 2 SINGLE WALLED, 3 SINGLE WALLED WITH EXTERIOR LINER, 4 SECONDARY CONTAINMENT, 95 UNKNOWN, 99 OTHER. B. TANK MATERIAL: 1 STEEL/IRON, 2 STAINLESS STEEL, 3 FIBERGLASS, 4 STEEL CLAD W/FIBERGLASS REINFORCED PLASTIC, 5 CONCRETE, 6 POLYVINYL CHLORIDE, 7 ALUMINUM, 8 100% METHANOL COMPATIBLE FRP, 9 BRONZE, 10 GALVANIZED STEEL, 95 UNKNOWN, 99 OTHER. C. INTERIOR LINING: 1 RUBBER LINED, 2 ALKYD LINING, 3 EPOXY LINING, 4 PHENOLIC LINING, 5 GLASS LINING, 6 UNLINED, 95 UNKNOWN, 99 OTHER. D. CORROSION PROTECTION: 1 POLYETHYLENE WRAP, 2 TAR OR ASPHALT, 3 VINYL WRAP, 4 FIBERGLASS REINFORCED PLASTIC, 5 CATHODIC PROTECTION, 91 NONE, 95 UNKNOWN, 99 OTHER.

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE: A U 1 SUCTION, A U 2 PRESSURE, A U 3 GRAVITY, A U 91 NONE, A U 95 UNKNOWN, A U 99 OTHER. B. CONSTRUCTION: A U 1 SINGLE WALLED, A U 2 DOUBLE WALLED, A U 3 LINED TRENCH, A U 91 NONE, A U 95 UNKNOWN, A U 99 OTHER. C. MATERIAL: A U 1 STEEL/IRON, A U 2 STAINLESS STEEL, A U 3 POLYVINYL CHLORIDE (PVC), A U 4 FIBERGLASS PIPE, A U 91 NONE, A U 5 ALUMINUM, A U 6 CONCRETE, A U 7 STEEL CLAD W/FRP, A U 8 100% METHANOL COMPATIBLE FRP, A U 9 GALVANIZED STEEL, A U 95 UNKNOWN, A U 99 OTHER.

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

P S 1 VISUAL CHECK, P S 2 INVENTORY RECONCILIATION, P S 3 VADOSE WELLS, P S 4 ELECTRONIC MONITOR, P S 5 GROUND WATER MONITORING WELLS, P S 6 PRECISION TESTING, P S 7 PRESSURE TESTING, P S 91 NONE, P S 95 UNKNOWN, P S 99 OTHER.

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

1. ESTIMATED DATE LAST USED (MO/YR) 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS 3. WAS TANK FILLED WITH INERT MATERIAL? YES NO

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) DATE TPT-STAR PARTNERSHIP/ONDREJ KOJNOK, GEN. PART 9/11/90

LOCAL AGENCY USE ONLY

COUNTY # JURISDICTION # AGENCY # FACILITY ID # TANK ID # CURRENT LOCAL AGENCY FACILITY ID # APPROVED BY NAME PHONE # WITH AREA CODE PERMIT NUMBER PERMIT APPROVAL DATE PERMIT EXPIRATION DATE CHECK # PERMIT AMOUNT SURCHARGE AMT. FEE CODE RECEIPT # BY:



FORM 'A':  
SITE

UNDERGROUND STORAGE TANK PROGRAM  
FACILITY/SITE, INFORMATION and/or PERMIT APPLICATION  
COMPLETE THIS FORM FOR EACH FACILITY/SITE

No 35254

<b>MARK ONLY ONE ITEM</b>	<input checked="" type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED SITE
	<input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY SITE CLOSURE	

