

ALAMEDA COUNTY
HEALTH CARE SERVICES



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AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 70022030000695741891

November 14, 2007

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:

**7-ELEVEN #20009
2350 HARRISON ST
Oakland, CA 94612**

Local ID: RO0000505

Related ID: 4596

RWQCB ID: 01-2428

Global ID: T0600102237

Responsible Party:

**RICHARD G. BURGE
RICHARD G BURGE TRUST
490 GRAND AVE STE #20
OAKLAND CA 94610-5057**

Date First Reported: 11/6/1992

Substance: 8 Motor oil

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: 11/14/07

Action: Add
Reason: Add

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

November 13, 2007

Site Name & Address:
7-ELEVEN #20009
2350 HARRISON ST
Oakland, CA 94612

Local ID: RO0000505
Related ID: 4596
RWQCB ID: 01-2428
Global ID: T0600102237

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 - RICHARD G BURGE
RICHARD G BURGE TRUST
490 GRAND AVE STE #20 | OAKLAND, CA 94610-5057 | 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.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

November 13, 2007

Responsible Party Identification

Existence of Unauthorized Release

Shell owned and operated a service station at 2350 Harrison Street in Oakland until 1977. The underground storage tanks (USTs) obtained tank removal permits from the City of Oakland and apparently removed the USTs in March 1977; however, no documentation of the tank removal has been found. Mr. Richard Burge purchased the property from Shell on May 31, 1977 after the USTs were removed. Petroleum-contaminated soils were detected during the installation of two light poles on the site in November 1992. Petroleum contamination was also detected in soils from four additional soil borings advanced on March 4, 1993.

Responsible Party Identification

Shell Oil Products US owned the USTs and property and operated the USTs until the USTs were removed and the site sold in 1977. Shell Oil Products US is the primary responsible party because the unauthorized release occurred during the time that Shell Oil Products US owned and operated USTs at the time of an unauthorized release (Definition 1), was the owner of property where an unauthorized release occurred (Definition 3), and had control of USTs at the time of or following an unauthorized release (Definition 4).

Mr. Richard Burge is a responsible party because he is the current owner of the property where an unauthorized release has occurred (Definition 3).

7002 2030 0006 9574 1891

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	¢
Sent To	Richard G. Burge
Street, Apt or PO Box	Richard G Burge Trust
City, State	490 Grand Avenue, Ste. # 20
	Oakland, CA 94610-5057

PS Form 3849, October 2006

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:

**Richard G. Burge
Richard G Burge Trust
490 Grand Avenue, Ste. # 20
Oakland, CA 94610-5057**

2. Article
(Transit)

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
TUNG SON KING 11/6/07

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

95-02-M-1540

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES

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

Certified Mail # P 143 588 447
06/08/98

Notice of Responsibility

StID#: 4596
7-11
2350 Harrison St
Oakland, CA 94612

SITE

Date First Reported 01/12/98
Substance: Gasoline
Funding (Federal or State): F
Multiple RPs?: N

Alex Perez
Shell Oil Products
P. O. Box 8080
Martinez, CA 94553

Responsible Party (RP)
Property Owner

You are hereby notified that pursuant to Section 25297.1 of the Health and Safety Code, the above site has been placed in the Local Oversight Program. The above individual(s) or entity(ies) has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site.

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) 227-4349 or telephone (916) 227-4408.

Pursuant to Section 25299.37(c)(7) 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 site designation process.

Please contact Eva Chu, Hazardous Materials Specialist at this office at (510) 567-6700 if you have any further questions.

Richard A. Pantages, Chief
Contract Project Director

Please Circle One Add Delete Change

Reason: New Case

C: Lori Casias, SWRCB
Eva Chu, Hazardous Materials Specialist

#4596
E. Chu P 143 588 447

US Postal Service
Receipt for Certified Mail

No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to Alex Perez	
Shell Oil Products	
Street & Number P.O. Box 8080	
Post Office, State, & ZIP Code Martinez CA 94553	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, April 1995

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to: E. Chu #4596

Alex Perez
Shell Oil Products
P.O. Box 8080
Martinez CA 94553

4a. Article Number

P 143 588 447

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

6/15/98

5. Received By: (Print Name)

Baker

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

Baker

Thank you for using Return Receipt Service.