

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



(1401-21 PARK AVE.)

Ro# 399

January 08, 1999

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

ATTN: Accounts Payable

Electro Coatings
893 Carleton St
Berkeley CA 94710

RE: Project # 2775A - Type A
at 1421 Park St in Emeryville 94608

Dear Property Owner/Designee:

Our records indicate the deposit/refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$800.00, payable to Alameda County, Environmental Health Services.

We must receive this deposit so that future regulatory oversight on the subject site can proceed in a timely fashion. At the completion of this project, any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently \$94 per hour.

Please be sure to write the following on the check to identify your account:

- project #,
- type of project and
- site address

(see RE: line above).

If you have any questions, please contact Susan Hugo at (510) 567-6780.

Sincerely,

Tom Peacock, Manager
Environmental Protection

c: files/inspector

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ELECTRO-COATINGS INC.
1401-21 PARK AVE.
RO# 399

March 25, 1998

Ms. Claudia Cappio
Director of Building and Planning
City of Emeryville
2200 Powell Street, 12th Floor
Emeryville, California 94608

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

Subject: 1421 Park Avenue, Emeryville, California 94608
Approval of Health Risk Assessment Dated December 1, 1997

Dear Ms. Cappio:

The City of Emeryville Building and Planning Department requested Mr. Ron Silberman to secure a letter from the Alameda County Department of Environmental Health (ACDEH) indicating that potential health risks associated with his proposed residential development at 1421 Park Avenue in Emeryville were acceptable. SOMA Corporation (SOMA) prepared and submitted a risk assessment report to ACDEH dated December 1, 1997 for the site. The risk assessment was based on the use of two different approaches that were performed in parallel to estimate risk. Each of the two methods is conservative in its approach to transport modeling and risk estimation. The input parameters used by SOMA to describe the Site and the nature of inhalation exposure evaluations are considered to be very conservative. The use of the two models resulted in very discrepant estimates of carcinogenic risk. SOMA has effectively demonstrated the level of uncertainty inherent in the methods. ACDEH finds SOMA's risk assessment report to be well-prepared.

Due to the uncertainties inherent in the estimates of risk for the Site, Mr. Silberman has elected to implement a risk management strategy by installing a vapor barrier beneath the new building foundation. Detailed specifications for the vapor barrier provided by Mr. Silberman were included in SOMA's Addendum to the Project Plans, (December 10, 1997). Assuming Electro-Coatings Inc.'s ongoing remediation of groundwater will continue until the San Francisco Bay Regional Water Quality Control Board (RWQCB) determines that remediation is complete, the importance of the vapor barrier for risk mitigation will diminish with time.

ACDEH in conjunction with the RWQCB staff toxicologist, Mr. Ravi Arulanantham have approved SOMA's risk assessment report of December 1, 1997. Based on the results of the risk assessment, Mr. Silberman's installation of vapor barrier, and Electro-Coatings, Inc.'s continued remediation of the site, ACDEH and the RWQCB staff toxicologist determine that no further action is warranted at this time.

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: Mee Ling Tung, Director, Environmental Health
Dick Pantages, Chief, Environmental Protection Division
Ravi Arulanantham, San Francisco Bay RWQCB
Ron Silberman, Fordham Properties, 5835 Doyle St., Suite 115, Emeryville, CA 94608
Norm Ozaki, SOMA, 1260 B 45th St., Emeryville, CA 94608
SH / files

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

RO# 399

May 14, 1998

Ms. Theresa Dyer
1421 Park Avenue Associates
181 Second Avenue, Suite 600
San Mateo, California 94401

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

**RE: Case Closure for the Removal Two Underground Storage Tanks at
1401 - 1421 Park Avenue, Emeryville, California 94608 (STID #1682)**

Dear Ms. Dyer:

This letter is to update you regarding the case file for the two underground storage tanks (7,000-gallon & 1,500-gallon capacity) removed from the above referenced site on July 31, 1997. A case closure summary is being prepared and will be reviewed by two LOP staffs. After the closure summary is approved by the staff, it will be submitted to the Regional Water Quality Control Board (RWQCB) for concurrence with our recommendation that no further work is required concerning the two tanks removed from the subject site. The RWQCB responds to our recommendation within 30 days. After receiving RWQCB's concurrence, this agency will issue the final closure letter (Remedial Action Completion Certification).