**I. FACILITY/SITE INFORMATION & ADDRESS — (MUST BE COMPLETED)**

FACILITY/SITE NAME AutoPro No. 2, Inc.		CARE OF ADDRESS INFORMATION 5200 Telegraph Avenue, Oakland, CA		
ADDRESS 5200 Telegraph Avenue		NEAREST CROSS STREET 51st Street	<input checked="" type="checkbox"/> Box to indicate <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> FEDERAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY	
CITY NAME Oakland		STATE CA	ZIP CODE 94609	SITE PHONE #, WITH AREA CODE 415-653-8646
TYPE OF BUSINESS: <input type="checkbox"/> 1 GAS STATION <input type="checkbox"/> 2 DISTRIBUTOR <input type="checkbox"/> 3 FARM <input type="checkbox"/> 4 PROCESSOR <input checked="" type="checkbox"/> 5 OTHER		<input checked="" type="checkbox"/> Box if INDIAN RESERVATION or TRUST LANDS <input type="checkbox"/>		EPA ID # None
# of TANK's AT THIS SITE 5				
<b>EMERGENCY CONTACT PERSON (PRIMARY)</b>		<b>EMERGENCY CONTACT PERSON (SECONDARY)</b>		
DAYS: NAME (LAST, FIRST) George Tuma		PHONE # WITH AREA CODE 415-653-8646		DAYS: NAME (LAST, FIRST) Ondrej Kojnok
NIGHTS: NAME (LAST, FIRST) George Tuma		PHONE # WITH AREA CODE 415-831-8862		PHONE # WITH AREA CODE 408-286-2700
		NIGHTS: NAME (LAST, FIRST) Ondrej Kojnok		PHONE # WITH AREA CODE 415-964-2977

**II. PROPERTY OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)**

NAME Tri-Star Partnership		CARE OF ADDRESS INFORMATION Ondrej Kojnok, 2 N. 2nd St. #1400		
MAILING or STREET ADDRESS 2 North Second Street, Suite 1400		<input checked="" type="checkbox"/> Box to indicate <input type="checkbox"/> CORPORATION <input checked="" type="checkbox"/> PARTNERSHIP <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> FEDERAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY		
CITY NAME San Jose		STATE CA	ZIP CODE 95113	PHONE #, WITH AREA CODE 408-286-2700

**III. TANK OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)**

NAME Tri-Star Partnership		CARE OF ADDRESS INFORMATION Ondrej Kojnok, 2 N. 2nd St. #1400		
MAILING or STREET ADDRESS 2 North Second Street, Suite 1400		<input checked="" type="checkbox"/> Box to indicate <input type="checkbox"/> CORPORATION <input checked="" type="checkbox"/> PARTNERSHIP <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> FEDERAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY		
CITY NAME San Jose		STATE CA	ZIP CODE 95113	PHONE #, WITH AREA CODE 408-286-2700

**IV. LEGAL NOTIFICATION AND BILLING ADDRESS**

CHECK ONE (1) BOX INDICATING WHICH ABOVE ADDRESS SHOULD BE USED FOR BOTH LEGAL NOTIFICATION AND BILLING: I.  II.  III.

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) TRI-STAR PARTNERSHIP/ONDREJ KOJNOK, General Ptr.	DATE 9/11/90
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**LOCAL AGENCY USE ONLY**

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	# of TANKS at SITE
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
CURRENT LOCAL AGENCY FACILITY ID #		APPROVED BY NAME		PHONE # WITH AREA CODE
<input type="text"/>		<input type="text"/>		<input type="text"/>
PERMIT NUMBER	PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE		
<input type="text"/>	<input type="text"/>	<input type="text"/>		
LOCATION CODE	CENSUS TRACT #	SUPERVISOR-DISTRICT CODE	BUSINESS PLAN FILED YES <input type="checkbox"/> NO <input type="checkbox"/>	DATE FILED
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
CHECK #	PERMIT AMOUNT	SURCHARGE AMOUNT	FEE CODE	RECEIPT #
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

THIS FORM MUST BE ACCOMPANIED BY AT LEAST (1) OR MORE TANK PERMIT FORM 'B' APPLICATION(S), UNLESS THIS IS A CHANGE OF SITE INFORMATION ONLY.

FORM 'B':  
TANK

UNDERGROUND STORAGE TANK PROGRAM  
TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.



No 67091

<b>MARK ONLY ONE ITEM</b>	<input checked="" type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED TANK
	<input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

FACILITY/SITE NAME WHERE TANK IS INSTALLED: 5200 Telegraph Ave., Oakland, CA FARM TANK - YES  NO

**I. TANK DESCRIPTION** COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

A. OWNERS TANK ID # Unknown	B. MANUFACTURED BY: Unknown
C. YEAR INSTALLED Unknown	D. TANK CAPACITY IN GALLONS: 5,000

**II. TANK CONTENTS** IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. <input type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input checked="" type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN	B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE	C. <input type="checkbox"/> 1 UNLEADED <input type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW)
D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. #		C.A.S. #:

