

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

REBECCA GEBHART, Interim Director



DEPARTMENT OF ENVIRONMENTAL HEALTH
LOCAL OVERSIGHT PROGRAM (LOP)
For Hazardous Materials Releases
1131 HARBOR BAY PARKWAY, SUITE 250
ALAMEDA, CA 94502
(510) 567-6700
FAX (510) 337-9335

December 29, 2016

Mr. Mark Horne
Chevron Environmental Management Co.
6101 Bollinger Canyon Road
San Ramon, CA 94583
(Sent via electronic mail to:
MarkHorne@chevron.com)

✓ Mr. Rene Boisvert
800 Center LLC
c/o Boulevard Equity Group
484 Lake Park Ave #246
Oakland, CA 94610-2730

Mr. Terrilla Sadler
618 Brooklyn Avenue
Oakland, CA 94606

NOTICE TO COMPLY

Subject: Request for Groundwater Monitoring, Updated Site Conceptual Model, Sensitive Receptor Survey, Fuel Leak Case RO0000454 (Global ID # T0600102230), Chevron #20-6145 / Signal SS, 800 Center Street, Oakland CA 94607

Messrs. Horne, Boisvert, and Sadler:

Alameda County Department of Environmental Health (ACDEH) has reviewed the case file, including the *Third Quarter 2016 Groundwater Monitoring and Sampling Report*, and dated November 9, 2016. The report was prepared and submitted on your behalf by GHD. Thank you for submitting the report. The report documented a groundwater monitoring event at the subject site on August 18, 2016.

A review of the case file for the above-referenced site indicates that your case is currently not in compliance with the ACDEH May 25, 2016 correspondence, which requested quarterly groundwater monitoring in addition to an updated Site Conceptual Model (SCM) and a sensitive receptor survey as detailed in that letter. Over four months have lapsed and the sensitive receptor survey and an updated SCM have not been received by ACDEH.

Completion of site characterization and/or cleanup at this site is necessary to ensure human health and the environment are protected, as well as to move this case towards closure under the State Water Boards (SWBs) Low Threat Closure Policy (LTCP). Please note that as Responsible Parties, you are required by California Code of Regulations, Title 23, Division 3, Chapter 16, Article 11, §2720 through §2728 to characterize the site and implement corrective action, as required.

In order to regain compliance, please conduct the requested actions, and submit a summary report, and electronically upload all documents to GeoTracker and ACDEH's FTP server by the dates specified below. Failure to conduct the work by the due dates specified below may result in an issuance of a Notice of Violation and possible enforcement action by the District Attorney and/or ineligibility for reimbursement of corrective action costs incurred at the site from the Underground Storage Tank Clean-up Fund. ACDEH can recommend removal of this site from the Underground Storage Tank Clean-up Fund. Pursuant to Chapter 6.7, California Health and Safety code, civil penalties up to \$10,000 for each UST for each day of violation may be imposed. Please note that once removed from the Clean-up Fund, the costs associated with site characterization/site cleanup work that is required will not be reimbursed. Please note that civil penalties for non-compliance are assessed from the original due date (August 19, 2016).

Based on the review of the case file ACDEH requests that you address the following technical comments and send us the documents requested below.

1-617 MR. DETTERMAN ~ YOU HAVE ERRED IN SENDING ME THIS NOTICE. WE HAVE NOT OWNED THE PROPERTY SINCE 2012. AND WHEN WE DID, CHEVRON WAS THE SOLE RESPONSIBLE PARTY FOR REMEDIATION. PLEASE CORRECT. JV

484 LAKE PARK AVE #246
OAKLAND, CA 94610

OAKLAND CA 946
07 JAN 2017 PM 5 L



MR. MARK DETTERMAN
ACHCS
1131 HARBOR BAY PARKWAY #250
ALAMEDA, CA 94502

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