I understand that there is an on-going property transfer for this site. The final closure letter maybe issued within 60 days from the date of this letter.

Please call me at (510) 567- 6780 if you have any questions concerning this letter or the subject site.

Sincerely,

Susan L. Hugo
Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health
Dick Pantages, Chief, EHS / SH / files
Charles Headlee, San Francisco Bay RWQCB
Estelle Shiroma, Soma Corporation, 1260B 45th Street, Emeryville, CA 94608

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0399

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

August 27, 1997

Ms. Judy Garvens
Electro Coatings
P.O. Box 310
Martinez, California 94553

**RE: Project # 2775 A - Type M (STID # 1682)
at the 1401 - 1421 Park Avenue, Emeryville, CA 94608**

Dear Ms. Garvens:

Our records indicate the deposit / refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$2820.00 payable to Alameda County, Environmental Health Services.

We must receive this deposit so that future regulatory oversight on the subject site can proceed in a timely fashion. At the completion of this project, any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently at \$ 94 per hour.

Please be sure to write the following on the check to identify your account:

- project #,
- type of project and
- site address (see RE: line above).

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

Sincerely,

Susan L. Hugo
Hazardous Materials Specialist

c: Ariu Levi, Program Manager
Leslie Peters - Deposit / Refund Program
SH / files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0399

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

August 27, 1997

Ms. Theresa Dyer
1421 Park Avenue Associates
181 Second Avenue, Suite 600
San Mateo, California 94401

**RE: Project # 2775 C - Type R (STID # 1682)
at the 1421 Park Avenue, Emeryville, CA 94608**

Dear Ms. Dyer:

Our records indicate the deposit / refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$987.00 payable to Alameda County, Environmental Health Services.

We must receive this deposit so that future regulatory oversight on the subject site can proceed in a timely fashion. At the completion of this project, any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently at \$ 94 per hour.

Please be sure to write the following on the check to identify your account:

- project #,
- type of project and
- site address (see RE: line above).

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

Sincerely,

Susan L. Hugo
Hazardous Materials Specialist

c: Ariu Levi, Program Manager
Leslie Peters - Deposit / Refund Program
SH / files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R0#399

June 25, 1997

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

Mr. Ron Silberman
Fordham Properties, Inc.
5835 Doyle Street, Suite 115
Emeryville, California 94608

**RE: Revised Project Plan for Commercial Property Development at
1401-1421 Park Avenue, Emeryville, California 94608 (STID 1682, Project # 2775B)**

Dear Mr. Silberman:

The Alameda County Department of Environmental Health, Environmental Protection Division has completed review of the revised Project Plan for Commercial Property Development dated June 20, 1997, prepared and submitted by Soma Corporation for the above referenced site.

The revised project plan for commercial use of the site is conditionally approved pending review and final approval of the risk assessment and risk management plan. In addition, the following items should be addressed:

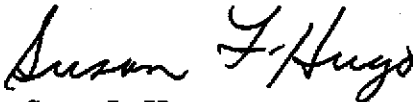
1. The footprint of the building structure was superimposed over the hexavalent chromium plume. TCE and DCE plumes should also be superimposed.
2. Solvent vapor resistant barrier membrane should be used and manufacturer's product information should be submitted. Maintenance plan for the vapor barrier should be included in the risk management plan.
3. The health and safety plan for construction activities at the site must include the presence of chlorinated solvent contamination (TCE and DCE) on site in addition to the hexavalent chromium plume. Page 4, section 3.3 should also include the remediation of the chlorinated solvents.
4. TCE up to 17,000 ppb and 1,2 DCE up to 11,000 ppb were detected in groundwater during the last sampling event conducted on 4/7/97. Please include these latest concentration data in the health and safety plan (see pages 8 and 12). Section 5.1.1 of the health and safety plan lists the highest TCE and hexavalent chromium detected on-site near the area where the commercial building will be sited. The highest TCE found in MW-10 was 14,000 ppb (not 11,000 ppb). Hexavalent chromium found in MW-5 at 160,000 ppb and MW-14 at 100,000 ppb should be included in the list on page 9.