**III. TANK CONSTRUCTION** MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM <input type="checkbox"/> 1 DOUBLE WALLED <input type="checkbox"/> 2 SINGLE WALLED <input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER <input type="checkbox"/> 4 SECONDARY CONTAINMENT	<input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER
B. TANK MATERIAL <input type="checkbox"/> 1 STEEL/IRON <input type="checkbox"/> 2 STAINLESS STEEL <input type="checkbox"/> 3 FIBERGLASS <input type="checkbox"/> 4 STEEL CLAD W/FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 5 CONCRETE <input type="checkbox"/> 6 POLYVINYL CHLORIDE <input type="checkbox"/> 7 ALUMINUM <input type="checkbox"/> 8 100% METHANOL COMPATIBLE FRP <input type="checkbox"/> 9 BRONZE <input type="checkbox"/> 10 GALVANIZED STEEL <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER	
C. INTERIOR LINING <input type="checkbox"/> 1 RUBBER LINED <input type="checkbox"/> 2 ALKYD LINING <input type="checkbox"/> 3 EPOXY LINING <input type="checkbox"/> 4 PHENOLIC LINING <input type="checkbox"/> 5 GLASS LINING <input type="checkbox"/> 6 UNLINED <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> 99 OTHER	
D. CORROSION PROTECTION <input type="checkbox"/> 1 POLYETHYLENE WRAP <input type="checkbox"/> 2 TAR OR ASPHALT <input type="checkbox"/> 3 VINYL WRAP <input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 5 CATHODIC PROTECTION <input type="checkbox"/> 91 NONE <input checked="" type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER	

**IV. PIPING INFORMATION** CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE	A <input checked="" type="checkbox"/> U 1 SUCTION	A U 2 PRESSURE	A U 3 GRAVITY	A U 91 NONE	A U 95 UNKNOWN	A U 99 OTHER
B. CONSTRUCTION	A U 1 SINGLE WALLED	A U 2 DOUBLE WALLED	A U 3 LINED TRENCH	A U 91 NONE	A U 95 UNKNOWN	A U 99 OTHER
C. MATERIAL	A U 1 STEEL/IRON	A U 2 STAINLESS STEEL	A U 3 POLYVINYL CHLORIDE (PVC)	A U 4 FIBERGLASS PIPE	A U 91 NONE	
	A U 5 ALUMINUM	A U 6 CONCRETE	A U 7 STEEL CLAD W/FRP	A U 8 100% METHANOL COMPATIBLE FRP		
	A U 9 GALVANIZED STEEL	A U 95 UNKNOWN	A U 99 OTHER			

**V. LEAK DETECTION SYSTEM** CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

<input checked="" type="checkbox"/> P S 1 VISUAL CHECK	<input type="checkbox"/> P S 2 INVENTORY RECONCILIATION	<input type="checkbox"/> P S 3 VADOSE WELLS	<input type="checkbox"/> P S 4 ELECTRONIC MONITOR	<input type="checkbox"/> P S 5 GROUND WATER MONITORING WELLS
<input type="checkbox"/> P S 6 PRECISION TESTING	<input type="checkbox"/> P S 7 PRESSURE TESTING	<input type="checkbox"/> P S 91 NONE	<input type="checkbox"/> P S 95 UNKNOWN	<input type="checkbox"/> P S 99 OTHER

**VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE**

1. ESTIMATED DATE LAST USED (MO/YR)	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
-------------------------------------	---	---

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) STAR <i>[Signature]</i> TRI-PARTNERSHIP/ONDREJ KOJNOK, GEN. PARTNER	DATE 9/11/90
--	-----------------

**LOCAL AGENCY USE ONLY**

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	TANK ID #
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
CURRENT LOCAL AGENCY FACILITY ID #		APPROVED BY NAME		PHONE # WITH AREA CODE
<input type="text"/>		<input type="text"/>		<input type="text"/>
PERMIT NUMBER	PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE		
<input type="text"/>	<input type="text"/>	<input type="text"/>		
CHECK #	PERMIT AMOUNT	SURCHARGE AMT.	FEE CODE	RECEIPT # BY:
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

LAW OFFICES

ONDREJ M. KOJNOK

A PROFESSIONAL CORPORATION

NUMBER TWO NORTH SECOND STREET, SUITE 1400  
SAN JOSE, CALIFORNIA 95113

AREA CODE 408  
TELEPHONE 286-2700

FAX (408) 286-4748

September 11, 1990

Alameda Health Care Services  
Hazardous Materials Division  
80 Swan Way, Suite 200  
Oakland, CA 94621

Re: Application for Permit to Operate Underground Tanks

Dear People:

On behalf of my client, Tri-Star Partnership, a California general partnership, and owner of certain real property located at 5200 Telegraph Avenue in Oakland, California, I am attaching a Permit Application, Form A, and 5 Tank Permit Application Information forms, Form B (there are 5 tanks).

