

Detterman, Mark, Env. Health

From: Detterman, Mark, Env. Health
Sent: Friday, April 01, 2016 11:33 AM
To: 'Rene Boisvert'
Subject: RE: "OPPOSED" -- SITE CLOSURE -- 800 CENTER ST., OAKLAND -- CASE # RO-0000454

Mr. Boisvert,

My apologies for a very delayed response. The end of the year was very busy. This particular case has not progressed as intended.

Regardless, I did want to respond to your email and letter as the case will be moving forward shortly. The Alameda County Department of Environmental Health (ACDEH) is in agreement that the site is not appropriate for residential use; additionally it is not appropriate for most commercial uses in its current condition. However, the site appears to meet the state Low Threat Closure Policy (LTCP) that was implemented in August 2012, I believe after Chevron purchased the property from you. ACDEH is required by the state to implement their policy. You should know that, in its current contaminated condition, the most appropriate use of the property is as an empty lot, perhaps a storage yard or other open air use. Because the remaining petroleum hydrocarbon contamination appears to be isolated from the public, and does not appear to significantly impact the environment, the state policy indicates it is appropriate to leave the contamination as is and allow it to continue to degrade, until the site is redeveloped into whatever will be proposed. At that time, it will be determined what additional work is necessary to prepare the property for its intended use. This shifts the cost of any additional remediation to the developer, based on his intended use, and removes the state from the responsibility of cleaning the site up to whatever level is appropriate. If the site remains in an open air use, perhaps no additional work may be required; if it is converted to either a commercial or a residential use, much more work is likely to be required. It will all be dependent on the intended use.

I hope this explains the change in the state's policy, which is intended to move cases to closure more "quickly", to potentially leave residual contamination in the ground, but only if demonstrated to be appropriate.

Should you have other questions, please let me know.

Mark Detterman

*Senior Hazardous Materials Specialist, PG, CEG
Alameda County Department of Environmental Health
1131 Harbor Bay Parkway
Alameda, CA 94502
Direct: 510.567.6876
Fax: 510.337.9335
Email: mark.detterman@acgov.org*

PDF copies of case files can be downloaded at:

<http://www.acgov.org/aceh/lop/ust.htm>

From: Rene Boisvert [<mailto:rbrdp@aol.com>]
Sent: Tuesday, November 10, 2015 11:19 AM
To: Detterman, Mark, Env. Health
Subject: "OPPOSED" -- SITE CLOSURE -- 800 CENTER ST., OAKLAND -- CASE # RO-0000454

Mr. Detterman -

I am writing in response to your request for public comment on the proposed site closure for the 800 Center Street property.

I OPPOSE !!

As you might see from my name, my company was the previous owner of the subject. My file has to meet or exceed yours in the collection of studies and communications.

Chevron has spent well over a decade attempting to remediate this property. There were no less than 7 different responsible parties for Chevron during this period. Never a bit of consistency from one party to the next.

Additionally, there were 4 different ACHCS specialists assigned to oversee Chevron's efforts during this same time period.

But the most telling, was the feedback received approximately 3+ years ago from the Chevron responsible party at the time -- SATYA SINHA..

When I asked him face to face if he would let his family and children live on this property after Chevron "so called" completed their remediation. His response was an emphatic -- "**ABSOLUTELY NOT.**"

Doesn't that say it all (as you ask the public to sign off on the efforts of Chevron and your agency)?

Hoping that you listen,

Rene Boisvert
484 Lake Park Avenue #246
Oakland, CA 94610