Mr. Ron Silberman
RE: 1421 Park Avenue, Emeryville, CA 94608
June 25, 1997
Page 2 of 2

With regards to the two underground storage tanks proposed to be closed-in-place, this office is waiting for the Fire Department's approval letter.

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

Sincerely,



Susan L. Hugo
Senior Hazardous Materials Specialist

- c: Mee Ling Tung, Director, Environmental Health
- Gordon Coleman, Chief, Environmental Protection Division
- Ravi Arunalantham, San Francisco Bay RWQCB
- Mark Johnson, San Francisco Bay RWQCB
- George Warren, City of Emeryville Fire Dept., 2333 Powell Street, Emeryville, CA 94608
- Barry Cromartie, City Planner, City of Emeryville, 2200 Powell St., 12th Floor
Emeryville, CA 94608
- Theresa Dyer, 1421 Park Avenue Associates, 181 Second Avenue, Suite 600
San Mateo, CA 94401
- Norman Ozaki / Estelle Shiroma, Soma Corp., 1260 B 45th Street, Emeryville, CA 94608
SH / ML / file

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO# 399

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

May 20, 1997

Ms. Theresa Dyer
1421 Park Avenue Associates
181 Second Avenue, Suite 600
San Mateo, California 94401

RE: Workplan for Limited Site Investigation and Tank Closure
1401 - 1421 Park Avenue, Emeryville, California 94608 (STID 1682, Project # 2775C)

Dear Ms. Dyer:

The Alameda County Department of Environmental Health, Environmental Protection Division has completed review of the limited site investigation work plan dated May 1, 1997 and the underground tank closure plan (closure-in-place of two underground storage tanks) prepared and submitted by Soma Corporation for the above referenced site. We received both plans on 5/2/97.

This office has the following comments regarding the limited site investigation work plan and the underground tank closure plan:

- 1) Closure-in-place for the two USTs and the inert material to be used to fill the USTs must be approved by the City of Emeryville Fire Department.
- 2) Contractors performing the removal / closure of the USTs must have a current operating license from the State Contractors License Board.
- 3) Page 6 of the Underground Tank Closure Plan must be signed by the contractor removing and closing the USTs.
- 4) Stockpiled / excavated soil generated during the closure of the USTs must be characterized for proper disposal. Any reuse of excavated soil at the site must be approved by this agency. Please make the necessary changes on page 4 of the work plan (last sentence) that the excavated soil will characterize and approve by this agency prior to reuse at the site.
- 5) All pipings associated with the USTs must be removed and /or permanently capped.
- 6) At a minimum, one soil sample and one groundwater sample from the borings must be analyzed for hexavalent chromium and chlorinated solvents.

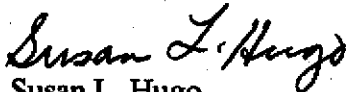
Ms. Therasa Dyer
RE: 1421 Park Avenue, Emeryville, California 94608
May 20, 1997
Page 2 of 2

- 7) Page 12 of the workplan should be revised to reflect an updated time schedule.
- 8) An Underground Storage Tank Permit Application Forms A and B must be completed and submitted to this office. Enclosed are blank forms for your use. Copies of the forms will also be forwarded to Soma Corporation.

The issues listed above must be addressed before the underground tank closure plan can be approved by this office.