Please process the attached in due course. Thank you very much for your attention to this matter.

Cordially yours,

ONDREJ M. KOJNOK,  
A PROFESSIONAL CORPORATION

BY:   
ONDREJ KOJNOK

cc: AutoPro No. 2, Inc. (w/encs.)  
Mr. Floyd Biava (w/encs.)

OK/js

90 SEP 17 PM 12:01

TRI-STAR PARTNERSHIP  
2 North Second Street  
Suite 1400  
San Jose, CA 95113  
(408) 286-2700  
FAX (408) 286-4748

March 5, 1990

Shell Oil Corporation  
P.O. Box 4023  
Concord, CA 94524

Attn: Mr. Chris Kristensen  
Real Estate Department

Re: 5200 Telegraph Avenue, Oakland  
Environmental Cleanup

Dear Mr. Kristensen:

This letter is written to you on the recommendation of Ms. Diane Linquist, an environmental engineer in your corporation.

We are a California general partnership and owner of certain real property located at 5200 Telegraph Avenue in Oakland, California. In approximately September, 1989, we received a letter from the Alameda County Health Care Services Agency alerting us to the presence of underground tanks on our property, requesting removal of such tanks, and cleanup of the property from eventual spills. Since we, nor our predecessor, did not build the underground storage tanks, we performed some research based on which we ascertained the following facts:

1. The subject property was owned until approximately May, 1980, by Mr. or Mrs. Ostrender, or the Ostrender family. The last known address is: Nancy Ostrender, 2741 Woolsey, Berkeley, CA 94702.

Shell Oil Corporation  
March 5, 1990  
Page Two

2. Long before May, 1980, the property was leased by the Ostrenders to Shell Oil Corporation under a long term lease. Based on such lease Shell built certain improvements on the property, including the underground storage tanks, and operated a Shell gas station on the property under the name of Jordan. The gas station was abandoned and/or ceased its operation around 1975.

3. In approximately 1978, Mr. Ray Navarra subleased the property from Shell and began the operation of AutoPro No. 2, a Mercedes auto repair. At such time the gas pumps (except for one) were dismantled. Out of the total number of the underground storage tanks, only one remains in operation for a limited amount of diesel fuel, and another small tank for used oil.

4. In May, 1980, Mr. Navarra purchased the real property from the Ostrenders, and also purchased the improvements on the property from Shell Oil Corporation. The lease between Shell and the Ostrender family most probably expired, or was surrendered. Immediately upon close of escrow Mr. Navarra sold the real property to Mr. McCormick, or McCormick Investment Company, and sold the auto repair business to Mr. George Tuma, who operates the business up to the present date. Our partnership purchased the underlying real property from Mr. McCormick or his investment company in 1986. In all these years none of the underground tanks, except as indicated above, were used.

Based on the facts outlined above we would appreciate it if you would take responsibility for removal of the tanks and eventual cleanup if necessary. If you have any questions, or you wish to discuss this matter, please contact the undersigned as soon as possible. Thank you for your attention.

Very truly yours,

**TRI-STAR PARTNERSHIP**

BY: Ondrej Kojnok  
ONDREJ KOJNOK  
General Partner

OK/js



90 MAY 3 PM 2:56  
AREA 001 1408  
TELEPHONE 286-2700

LAW OFFICES  
ONDREJ M. KOJNOK  
A PROFESSIONAL CORPORATION  
NUMBER TWO NORTH SECOND STREET, SUITE 1400  
SAN JOSE, CALIFORNIA 95113

TELEX NO. 703305  
INTERPLAN UD

May 2, 1990

Alameda County Health Care Services Agency  
Department of Environmental Health  
Hazardous Materials Program  
80 Swan Way, Room 200  
Oakland, CA 94621

Attn: Thomas F. Peacock, Sr. H.M.S.

