

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 7002 2030 0006 9574 2638

January 13, 2009

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

**NOTICE OF RESPONSIBILITY**

**Site Name & Address:**

**SHELL #13-5700  
105 5TH ST  
Oakland, CA 94607**

**Local ID: RO0000487  
Related ID: 3849  
RWQCB ID: 01-2300  
Global ID: T0600102116**

**Responsible Party:**

**ARTHUR R & MARY A. HANSEN  
ARTHUR & MARY HANSEN TRUST ETAL  
820 LOYOLA DR  
LOS ALTOS CA 94024-5919**

**Date First Reported: 5/14/1998**

**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 SHELL OIL PRODUCTS US 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) 341-5650.

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 WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.

  
ARIU LEVI, Director  
Contract Project Director

Date: JAN 14, 2009

Action: Add  
Reason: Add RP

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

January 14, 2009

**Site Name & Address:**  
**SHELL #13-5700**  
**105 5TH ST**  
**Oakland, CA 94607**

**Local ID: RO000487**  
**Related ID: 3849**  
**RWQCB ID: 01-2300**  
**Global ID: T0600102116**

**All Responsible Parties**

**RP has been named a Primary RP - DENIS BROWN**  
**SHELL OIL PRODUCTS US**  
20945 S WILMINGTON AVE | CARSON, CA 90810-1039 | Phone (707) 865-0251

**RP has been named a RP - ARTHUR R & MARY A HANSEN**  
**ARTHUR & MARY HANSEN TRUST ETAL**  
820 LOYOLA DR | LOS ALTOS, CA 94024-5919 | Phone No Phone Number Listed

**Responsible Party Identification Background**

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 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."

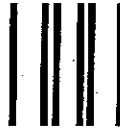
ACEH has named the responsible parties for this site as detailed below.

9392 4256 9000 0500 2002 2002

<b>U.S. Postal Service™</b>	
<b>CERTIFIED MAIL™ RECEIPT</b>	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a> ®	
<b>OFFICIAL USE</b>	
Postage \$	Postmark Here
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery (Endorsement)	<b>ARTHUR R &amp; MARY A. HANSEN</b>
Total Postage	<b>ARTHUR &amp; MARY HANSEN TRUST</b>
Sent To	<b>ETAL</b>
Street, Apt. No. or PO Box No	<b>820 LOYOLA DRIVE</b>
City, State, ZIP+4	<b>LOS ALTOS, CA 94024-5919</b>

PS Form 3800, June 2002 See Reverse for Instructions

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
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2009

JAN 22 AM 10:28

• Sender: Please print your name, address, and ZIP+4 in this box •

Environmental Health Services  
Environmental Protection  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
Attn: Jerry, RO#487



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**ARTHUR R & MARY A. HANSEN  
ARTHUR & MARY HANSEN TRUST  
ETAL  
820 LOYOLA DRIVE  
LOS ALTOS, CA 94024-5919**

2. Article Number  
(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
*Mary A. Hansen*  Addressee

B. Received by (Printed Name) C. Date of Delivery  
**MARY A. HANSEN**

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

7002 2030 0006 9574 2638

## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

January 14, 2009

### Responsible Party Identification

#### Existence of Unauthorized Release

During removal of five gasoline dispensers, two diesel dispensers, and associated piping in November and December 1996, eight soil samples were collected. Total petroleum hydrocarbons as gasoline were detected in all eight soil samples at concentrations up to 3,500 parts per million. Total petroleum hydrocarbons as diesel were detected in three of eight soil samples at concentrations up to 14,000 parts per million. Based on the soil sampling results, an Underground Storage Tank Unauthorized Release Form was filed on December 5, 1996.

#### Responsible Party Identification

Shell Oil Products is a responsible party for the fuel leak because they were the business owner, tank owner, and tank operator at the time of the unauthorized release (Definition 1) and had control of the UST at the time of or following an unauthorized release (Definition 4).

The Arthur R. and Mary A. Hansen Trust et al purchased the property in May 1995. The Arthur R. and Mary A. Hansen Trust et al is a responsible party because they are the current owner of the property where an unauthorized release occurred (Definition 3).