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

Sincerely,



Susan L. Hugo
Senior Hazardous Materials Specialist

enclosures

- c: Mee Ling Tung, Director, Environmental Health
Gordon Coleman, Chief, Environmental Protection Division
George Warren, City of Emeryville Fire Dept., 2333 Powell Street, Emeryville, CA 94608
Barry Cromartie, City Planner, City of Emeryville, 2200 Powell St., 12th Floor
Emeryville, CA 94608
Ronald Silberman, Fordham Properties, 5835 Doyle St., Suite 115, Emeryville, CA 94608
Norman Ozaki / Estelle Shiroma, Soma Corp., 1260 B 45th Street, Emeryville, CA 94608
(with enclosures)
SH / file

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0399

RAFAT A. SHAHID, Assistant Agency Director

March 24, 1995

ALAMEDA COUNTY-ENV. HEALTH DEPT.
ENVIRONMENTAL PROTECTION DIV.
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577
(510)567-6700

Ms. Judy Garvens
Administrative Manager
Electro-Coatings Inc.
P.O. Box 310
815 Marina Vista
Martinez, California 94553

**RE: Soil and Groundwater Investigation Work Plan for the
Electro-Coatings Facility at 1401 and 1421 Park Avenue,
Emeryville, California 94608**

Dear Ms. Garvens:

The Alameda County Department of Environmental Health, Environmental Protection Division has completed review of the Soil and Groundwater Investigation Work Plan dated February 13, 1995 and prepared by Geraghty & Miller, Inc. for the referenced site. I received a facsimile of the work plan on February 15, 1995. This office is also in receipt of a report prepared by Entrix, entitled Summary of Site Conditions at Electro-Coatings Inc. 1401 and 1421 Park Avenue Emeryville, California (October 28, 1994).

Based on this review, the work plan is acceptable to this office provided the following issues are addressed:

- 1) Page 2 of the work plan discussing the site conditions indicated that the TCE lower concentrations extended approximately 100 feet east/northeast of MW-16. Review of the groundwater data showed the TCE lower concentrations extended approximately 300 feet west/northwest of MW-16. Please clarify this discrepancy.
- 2) A site specific health and safety plan must be submitted to this office.
- 3) Monitoring wells MW-11 and MW-13 shall be included in the sampling program to establish some baseline data of the existing groundwater contamination at the site.
- 4) Groundwater samples from all the wells with the exception of MW-3B must be analyzed for the following target compounds: total chromium, hexavalent chromium, and for purgeable halocarbons. Monitoring wells MW-4, MW-5, MW-8, MW-10, MW-15, and MW-16 must also be analyzed for total petroleum hydrocarbon (TPH) fuel fingerprinting and purgeable aromatics.

Ms. Judy Garvens
RE: 1401 and 1421 Park Avenue, Emeryville
March 24, 1995
Page 2 of 3

- 5) Two underground fuel storage tanks located west of 1421 Park Avenue in the parking area are subject to permanent closure requirements. The integrity of the tanks must be determined. Please clarify if these tanks are filled with sand or empty. A site map indicating the location of the two underground fuel storage tanks shall be submitted to this office.
- 6) The presence of nickel in the soil and groundwater must be investigated specifically in the nickel plating area. During two site inspections conducted by our office on 12/6/94 and 1/25/95, a sump in the process manifold area contained liquid with a pH of 0-1, indicating strong acid conditions. The threat or impact of these releases to soil and groundwater must be determined.
- 7) Please submit a time schedule of the soil and groundwater investigation / remediation at the site.
- 8) Please notify this office 72 hours in advance of any field activities so I can arrange a site visit.

The work plan must be implemented in a timely fashion. In order to establish the groundwater flow direction in the area, you may need to coordinate water elevation measurements with the neighboring sites located at 1461 Park Avenue and 1400 Park Avenue.

The issues mentioned above (particularly #1 and #6) had been discussed with Mr. Sum Arigala of the San Francisco RWQCB.

A report must be submitted to this agency within **45 days** after workplan implementation.