Re: 5200 Telegraph Avenue, Oakland

Dear Mr. Peacock:

This office represents Tri-Star Partnership, a California general partnership, who is the owner of the property located at 5200 Telegraph Avenue in Oakland. This office also represents AutoPro No. 2, a California corporation, who is the operator of the business located on such property.

For our mutual convenience I am attaching a copy of your Second Notice of Violation dated April 18, 1990. Following the Notice of Legal Obligation of September 27, 1989, my clients contacted several contractors involved in the environmental clean-up. Sound advice as to what exactly should be done has not yet been obtained. By a letter of November 17, 1989, I informed your agency of the fact that my clients are taking the subject matter seriously and intend to submit a plan of appropriate action. A copy of my letter is attached. In January and February, 1990, on behalf of my clients I consulted certain attorneys in the Law Offices of Hardin, Cook, Loper, Engel & Bergez in Oakland concerning the subject issues. A copy of a January 11, 1990, letter from Bruce McLeod is attached. Following such consultation my clients contacted Shell Oil Corporation on March 5, 1990, concerning clean-up of the site. A copy of the letter is attached. Shell Oil Company responded with a letter of April 5, 1990, a copy of which is attached. The entire matter is now being negotiated with Shell, and hopefully such negotiations will be concluded in the near future. We shall keep you informed.

Thomas F. Peacock, Sr. H.M.S.  
May 2, 1990  
Page Two

From the attached material it is clear that my clients did not overlook your notice and are taking steps toward solving the problem. My clients intend to follow the applicable laws and regulations either by removing the underground tanks or obtaining an applicable permit for their use. The decision will be made following the conclusion of negotiations with Shell Oil Company who was the predecessor in use of the subject property.

I would appreciate it if you would correspond with this office concerning this matter.

Cordially yours,

ONDREJ M. KOJNOK,  
A PROFESSIONAL CORPORATION

BY: Ondrej Kojnok  
ONDREJ KOJNOK

cc: Gil Jensen (w/encs.)  
Alameda County District Attorney  
Consumer & Environmental Protection Agency

AutoPro No. 2

OK/js



April 18, 1990

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

Owner/Operator  
5200 Telegraph Ave.  
Oakland, CA 94609

RE: 5200 Telegraph Ave.

SECOND NOTICE OF VIOLATION

Dear owner/operator:

Our records indicate that there are underground tank(s) at your site at the above facility. You were notified of this situation months ago and have not taken the appropriate action as described below.

In accordance with the California Code of Regulations, Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations you must perform one of the following actions:

1. Submit a tank closure plan to this Department as required by Article 7, 2670, or
2. Apply for a permit as required by Article 10, 2710.

You are directed to notify this Department within 10 days of your intentions and to obtain the necessary instructions and forms.

Please note that section 25299 of the California Health and Safety Code states that any operator or owner of an underground storage tank is liable for a civil penalty of not less than five hundred dollars or more than five thousand dollars per day for failure to obtain a permit, or failing to properly close an underground storage tank, as required by section 25298.

If you have any questions concerning this matter, please contact this office at 271-4320.

Sincerely,

Thomas F. Peacock, Senior HMS  
Hazardous Materials Division

TFP:tfp

cc: Gil Jensen, Alameda County District Attorney, Consumer and  
Environmental Protection Agency  
Lester Feldman, RWQCB

Shell Oil Company



Two Shell Plaza  
P.O. Box 2099  
Houston, TX 77252

April 5, 1990

TRI-STAR PARTNERSHIP  
2 North Second Street  
Suite 1400  
San Jose, CA 95113  
Attn: Ondrej Kojnok

Re: 5200 Telegraph Avenue, Oakland, CA.

Dear Mr. Kojnok:

In response to your letter dated March 5, 1990, to Mr. Christensen in our Concord office, we have asked both our Engineering Department in Concord and our Legal Office here in Houston to look into the matter discussed in your letter.

I apologize for the delay in responding to you as we were in the process of changing file locations and were not sure as to the file location for the subject property. You should be hearing from Shell in the near future allowing the offices mentioned above to research the file to determine Shell's involvement.

Respecting your patience you have thus far shown, we respectfully request your continued patience during further investigation.

