



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

June 13, 2014

Ms. Carryl MacLeod
Chevron Environmental Management Co.
6101 Bollinger Canyon Road
San Ramon, CA 94583

Mr. Patrick Elwood
College Square Associates
1345 Grand Avenue
Piedmont, CA 94611

Mr. Donald Sweet
San Francisco Property Mgmt. Co.
1375 Sutter Street, Suite 308
San Francisco, CA 941095

(Sent via electronic mail to:
cmacleod@chevron.com)

Subject: Public Participation Notification for Case Closure Consideration for Fuel Leak Case No. RO0000466 and Geotracker Global ID T06019752694, Chevron #20-9339, 5940 College Avenue, Oakland, CA 94618

Dear Ms. MacLeod, and Messrs. Elwood, and Sweet:

Alameda County Environmental Health (ACEH) is reviewing the fuel case file for the above referenced site for potential case closure. As you are aware a site investigation and groundwater monitoring for underground storage tank leaks has been performed at the subject property to which you are named as the primary or active responsible party.

List of Landowners Form

Pursuant to Section 25297.15 (a), Alameda County Environmental Health (ACEH), the local agency, shall not consider cleanup or site closure proposals from the primary or active responsible party, issue a closure letter, or make a determination that no further action is required with respect to a site upon which there was an unauthorized release of hazardous substances from an underground storage tank subject to this chapter unless all current record owners of fee title to the site of the proposed action have been notified of the proposed action by the primary or active responsible party. ACEH is required to notify the primary or active responsible party of their requirement to certify in writing to the local agency that the notification requirement in the above-mentioned regulation has been satisfied and to provide the local agency with a complete mailing list of all record fee title owners.

To satisfy this requirement, please complete the enclosed *List of Landowners Form*, and mail or e-mail it back to ACEH by the date identified below. Also your comments, if any, must be considered prior to the proposed closure. Please respond within 30 days from the date of this letter for your comments to be considered.

Public Participation

Public participation is a requirement for the Corrective Action Plan and case closure process. In order to notify potentially affected members of the public of the potential fuel leak case closure, ACEH will distribute the attached *Notification of Potential Case Closure* to addresses in the immediate vicinity. The *Notification of Potential Case Closure* requests that landowners or residents submit any comments or questions to ACEH regarding potential case closure by August 23, 2014. ACEH will consider all comments from the public prior to potential case closure.

Request for Monitoring Well Destruction Scheduling and Waste Removal

Local Oversight Programs are required by the State's Low Threat Closure Policy (LTCP) to issue a uniform closure letter within 30 days from the end of the public comment period and completion of associated tasks (report of monitoring well destruction and waste removal) for case closures. After written ACEH concurrence (e-mail or other) that there have been no comments of significance you would be free to proceed with well decommissioning and waste removal activities.

In order to meet this timeline ACEH requests that wells be scheduled for destruction, wastes (as defined by the LTCP) be removed from the site, and a Well Decommissioning Report and appropriate disposal documentation

submitted as soon as possible after the end date of the public comment period. Please contact the Alameda County Public Works Agency at 510-567-6791 or online, to obtain the required well destruction permits. Please provide notification to ACEH of the date of planned well destruction and waste removal activities.

TECHNICAL REPORT REQUEST

Please upload technical reports to the ACEH ftp site (Attention: Mark Detterman), and to the State Water Resources Control Board's Geotracker website, in accordance with the specified file naming convention below, according to the following schedule:

- **June 23, 2014** – Public Comment Period Begins
- **August 23, 2014** – Public Comment Period Ends
- **October 24, 2014** – Complete Well Destruction and Waste Removal (Please notify ACEH at least 48-hours in advance of well destruction with an e-mail message to mark.detterman@acgov.org).
- **December 12, 2014** – Well Decommissioning Report (with waste disposal documentation)
File to be named: RO466_WELL_DCM_R_yyyy-mm-dd
- **4 Weeks After Completion of All Required Submittal Tasks** – Uniform Closure Letter Issued
(Provided all required documents have been submitted)

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

Online case files are available for review at the following website: <http://www.acgov.org/aceh/index.htm>.