Until cleanup is complete, you will need to submit quarterly reports to this office and 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

Ms. Judy Garvens
RE: 1401 and 1421 Park Avenue, Emeryville
March 24, 1995
Page 3 of 3

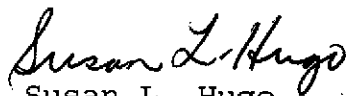
- proposed continuing or next phase of investigation / cleanup activities must be included to inform this department of the responsible party or tank owner's intention
- any changes in the groundwater flow direction and gradient based on the measured data since the last sampling event must be explained
- 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.

Enclosed are guidance documents and forms for the closure of the two underground storage tanks at the referenced site.

Please contact me at (510) 567-6780 if you have any questions concerning this letter.

Sincerely,



Susan L. Hugo
Senior Hazardous Materials Specialist

enclosures

cc: Rafat A. Shahid, Director, Environmental Health
Gordon Coleman, Acting Chief, Env. Protection Division /file
Gil Jensen, Alameda County District Attorney's Office
Sum Arigala, San Francisco Bay RWQCB
Barbara Cook, DTSC
Theresa Cho, City of Emeryville Attorney's Office -
2200 Powell Street, 12th Floor, Emeryville, CA 94608
Gary Keyes / Catherine McCutchen, Geraghty & Miller
1050 Marina Way South, Richmond, California 94804

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

R0399

November 28, 1994

ALAMEDA COUNTY CC4580
DEPT. OF ENVIRONMENTAL HEALTH
ENVIRONMENTAL PROTECTION DIVISION
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

Mr. Peter McGaw, Esq.
Carroll, Burdick & McDonough
1676 N. California Blvd., Suite 620
Walnut Creek, California 94596

**RE: Investigation / Remediation at Electro-Coatings, Inc.
1401 - 1421 Park Avenue, Emeryville, California 94608**

Dear Mr. McGaw:

A review of our records indicate that no deposit has been submitted in regards to the investigation / remediation project being conducted at the referenced site. This deposit is authorized under Section 3-141.6 of the Ordinance Code of the County of Alameda and is used to cover the expenses incurred by the County personnel in the execution of their oversight responsibilities associated with the project. Records of the time County employees commit to the project are maintained and the deposit is charged an hourly rate of \$90.00. Upon completion of the project, the balance of the deposit will be refunded to the responsible party or their designee.

Please submit a deposit of \$ 2700.00 made payable to Environmental Health Services within ten days upon receipt of this letter.

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

Sincerely,

Susan L. Hugo
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health
Edgar B. Howell, Chief, Environmental Protection Div. / file
Gil Jensen, Alameda County District Attorney's Office
Francis Tompkins, 2140 Redington Rd., Hillsborough, CA 94010
Kent Gravens, Electro Coatings, Inc., 1401 Park Avenue
Emeryville, CA 94608

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0399

RAFAT A. SHAHID, Assistant Agency Director

VIA FAX AND MAIL

September 29, 1994

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

Mr. Peter McGaw
Carroll, Burdick & McDonough
1676 N. California Blvd., Suite 620
Walnut Creek, California 94596

RE: 1401 - 1421 Park Avenue, Emeryville, California

Dear Mr. McGaw:

As the attorney of record for Ms. Kathleen Poling and Electro-Coatings Inc., please be informed that this office is in receipt of your client's (Kathleen Poling) letter dated September 23, 1994 requesting a 30-day extension to submit technical report per Regional Water Quality Control Board's Order dated August 26, 1994 - Legal Request for Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of May 19, 1994.

No cause having been shown, by your client (Kathleen Poling and Electro-Coatings, Inc.), this request is hereby denied. A technical report specifically addressing the six items listed in the RWQCB's letter (August 26, 1994) must be submitted to this office **no later than September 30, 1994**. All reports and proposal must be submitted under seal of a California Registered Geologist or Civil Engineer with a statement of qualification for each lead professional involved in the project. Kindly have your client submit all future correspondence through you as the attorney of record.