Yours very truly,

A handwritten signature in dark ink, appearing to read "J. H. Eberhardt", written over a circular flourish.

J. H. Eberhardt  
Supervisor, Real Estate Services

JHE/pw

TRI-STAR PARTNERSHIP  
2 North Second Street  
Suite 1400  
San Jose, CA 95113  
(408) 286-2700  
FAX (408) 286-4748

March 5, 1990

Shell Oil Corporation  
P.O. Box 4023  
Concord, CA 94524

Attn: Mr. Chris Kristensen  
Real Estate Department

Re: 5200 Telegraph Avenue, Oakland  
Environmental Cleanup

Dear Mr. Kristensen:

This letter is written to you on the recommendation of Ms. Diane Linguist, an environmental engineer in your corporation.

We are a California general partnership and owner of certain real property located at 5200 Telegraph Avenue in Oakland, California. In approximately September, 1989, we received a letter from the Alameda County Health Care Services Agency alerting us to the presence of underground tanks on our property, requesting removal of such tanks, and cleanup of the property from eventual spills. Since we, nor our predecessor, did not build the underground storage tanks, we performed some research based on which we ascertained the following facts:

1. The subject property was owned until approximately May, 1980, by Mr. or Mrs. Ostrender, or the Ostrender family. The last known address is: Nancy Ostrender, 2741 Woolsey, Berkeley, CA 94702.

2. Long before May, 1980, the property was leased by the Ostrenders to Shell Oil Corporation under a long term lease. Based on such lease Shell built certain improvements on the property, including the underground storage tanks, and operated a Shell gas station on the property under the name of Jordan. The gas station was abandoned and/or ceased its operation around 1975.

3. In approximately 1978, Mr. Ray Navarra subleased the property from Shell and began the operation of AutoPro No. 2, a Mercedes auto repair. At such time the gas pumps (except for one) were dismantled. Out of the total number of the underground storage tanks, only one remains in operation for a limited amount of diesel fuel, and another small tank for used oil.

4. In May, 1980, Mr. Navarra purchased the real property from the Ostrenders, and also purchased the improvements on the property from Shell Oil Corporation. The lease between Shell and the Ostrender family most probably expired, or was surrendered. Immediately upon close of escrow Mr. Navarra sold the real property to Mr. McCormick, or McCormick Investment Company, and sold the auto repair business to Mr. George Tuma, who operates the business up to the present date. Our partnership purchased the underlying real property from Mr. McCormick or his investment company in 1986. In all these years none of the underground tanks, except as indicated above, were used.

Based on the facts outlined above we would appreciate it if you would take responsibility for removal of the tanks and eventual cleanup if necessary. If you have any questions, or you wish to discuss this matter, please contact the undersigned as soon as possible. Thank you for your attention.

Very truly yours,

**TRI-STAR PARTNERSHIP**

BY: Ondrej Kojnok  
ONDREJ KOJNOK  
General Partner

OK/js

LAW OFFICES OF  
HARDIN, COOK, LOPER, ENGEL & BERGEZ  
LAKE MERRITT PLAZA

1999 HARRISON STREET, EIGHTEENTH FLOOR  
OAKLAND, CALIFORNIA 94612-3508  
TELECOPIER: (415) 839-7940  
(415) 444-3131

JOHN C. LOPER  
BARRIE ENGEL  
RAYMOND J. BERGEZ  
GEORGE S. PEYTON, JR.  
RALPH A. LOMBARDI  
SANDRA F. ELSTEAD  
WILLARD L. ALLOWAY  
GENNARO A. FILICE III  
STEPHEN MCKAE  
BRUCE P. LOPER  
BRUCE E. MCLEOD  
EUGENE BROWN, JR.  
LINDA C. ROODHOUSE  
MATTHEW S. CONANT  
CHRIS P. LAVDIOTIS  
H. CHRISTOPHER COVINGTON  
CHRISTINA H. JONES  
ROBERT D. EASSA  
AMBER LEE KELLY  
OWEN T. ROONEY  
CATHERINE DOUAT-MURRAY

KATHLEEN HARRINGTON  
JOHN A. DE PASQUALE  
NICHOLAS D. KAYHAN  
JOHN R. PANNOZZO  
RODNEY I. HEADINGTON  
RUTH L. CARVER  
ARLENE J. DOYLE  
ANDREW F. NOBLE  
DEBRA E. KEYSON  
ANNE G. RAIGOZA  
GERALD O. HACOPIANS  
MARSHALL A. JOHNSON  
THOMAS E. MULVIHILL