Should you have any questions, please contact me at (510) 567--6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,

Mark E. Detterman, PG, CEG
Senior Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements/Obligations & Electronic Report Upload (ftp) Instructions

Attachment A – *Invitation to Comment – Potential Case Closure*

Attachment B – Mailing Lists

Attachment C – List of Landowners Form

cc: Brian Silva, Conestoga-Rovers & Assoc., 10969 Trade Center Drive, Suite 107, CA 95670
(sent via electronic mail to BSilva@croworld.com)
Greg Barclay, Conestoga-Rovers & Assoc., 10969 Trade Center Drive, Suite 107, CA 95670
(sent via electronic mail to GBarclay@croworld.com)

Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Suite 3341, Oakland, CA 94612-2032
(sent via electronic mail to lgriffin@oaklandnet.com)

Dilan Roe (sent via electronic mail to dilan.roe@acgov.org)
Mark Detterman, ACEH, (sent via electronic mail to mark.detterman@acgov.org)
Geotracker, Electronic File

Attachment 1

Responsible Party(ies) Legal Requirements / Obligations

REPORT REQUESTS

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) GeoTracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the GeoTracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)	REVISION DATE: May 15, 2014
	ISSUE DATE: July 5, 2005
	PREVIOUS REVISIONS: October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010
SECTION: Miscellaneous Administrative Topics & Procedures	SUBJECT: Electronic Report Upload (ftp) Instructions

The Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities.

REQUIREMENTS

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **Signature pages and perjury statements must be included and have either original or electronic signature.**
- **Do not password protect the document.** Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:

RO#_Report Name_Year-Month-Date (e.g., RO#5555_WorkPlan_2005-06-14)

Submission Instructions

- 1) Obtain User Name and Password
 - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
 - i) Send an e-mail to deh.loptoxic@acgov.org
 - b) In the subject line of your request, be sure to include "**ftp PASSWORD REQUEST**" and in the body of your request, include the **Contact Information, Site Addresses**, and the **Case Numbers (RO# available in Geotracker) you will be posting for.**
- 2) Upload Files to the ftp Site
 - a) Using Internet Explorer (IE4+), go to <ftp://alcoftp1.acgov.org>
 - (i) Note: Netscape, Safari, and Firefox browsers will not open the FTP site as they are NOT being supported at this time.
 - b) Click on Page located on the Command bar on upper right side of window, and then scroll down to Open FTP Site in Windows Explorer.
 - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
 - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
 - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
 - a) Send email to deh.loptoxic@acgov.org notify us that you have placed a report on our ftp site.
 - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name @acgov.org. (e.g., firstname.lastname@acgov.org)
 - c) The subject line of the e-mail must start with the RO# followed by **Report Upload**. (e.g., Subject: RO1234 Report Upload) If site is a new case without an RO#, use the street address instead.
 - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.



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INVITATION TO COMMENT – POTENTIAL CASE CLOSURE

**Chevron #20-9339
5940 College Avenue, Oakland, 94618
FUEL LEAK CASE RO0000342
GEOTRACKER GLOBAL ID T06019752694**

June 13, 2014

The above referenced site is a fuel leak case that is under the regulatory oversight of the Alameda County Environmental Health (ACEH) Local Oversight Program for the investigation and cleanup of a release of petroleum hydrocarbons from an underground storage tank system. Site investigation and cleanup activities have been completed and the site has been evaluated in accordance with the State Water Resources Control Board Low-Threat Closure Policy. The site appears to meet all of the criteria in the Low-threat Closure Policy. Therefore, ACEH is considering closure of the fuel leak case.

This notice is being sent to the current landowner in compliance with Health and Safety Code Section 25295.40. It is also being sent to the current occupants and landowners of adjacent properties and known interested parties for this site.