Please contact me at (510) 567- 6780 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
Gil Jensen, Alameda County District Attorney's Office
Edgar B. Howell, Chief, Hazardous Materials Division - files
Sum Arigala, San Francisco Bay RWQCB
Kathleen Poling, P.O. Box 508, Martinez, California 94553
Kent Gravens, Electro-Coatings Inc. 1401 Park Avenue,
Emeryville, CA 94608

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0399

RAFAT A. SHAHID, Assistant Agency Director

VIA FAX AND US MAIL

September 29, 1994

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

Mr. Robert A. Neibrig
Carr, McClellan, Ingersoll, Thompson & Horn
216 Park Road, Post Office Box 513
Burlingame, California 94011-0513

RE: 1401 - 1421 Park Avenue, Emeryville, California

Dear Mr. Neibrig:

The Alameda County Department of Environmental Health is in receipt of your letter dated September 22, 1994 requesting thirty days extension to submit technical report per the California Regional Water Quality Control Board's Order dated August 26, 1994 - Legal Request for Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of May 19, 1994.

Good cause having been shown, this request is hereby granted as to your clients (Ms. Francis Tompkins and Fourteen Twenty One Park Avenue Associates) only. A technical report specifically addressing the six items listed in the RWQCB's letter (August 26, 1994) must be submitted to this office **no later than October 31, 1994**. All reports and proposal must be submitted under seal of a California Registered Geologist or Civil Engineer with a statement of qualification for each lead professional involved in the project.

Please contact me at (510) 567- 6780 if you have any questions concerning this letter.

Sincerely,

Susan L. Hugo

Susan L. Hugo
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health
Gil Jensen, Alameda County District Attorney's Office
Edgar B. Howell, Chief, Hazardous Materials Division - files
Sum Arigala, San Francisco Bay RWQCB
Francis Tompkins, 2140 Redington Rd., Hillsborough, CA 94010
Peter McGaw - Carroll, Burdick & McDonough
1676 N. California Blvd., Suite 620
Walnut Creek, California 94596

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0399

RAFAT A. SHAHID, Assistant Agency Director

September 5, 1994

Kathleen Poling
Attorney at Law
815 Marina Vista, Suite F
Martinez, California 94553

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

RE: **Electro-Coatings Inc.**
1401-1421 Park Avenue, Emeryville CA 94608

Dear Ms. Poling:

The Alameda County Department of Environmental Health is in receipt of your letter dated August 31, 1994 concerning the review of Electro-Coatings' file by Mr. Peter McGaw and yourself at this office last August 25, 1994.

Please be aware that the above mentioned correspondence of August 31, 1994 and the reports listed in your letter which you are forwarding to this office under separate cover **do not respond to the California Regional Water Quality Control Boards' Order dated August 26, 1994 - Legal Request for Submittal of Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of May 19, 1994.**

A technical report specifically addressing the six items listed in the RWQCB's letter (August 26, 1994) must be submitted to this office **no later than September 30, 1994.** All reports and proposal must be submitted under seal of a California Registered Geologist or Civil Engineer with a statement of qualifications for each lead professionals involved in the project.

Please contact me at (510) 567-6780 if you have any questions concerning this letter.

Sincerely,

Handwritten signature of Susan L. Hugo in cursive script.

Susan L. Hugo
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Asst. Agency Director, Environmental Health
Gil Jensen, Alameda County District Attorney's Office
Edgar B. Howell, Chief, Hazardous Materials Division - files
Sum Arigala, San Francisco Bay RWQCB
Mr. Kent Garvens, Electro-Coatings Inc., 1401 Park Avenue
Emeryville, California 94608
Mr. Francis Tompkins, Fourteen Twenty One Park Avenue
Associates, 2140 Redington Road, Hillsborough, CA 94010

8/31/94

R0399

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :)	Notice of Official Action
Electro-Coatings Inc.)	By the San Francisco Bay
1401 & 1421 Park Avenue)	Regional Water Quality
Emeryville, CA 94608)	Control Board
)	
)	

Dear Sirs:

The attached Official Notice of Request for Technical Reports pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be directed to this office. Please make arrangements to comply by calling me at (510) 567-6780 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000 per day of delinquency.

