

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
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November 14, 2008

Jennifer Sedlachek
ExxonMobil Corporation
4096 Piedmont Ave.
Oakland, CA 94611

Ian Robb
Chevron Corporation
6111 Bolinger Canyon Rd.
San Ramon, CA 94583

Subject: Fuel Leak Case No. RO0000358, Exxon #7-0235, 2225 Telegraph Avenue, Oakland, CA 94612; Add Responsible Party

Dear Ms. Sedlachek, and Mr. Robb:

In a Notice of Responsibility dated April 27, 1992, William Wong, Exxon (now ExxonMobil) and Texaco (now Chevron Corporation) were notified that the above referenced site had been placed in the Local Oversight Program and that Exxon Mobil and Chevron Corporation were named as Responsible Parties for the fuel leak case. Lam Truong purchased the property in November 22, 2006 and has been named an additional Responsible Party for the fuel leak case as defined under 23 C.C.R Sec. 2720. Please see Attachment A – Responsible Parties Data Sheet, which identifies all Responsible Parties and provides background on the unauthorized release and Responsible Party Identification.

If you have any questions, please call me at (510) 639-1287.

Sincerely,

Barbara J. Jakub
Hazardous Materials Specialist

Attachment A – Responsible Parties Data Sheet

cc: Donna Drogos, ACEH
Barbara Jakub, ACEH
File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

November 17, 2008

Site Name & Address:

EXXON #7-0235
2225 TELEGRAPH AVE
Oakland, CA 94612

Local ID: RO0000358
Related ID: 1039
RWQCB ID: 01-1466
Global ID: T0600101354

All Responsible Parties

RP has been named a Primary RP - LAM H TRUONG

2225 TELEGRAPH AVE | OAKLAND, CA 94612-2315 | Phone No Phone Number Listed

RP has been named a Primary RP - JENNIFER C SEDLACHEK
EXXONMOBIL

4096 PIEDMONT AVE #194 | OAKLAND, CA 94611 | Phone (510) 547-8196

RP has been named a Primary RP - IAN ROBB
CHEVRON

6111 BOLLINGER CANYON RD RM 3612 | SAN RAMON, CA 94583-2324 | Phone (925) 543-2375

Responsible Party Identification Background

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

November 17, 2008

Responsible Party Identification

RO 358, 2225 Telegraph Ave., Oakland, CA 94612

Existence of Unauthorized Release

A site assessment conducted in 1989 revealed maximum concentrations of 11,000 milligrams per kilogram (mg/Kg) of total petroleum hydrocarbons as gasoline (TPH) and 40 mg/Kg benzene in soil; 9,500 micrograms per liter (ug/L) in groundwater; and 6,100 ug/L TPHg and 10ug/L benzene in soil vapor indicating that a release from the underground storage tanks had occurred.

Responsible Party Identification

Texaco Marketing and Refining owned and operated the underground storage tanks from March 31, 1966 to October 31, 1988. Chevron Corporation purchased all of Texaco and its assets. Chevron Corporation meets the definition of a responsible party for the site because they had control over an underground storage tank at the time or following an unauthorized release of a hazardous substance (Definition 4) and they owned the property where an unauthorized release occurred, (Definition 3).

Exxon Mobil purchased the property in October 1988 and was the property owner following an unauthorized petroleum hydrocarbon release(s). Exxon Mobil meets the definition of a responsible party for the site because they owned the property where an unauthorized release occurred, (Definition 3).

Lam Truong purchased the property in November 22, 2006 and was the property owner following an unauthorized petroleum hydrocarbon release(s). Lam Truong meets the definition of a responsible party for the site because he owned the property where an unauthorized release occurred, (Definition 3).