

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

November 7, 2007

Raymond Moreno  
5107 Indian Island Drive  
Weed, CA 96094

Dear Mr. Moreno:

Subject: Property located at 5239 Telegraph Avenue, Oakland, CA 94609 in vicinity of Fuel Leak Case No. RO0000323, AutoPro, 5200 Telegraph Avenue, Oakland, CA 94609

Thank you for submittal of the Phase 2 Report, dated May 11, 2007, and the Phase 2 Addendum, dated July 25, 2007, both prepared by Schutze & Associates, and the Phase 1 report, undated, prepared by ERAS Environmental, Inc. These reports were prepared for your property located at 5239 Telegraph Avenue, Oakland, CA 94609. This letter explains the status of the subject property with respect to groundwater pollution in the vicinity.

Based on information currently available to Alameda County Environmental Health (ACEH) staff, it appears that groundwater pollution detected beneath the subject property is likely the result of the migration of pollutants in groundwater from up-gradient fuel leak site AutoPro (Case No. RO00000323) located at 5200 Telegraph Avenue, Oakland, CA 94609. California Health and Safety Code and UST Regulations require parties responsible (Responsible Parties) for fuel leak sites to perform investigation and cleanup of pollution originating from their property. In general, ACEH does not require owners of adjacent or nearby properties to investigate or cleanup contamination that is solely the result of migration of contamination from an off-site source or sources. However, the Regional Water Quality Control Board may hold an uncooperative nearby property owner responsible for investigation and cleanup costs if he or she refuses to provide reasonable access to a responsible party attempting to investigate and cleanup pollution that has moved onto nearby sites. In accordance with public participation requirements for fuel leak sites, adjacent property owners are provided opportunity to comment on cleanup proposals at the corrective action plan phase of corrective action.

If you have any questions, please contact me at (510) 567-6721.

Sincerely,

Donna L. Drogos, P.E.  
LOP Program Manager