I Susan L. Hugo, do hereby certify

that I served Mr. Kent Garvens, President with a copy of the attached Notice of Official Action by the Regional Board by certified mailer

Z 773 036 310

Dated: 8/31/94

Susan L. Hugo
(signature)

ALOC
HAZMAT

R0399

STATE OF CALIFORNIA

PETE WILSON, Governor

81 AUG 26 PM 3:30

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION

2101 WEBSTER STREET, SUITE 300

OAKLAND, CA 94612

(510) 286-1255



August 26, 1994
File No.: 2223.09 (SA)

Mr. Kent Garvens
President
Electro-Coatings Inc.
1401 Park Avenue
Emeryville, CA 94608

Mr. Francis Tompkins
General Partner
Fourteen Twenty One Park Avenue Associates
2140 Redington Road
Hillsborough, CA 94010

RE: Electro Coatings Inc., 1401 & 1421 Park Avenue, Emeryville, Alameda, Legal Request for Submittal of a Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of May 19, 1994.

Dear Mr. Garvens and Mr. Tompkins:

It has been brought to my attention by Regional Board staff that a condition of soil and ground water pollution exists on your property from an unauthorized release associated with facility operation at the site. The Alameda County Department of Environmental Health (ACHD) staff have requested technical reports from you to fulfill your obligations per California Water Code.

A Pre-Enforcement Review Panel meeting was held at the ACHD Offices on May 19, 1994 attended by Mr. Kevin Graves, of my staff. Following the panel meeting, all parties were given the opportunity to submit additional materials up through and including August 12, 1994. That time having passed and pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code, you are hereby required to submit a technical report to address soil and ground water pollution by September 30, 1994. This technical report should specifically address the following numbered items:

- 1) A report discussing the investigation regarding the contamination at the site completed to date and shall include but not limited to the groundwater monitoring data, monitoring well construction diagrams, soil boring data.
- 2) A work plan to define the vertical and lateral extent of the chlorinated solvents (VOC's) and the chromium contamination in soil and groundwater.
- 3) Interim remedial measures implemented or proposed to prevent the migration of the plumes to adjacent sites.

Enforcement Panel Meeting
Page 2 of 2

- 4) A report documenting the removal of the underground storage tanks at the site and analytical results of soil samples collected.
- 5) Proposed remedial action to be implemented at the site to prevent the migration and impact of the plumes to adjacent sites;
- 6) Determination of potential health risk posed by the presence of the contaminant plumes to on-site workers and to occupants of adjacent sites;


I am hereby transmitting this request for a technical report to ACHD for service and case handling. You should be aware that failure on your part to submit the requested technical report, or a submittal received after the date specified in this request may result in fines up to \$1,000 per day of delinquency. Your response to this technical report request should be sent to Susan L. Hugo at ACHD.

Please be advised that this is a formal request for technical reports pursuant to California Water Code Section 13267(b). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or the Alameda County Department of Environmental Health, Hazardous Materials Division.

If you have any questions regarding the contents of this letter, please contact Susan L. Hugo of ACHD at (510) 567-6780.

Sincerely,

Steven R. Ritchie
Executive Officer



Steven I. Morse
Chief, Toxics

cc: Gil Jensen, Alameda County District Attorney's Office,
Consumer & Environmental Protection Division.
Susan L. Hugo, Senior Hazardous Materials Specialist, ACHD

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Electro-Coatings Inc.
1401 Park Ave.
Emeryville, CA 94608

Proof of Service of
Notice of
Pre-Enforcement
Review Panel

I Susan L. Hugo, do hereby certify
that I served Lawrence Hendersen, trustee
with a copy of the attached Notice of Pre-Enforcement Review
Panel on May 2, 1994 by certified
mailer # P 386 338 332

Dated: 5/2/94

Susan L. Hugo
(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Electro-Coatings Inc.)
1401 Park Ave.)
Emeryville, CA 94608)

Proof of Service of
Notice of
Pre-Enforcement
Review Panel

I Susan L. Hugo, do hereby certify
that I served Del Monte Foods Inc.
with a copy of the attached Notice of Pre-Enforcement Review
Panel on May 2, 1994 by certified
mailer # P. 386 338 308.

