

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

July 31, 2017

Ms. Andrea Wing
Equilon Enterprises, LLC
20945 S. Wilmington Ave
Carson, CA 90810

Phua Hoi L & Linli Trs
141 Woodland Way
Piedmont, CA 94611-3839

Malone Ronald C Jr TR ETAL
Eric Parrish, Trustee
1359 Napa Valley Lane,
Eugene, OR 97404-3878

Subject: Notice of Responsibility; Fuel Leak Case No. RO0000486 and GeoTracker Global ID T0600101261, Shell #13-5701, 4255 Macarthur Blvd., Oakland, CA 94619

Dear Responsible Parties:

In an earlier Notice of Responsibility (NOR) dated January 19, 2006, Shell Oil Products Company (Shell) was notified that the referenced site had been placed in the Local Oversight Program and that Shell was named as a Responsible Party for the fuel leak case. In the attached updated NOR, Equilon Enterprises LLC dba Shell Oil Products US (Equilon), former owners, and current property owners have also been named additional Responsible Parties 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.

Should you have any questions, please contact me at (510) 777-2478 or send me an electronic mail message at paresh.khatri@acgov.org.

Sincerely,



Paresh C. Khatri
Supervising Hazardous Materials Specialist
Local Oversight & Site Cleanup Program Manager

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

cc: Dilan Roe (sent via electronic mail to dilan.roe@acgov.org)
Paresh Khatri (sent via electronic mail to paresh.khatri@acgov.org)
Case Electronic File, GeoTracker



Certified Mail #: 7011 3500 0003 1848 1905

July 31, 2017

NOTICE OF RESPONSIBILITY

Site Name & Address: SHELL #13-5701 4255 MACARTHUR BOULEVARD OAKLAND, CA 94619

Local ID:	RO0000486
Related ID:	3769
RWQCB ID:	01-1336
Global ID:	T0600101261

Responsible Party:

EQUILON ENTERPRISES, LLC
ATTN.: ANDREA WING
20945 S. WILMINGTON AVE.
CARSON, CA 90810

Date First Reported:	7/26/1985
Substance:	• 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
Funding for Oversight:	LOPS - LOP State Fund
Multiple RPs?:	Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified EQUILON ENTERPRISES LLC. as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5752.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.

Date: 08-01-2017

RONALD BROWDER, Director
Contract Project Director

Action:	Update
Reason:	Update

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File



Certified Mail #: 7011 3500 0003 1848 1912

July 31, 2017

NOTICE OF RESPONSIBILITY

Site Name & Address:
SHELL #13-5701
4255 MACARTHUR BOULEVARD
OAKLAND, CA 94619

Local ID: RO0000486
Related ID: 3769
RWQCB ID: 01-1336
Global ID: T0600101261

Responsible Party:

MALONE RONALD C JR TR ETAL
ATTN.: ERIC PARRISH
1359 NAPA VALLEY LANE
EUGENE, OR 97404-3837


Date First Reported: 7/26/1985
Substance: • 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
Funding for Oversight: LOPS - LOP State Fund
Multiple RPs?: Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified MALONE RONALD C JR TR ETAL, as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5752.

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Please contact your caseworker Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.


Date: 08-01-2017
RONALD BROWDER, Director
Contract Project Director

Action: Update
Reason: Update

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File



Certified Mail #: 7011 3500 0003 1848 1929

July 31, 2017

NOTICE OF RESPONSIBILITY

Site Name & Address:

**SHELL #13-5701
4255 MACARTHUR BOULEVARD
OAKLAND, CA 94619**

**Local ID: RO0000486
Related ID: 3769
RWQCB ID: 01-1336
Global ID: T0600101261**

Responsible Party:

**PHUA HOI L & LINLI TRS
ATTN.: PHUA HOI L & LINLI TRS
141 WOODLAND WAY
PIEDMONT, CA 94611-3839**

Date First Reported: 7/26/1985
Substance: • 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
Funding for Oversight: LOPS - LOP State Fund
Multiple RPs?: Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified PHUA HOI L & LINLI TRS, as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5752.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.

 Date: 08-01-2017

RONALD BROWDER, Director
Contract Project Director

Action: Update
Reason: Update

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY DEPARTMENT OF ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

July 31, 2017

Site Name & Address:

**SHELL #13-5701
4255 MACARTHUR BOULEVARD
OAKLAND, CA 94619**

**Local ID: R00000486
Related ID: 3769
RWQCB ID: 01-1336
Global ID: T0600101261**

All Responsible Parties

**RP has been named a Primary RP – EQUILON ENTERPRISES, LLC
ATTN: ANDREA WING
20945 S. WILMINGTON AVE. | CARSON, CA 90810 | No Phone Number Listed**

**RP has been named a Primary RP – MALONE RONALD C JR TR ETAL
ATTN: ERIC PARRISH, TRUSTEE
1359 NAPA VALLEY LANE | EUGENE, OR 97404-3878 | No Phone Number Listed**

**RP has been named a Primary RP – PHUA HOI L & LINLI TRS
ATTN: PHUA HOI L & LINLI TRS
141 WOODLAND WAY | PIEDMONT, CA 94611-3839 | No Phone Number Listed**

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 31, 2017

Responsible Party Identification Background

Alameda County Department of Environmental Health (ACDEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party four 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."
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ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 31, 2017

Existence of Unauthorized Release

In June 1985, three borings and one groundwater monitoring well were installed at the site adjacent to the underground storage tanks (USTs). Total petroleum hydrocarbons (TPH) as gasoline (g) were detected as high as 15,800 milligrams per kilogram (mg/kg) in soil samples collected in the vicinity of the USTs. In December 1985, the USTs were removed and replaced. Approximately, 810 cubic yards of hydrocarbon impacted soil was excavated and transported off-site for disposal. TPH-g and benzene were detected in soil as high as 22,000 mg/kg and 500 mg/kg, respectively. These concentrations indicate an unauthorized release has occurred from the underground storage tank system at this site.

Responsible Party Identification

Equilon Enterprises LLC dba Shell Oil Products US ("Equilon"), a wholly-owned subsidiary of Shell Oil Company, acquired title of the property in September 1983. Equilon, a wholly-owned subsidiary of Shell Oil Company, meets the definition of a responsible party for the site because it owned or operated underground storage tanks used for the storage of any hazardous substance (Definition 1), owned the property where an unauthorized release occurred (Definition 3), and had control over underground storage tanks at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Malone Roland C Jr TR Etal acquired title of the property in March 1969. Malone Roland C Jr TR Etal meet the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).

Phua Hoi L & Linli TRS acquired title of the property in March 1969. Phua Hoi L & Linli TRS meet the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).