

## Detterman, Mark, Env. Health

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**From:** Detterman, Mark, Env. Health  
**Sent:** Wednesday, April 15, 2015 6:37 PM  
**To:** 'Kyle S. Flory'; Roe, Dilan, Env. Health  
**Cc:** Rachel Green; Robert S. Creps; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification  
**Attachments:** RO548\_CL\_PP\_2015-04-20.pdf; Case Closure contacts - additional for City of Emeryville and RWQCB.pdf

All,

The attached fact sheet lists the start of public participation as April 20<sup>th</sup>, therefore please ensure it is mailed by April 17<sup>th</sup> (Friday) and provide ACEH with certification of the mailing. Please distribute to tenants and owners within 750 feet of the site as previously discussed. Please also distribute to other stakeholders identified by you (City, other known interested parties, etc.). Please send both lists to ACEH for our records. I have also attached a list of agencies that must be included in the mailing.

As discussed in the meeting ACEH is willing to proceed forward with noticing this case for potential closure prior to review of all required data and documents supporting closure (additional soil vapor data, risk assessment, and SMP) in order to help you meet your proposed development schedule. As requested in the meeting, please provide a schedule of the date the risk assessment and SMP will be uploaded to the ACEH website and to Geotracker for our review and for access by the public. Please note the public participation period will be extended according to the date the documents are uploaded so that those materials are available for review by the public for 30 days.

Also as discussed in the meeting, closure of the site is contingent upon approval of the Risk Assessment and SMP. If approved, ACEH will provide a No Further Remediation letter by 6/22/2015 to Anton Development. Site closure will not be finalized by ACEH until the vapor mitigation system design, site development plans, and final VMS as-built documents have been submitted and approved by ACEH.

ACEH wants to emphasize that this is an aggressive schedule, and is an approach that we think is worth pursuing in order to meet the development window for this project. However, ACEH cannot over emphasize that the Risk Assessment must support closure of the site.

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
*Alameda County Environmental Health*  
*1131 Harbor Bay Parkway*  
*Alameda, CA 94502*  
*Direct: 510.567.6876*  
*Fax: 510.337.9335*  
*Email: mark.detterman@acgov.org*

*PDF copies of case files can be downloaded at:*

*<http://www.acgov.org/aceh/lop/ust.htm>*

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**From:** Kyle S. Flory [mailto:kflory@pesenv.com]  
**Sent:** Wednesday, April 15, 2015 5:54 PM  
**To:** Roe, Dilan, Env. Health  
**Cc:** Rachel Green; Detterman, Mark, Env. Health; Robert S. Creps; Trisha Malone  
**Subject:** Re: RO548; Mike Roberts Color Production) DRAFT Public Notification

Dilan,

Thanks. Are there additional addresses that ACEH needs to have added to the list?

Thanks,

Kyle  
415-899-1600

Sent from my iPhone

On Apr 15, 2015, at 5:31 PM, Roe, Dilan, Env. Health <[Dilan.Roe@acgov.org](mailto:Dilan.Roe@acgov.org)> wrote:

I am not sure what the back and forth is about – we agreed in our meeting that Anton would do the mailing. Am I missing something here?

**Dilan Roe, P.E.**

*Program Manager - Land Use & Local Oversight Program*

Alameda County Environmental Health

1131 Harbor Bay Parkway

Alameda, CA 94502

510.567.6767; Ext. 36767

QIC: 30440

[dilan.roe@acgov.org](mailto:dilan.roe@acgov.org)

PDF copies of case files can be reviewed/downloaded at:

<http://www.acgov.org/aceh/lop/ust.htm>

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**From:** Rachel Green [<mailto:rgreen@anton.co>]

**Sent:** Wednesday, April 15, 2015 3:00 PM

**To:** Detterman, Mark, Env. Health; 'Kyle S. Flory'; Robert S. Creps

**Cc:** Roe, Dilan, Env. Health; Trisha Malone

**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Mark,

This is not consistent with what we agreed to in our meeting. As we discussed Anton/PES would be generating a mailing listed based on your approval of a radius and sending out the Notice for a 4/20 to 5/20 comment period.

As we need to send the Notice this week can you please confirm this is acceptable?

Rachel Green

Development Manager

<image001.jpg>

1415 L Street, Suite 450

Sacramento, CA 95814

916-444-9887 Phone

[www.anton.co](http://www.anton.co)

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**From:** Detterman, Mark, Env. Health [<mailto:Mark.Detterman@acgov.org>]

**Sent:** Monday, April 13, 2015 5:08 PM

**To:** Rachel Green; 'Kyle S. Flory'; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Hi Rachel,  
I'll hedge my answer, it'll depend on the size of the mailing list.

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
*Alameda County Environmental Health*  
*1131 Harbor Bay Parkway*  
*Alameda, CA 94502*  
*Direct: 510.567.6876*  
*Fax: 510.337.9335*  
*Email: [mark.detterman@acgov.org](mailto:mark.detterman@acgov.org)*

*PDF copies of case files can be downloaded at:*

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**From:** Rachel Green [<mailto:rgreen@anton.co>]  
**Sent:** Friday, April 10, 2015 6:27 PM  
**To:** Detterman, Mark, Env. Health; 'Kyle S. Flory'; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Mark,

I believe we had agreed that we would provide both the mailing list and interested party list based on your approved radius. Shall we take care of the mailing as well? Do you have a preferred certificate of mailing?