Dated: 5/2/94

Susan L. Hugo
(signature)

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :)	Notice of
)	Pre-Referral
Electro-Coatings Inc,)	and Pre Enforcement
1401 Park Ave)	Review Panel
Emeryville, CA 94608)	
)	
)	
)	

Notice is hereby given that upon the motion of the County of Alameda, the City of Emeryville, and the San Francisco Bay Regional Water Quality Control Board a Review Panel will convene on May 19, 1994 at 9am in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This Review Panel will convene as a fact finding body for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location, so as to facilitate a determination by said County and City whether there is probable cause to believe that said property is a hazardous waste or border zone property, and whether application pursuant to Section 25221(c) of the California Health and Safety Code should be made together with a legal request for technical information pursuant to Section 13267 (b) of the California Water Code.

The County, City and San Francisco Bay Regional Water Quality Control Board have named and served notice of this Review Panel on the following persons or entities as having proposed responsibility for current ownership and operation, proposed future ownership and operation, contemporaneous ownership and operation, closure, site assessment, clean-up and mitigation of contamination at the above location and at adjoining, contiguous and proximate locations, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties,

parties in interest and properties named herein from said responsibility or obligations:

Electro-Coatings Inc.
1401 Park Avenue
Emeryville, CA 94608

Lawrence Hendersen
as trustee in former ownership
for the estate of Virginia Hendersen
1014 Cragmont Avenue
Berkeley, CA 94708

Del Monte Foods Inc.
as a potential adversely affected party
One Market Plaza
P.O. Box 193575
San Francisco, CA 94119-3575

Kaiser Foundation Health Plan Inc.
as a potential adversely affected party
Office of Legal Counsel
Mark Zemelman Esq.
1 Kaiser Plaza
21st Floor
Oakland, CA 94612

Dated: 5/2/94

Susan L. Hugs
(signature)

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :

Electro-Coatings Inc.
1401 Park Ave.
Emeryville, CA 94608

Proof of Service of
Notice of
Pre-Enforcement
Review Panel

I Susan L. Hugo, do hereby certify
that I served Electro-Coatings Inc.
with a copy of the attached Notice of Pre-Enforcement Review
Panel on May 2, 1994 by certified
mailer # P 386 338 331

Dated: 5/2/94

Susan L. Hugo
(signature)

ALAMEDA COUNTY
HEALTH CARE SERVICES

DAVID J. KEARS, AGENCY
DIRECTOR, Agency Director



SITE: 1401-21 Park Ave.

R0399

November 12, 1987

470-27th Street, Third Floor
Oakland, California 94612
(415) 874-7237

State of California
Toxic Substances Control Division
714 - 744 "P" Street
P.O. Box 942732
Sacramento, CA 94234-7320
Attention: Sangat Kals

SUBJECT: Hazardous Waste Injection Wells, Electro-Coatings
1401 Park Avenue, Emeryville CA 94608

Dear Mr. Kals:

Per our telephone conversation on November 5, 1987, I am forwarding information to you regarding Electro-Coatings, Inc. which was referenced in Laura K. Yoshii's letter of October 21, 1987. Enclosed is a copy of the "Site Information Summary" from the Abandoned Site Project, of August 1981.

Alameda County has just recently begun to inspect this facility as a hazardous waste generator because the Department of Health Services has rescinded their Interim Status Document. An inspection of this facility was conducted on October 29, 1987 and no evidence of on-site shallow well disposal of chromic acid wastes were noted. Should you have any questions regarding this matter, please contact Lizabeth Rose, Hazardous Materials Specialist at (415) 874-7237.

Sincerely,

Rafat A. Shahid, Chief
Hazardous Materials Division

RAS:mam

cc: Robin Breuer, RWQCB

Enclosure