The public is invited to review and comment on the potential closure of the fuel leak case. The entire case file can be viewed over the Internet on the ACEH website (<http://www.acgov.org/aceh/lop/ust.htm>) or the State of California Water Resources Control Board GeoTracker website (<http://geotracker.swrcb.ca.gov>). Please send written comments to Mark Detterman at the address below; all comments will be forwarded to the responsible parties. **Comments received by August 23, 2014 will be considered and responded to prior to a final determination on the proposed case closure.**

If you have comments or questions regarding this site, please contact the ACEH caseworker, Mark Detterman at 510-567-6876 or by email at mark.detterman@acgov.org. Please refer to ACEH case RO0000466 in any correspondence.

BISSELL JOHN A & MCNUTLY KATHLEEN M
Parcel #: 14-1266-56
6031 CHABOT RD
OAKLAND CA 94618-1608

CIANCIARULO WILLIAM F & SUSAN TRS
Parcel #: 14-1268-5
412 ORCHARD VIEW AVE
MARTINEZ CA 94553

COLLEGE AVE UNITED PRESBYTERIAN CHURC
Parcel #: 14-1268-6
5951 COLLEGE AVE
OAKLAND CA 94618-1325

DREYERS GRAND ICE CREAM INC
Parcel #: 14-1268-9-1
CHECKERBOARD SQ - TAX 1C
ST. LOUIS MO 63164-1000

HOLLAND WILLIAM D
Parcel #: 14-1266-55
11925 HENNO RD
GLEN ELLEN CA 95442-9484

HUEY SUZANNE S
Parcel #: 14-1266-75
4 MY RD
LAFAYETTE CA 94549-2106

LYE KOK L & OHARA JOY TRS
Parcel #: 14-1266-49
6015 HARWOOD AVE
OAKLAND CA 94618-1337

MAGDALINOS DIMITRIOS & KRYSTALIA TRS
Parcel #: 14-1266-59
5740 CLAREMONT AVE
OAKLAND CA 94618-1217

MAJOR CHABOT PARTNERS LP
Parcel #: 14-1266-76
1155 3RD ST
OAKLAND CA 94607-2663

MARKS JASON & ROSS PEPI TR
Parcel #: 14-1266-54-1
6045 CHABOT RD
OAKLAND CA 94618-1608

OCCUPANT
Parcel #: 14-1266-48
5940 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1266-60
5930 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1266-55
6037 CHABOT RD
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1266-59
5920 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1267-13
6000 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1268-9-1
5901 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1266-75
5910 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1266-76
5900 COLLEGE AVE
OAKLAND CA 94618

OCCUPANT
Parcel #: 14-1268-5
6007 COLLEGE AVE
OAKLAND CA 94618

PRICCO ALAN J TR ETAL
Parcel #: 14-1267-13
2510 MOHAWK CT
WALNUT CREEK CA 94598-4302

SAN FRANCISCO PROPERTY MANAGEMENT CC
Parcel #: 14-1266-48
155 JEFFERSON ST ##4
SAN FRANCISCO CA 94133-1232

SHEAFF WILLIAM G TR
Parcel #: 14-1266-60
711 EL VERANO DR
WALNUT CREEK CA 94598-4901

East Bay Municipal Utility District
Ken Minn
P.O. Box 24055,
Oakland, CA 94623

kminn@ebmud.com

City Of Oakland Fire Department
Leroy Griffin
150 Frank H. Ogawa Plaza Suite 3341
Oakland CA 94612

lgriffin@oaklandnet.com

Cherie McCaulou
Engineering Geologist
Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay St, Ste 1400
Oakland, CA 94612

cmccaulou@waterboards.co.gov

LIST OF LANDOWNERS FORM

County of Alameda
Environmental Health Services
Environmental Protection
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR:

Site Name: Chevron # 20-9339
Address: 5940 College Avenue
City, State, Zip: Oakland, CA 94618
Record ID #: RO0000466

Please fill out item 1 if there are multiple site landowners (attach an extra sheet if necessary). If you are the sole site landowner, skip item 1 and fill out item 2.

1. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I, _____ (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

2. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I _____, certify that I am the sole landowner for the above site.

Sincerely,

Signature of Primary Responsible Party Printed Name Date E-mail Address