J. MARCUS HARDIN  
PARTNER EMERITUS  
HERMAN COOK (1914-1982)  
OF COUNSEL  
WILLIAM P. JAEGER, JR.  
RONALD A. WAGNER

January 11, 1990

Mr. Ondrej Kojnok  
#2 North Second, Suite 1400  
San Jose, CA 95113

Re: TANK REMOVAL & CLEAN-UP

Dear Mr. Kojnok:

I enjoyed talking with you last week and hope that we might be able to offer you some assistance in regard to the possible removal and clean-up of property owned by Tri-Star General Partnership.

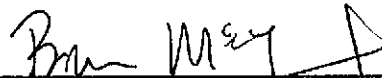
Presently, I have reserved February 1, 1990 at 9:30 a.m. in our law offices to meet with you in regard to this situation. At that time, I have also invited one of my partners, Steve McKae, to meet with us as he is currently handling a number of similar situations.

Between now and the time of our meeting, if you would like to forward any documents to me that you might believe pertinent and helpful to our discussion, it would be appreciated.

Very truly yours,

HARDIN, COOK, LOPER, ENGEL & BERGEZ

BY



BRUCE MC LEOD

BEM: L-KOJNOK/lp

cc: Steve McKae

FILE OR  
PER NO. ]

ENVELOPE No. \_\_\_\_\_ of \_\_\_\_\_

OWNER **AUTO PRO**  
Address **5200 TELEGRAPH**  
**Oakland** 94609  
Phone \_\_\_\_\_

Contractor **PACIFIC EXCAVATORS**  
Address **435 Eagle Nest**  
**Martinez** Phone \_\_\_\_\_

OTHER (Specify)  
Address \_\_\_\_\_  
Phone \_\_\_\_\_

CONTACT FOR INVESTIGATION **JOE MADISON**

PLAN REVIEW

By \_\_\_\_\_ Date \_\_\_\_\_

\$ **1116.00** Rec'd.

No. \_\_\_\_\_ Plans Rec'd.

Plans Approved

Layout Made

Rejected

Applicant Notified

Plans Returned

Permit Issued

CONSTRUCTION PROGRESS ACCEPTANCE

Pre-Plaster/drywall

Pre-Final

Final

	By	Date	By	Date
Pre-Concrete/Gunite				
Pre-Plaster				
Final				
Septic Tank				
Absorption Field				
Absorption Bed				
House Sewer				
Septic Tank				
Absorption Field				
Absorption Bed				
OTHER				

**577012**

XR **370-8783**

REMARKS		Date	By
Date	By		
1/4/90	SH		
12/5/90	SH		
12/19/90	SH		
1/5/90	SH		
2/29/90	SH		

REMARKS

LOCATION

Vicinity Map

Project # **577151**

Fee Paid **\$1116.00**

Date **11/30/90**



AREA CODE 408  
TELEPHONE 286-2700

LAW OFFICES  
**ONDREJ M. KOJNOK**  
A PROFESSIONAL CORPORATION  
NUMBER TWO NORTH SECOND STREET, SUITE 1400  
SAN JOSE, CALIFORNIA 95113

TELEX NO. 703308  
INTERPLAN UD  
FAX (408) 286-4748

November 17, 1989

Alameda County Health Care Services Agency  
470-27th Street, 3rd Floor  
Oakland, CA 94612

Attn: Mr. Rafat A. Shahid

Re: 5200 Telegraph Ave., Oakland

Dear Mr. Shahid:

This office represents Tri-Star Partnership, the owner of the property located at the above address, and AutoPro No. 2, Inc., the operator of such property. This is in response to your Notice of Legal Obligation of September 27, 1989, concerning closure of the underground tanks located at the property.

I wish to inform you that my clients are in the process of negotiating closure of the tanks with various contractors (or their removal) and intend to submit a plan of such closure in the near future.

If I may be of help, please don't hesitate to contact me.

Cordially yours,

ONDREJ M. KOJNOK,  
A PROFESSIONAL CORPORATION

BY: *Andrej Kojnok*  
ONDREJ KOJNOK

cc: AutoPro No. 2, Inc.

OK/js