Rachel Green  
Development Manager  
<image001.jpg>  
1415 L Street, Suite 450  
Sacramento, CA 95814  
916-444-9887 Phone  
[www.anton.co](http://www.anton.co)

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**From:** Detterman, Mark, Env. Health [<mailto:Mark.Detterman@acgov.org>]  
**Sent:** Friday, April 10, 2015 5:24 PM  
**To:** 'Kyle S. Flory'; Rachel Green; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Kyle,

I'll modify the language of the notice (in the area you comment on) to "...appropriately qualified or certified individuals." The notice should go out on May 12 or 13<sup>th</sup> to allow several days transit in the mail. It will be (is) dated May 14<sup>th</sup>.

I believe my last recollection is that ACEH will generate the mailing list (although it went both ways), but that either PES or Anton would be generating additionally interested parties (City, folks who have otherwise expressed an interest, etc.), and would handle the mailing. A copy of the map would not be needed with the notice.

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
*Alameda County Environmental Health*  
*1131 Harbor Bay Parkway*  
*Alameda, CA 94502*  
*Direct: 510.567.6876*  
*Fax: 510.337.9335*  
*Email: [mark.detterman@acgov.org](mailto:mark.detterman@acgov.org)*

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**From:** Kyle S. Flory [<mailto:kflory@pesenv.com>]  
**Sent:** Friday, April 10, 2015 3:07 PM  
**To:** Detterman, Mark, Env. Health; 'Rachel Green'; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Mark,

Thank you for the revised notice, it looks good. The only comment we have is regarding the last sentence in the first paragraph. During the meeting on Wednesday, we discussed annual inspection by Anton staff (trained to conduct the inspections) and submittal of annual reports to ACEH and conducting a Five-Year Review by a Professional Engineer and submitting that report to ACEH as well. We only want to clarify with you that the statement in the last sentence of the first paragraph "...annual on-going evaluation of the site by appropriately certified individuals." is consistent with the approach above for annual inspections and Five Year Reviews.

Attached is a version of the map with a 750-foot radius. Thank you for your comments on the prior version.

Let us know when the notice will be ready for mailing. Also let us know if you want a map to attach to the notice.

Thanks,

Kyle  
415-899-1600

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**From:** Detterman, Mark, Env. Health [<mailto:Mark.Detterman@acgov.org>]  
**Sent:** Friday, April 10, 2015 12:31 PM  
**To:** Kyle S. Flory; 'Rachel Green'; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Kyle,

I've attached a revised draft notice, which should be more to your liking, but also incorporates the MIBK / MEK release from the USTs. In regards to the notice, let's use a 750 ft radius. This will largely limit it to the area west of Hollis Street on the east. FYI – The 1,000 ft radius on the map looks larger than it actually should be.

In regards to the vapor sampling, the locations are as we discussed in the meeting last week. In order to eliminate potential problems and increase the likelihood that there will not be concerns with the vapor data, please analyze for VOCs and SVOCs, and include oxygen, nitrogen, carbon dioxide, methane, and the shroud tracer of your choice. Please also collect shroud tracer concentrations so that in the event that tracer is detected in the vapor samples, it can be determined if the vapor samples meet DTSC vapor sample tracer concentration guidelines. Presuming naphthalene will be detected based on its detection at the site, please additionally analyze for naphthalene by TO17 per DTSC guidelines to preclude sorption by sampling tubing concerns.

If you have questions, let me know.

Thanks,

*Mark Detterman*

*Senior Hazardous Materials Specialist, PG, CEG*

*Alameda County Environmental Health*

*1131 Harbor Bay Parkway*

*Alameda, CA 94502*

*Direct: 510.567.6876*

*Fax: 510.337.9335*

*Email: [mark.detterman@acgov.org](mailto:mark.detterman@acgov.org)*

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**From:** Kyle S. Flory [<mailto:kflory@pesenv.com>]

**Sent:** Thursday, April 09, 2015 3:58 PM

**To:** Detterman, Mark, Env. Health; 'Rachel Green'; Robert S. Creps

**Cc:** Roe, Dilan, Env. Health; Trisha Malone

**Subject:** RE: RO548; Mike Roberts Color Production) DRAFT Public Notification

Mark,

Thanks for the draft notice. The notice looks good and we have a couple of relatively minor comments. We suggest that the words "substantial" and "extensive" as well as "uncontrolled municipal landfill" be eliminated. We suggest modifying the first sentence as follows:

The above referenced site is a Site Cleanup Program (SCP) case that is under the regulatory oversight of the Alameda County Environmental Health (ACEH) for the investigation and cleanup of a property that was created through undocumented filling of land with residual contamination that will be managed with a Site Management Plan.

Attached are: (1) Fact Sheet (Public Notice) Distribution Map,; and (1) Proposed Sub Slab and Soil Gas Sampling Plan. We prefer the 500-foot radius for distribution of the Public Notice as it reaches the community members most likely directly affected by the case closure. Also, let us know if you need a map showing the location of the site for the public notice.

Please let us know if you have any comments on the proposed sub slab and soil gas sampling plan. We will begin discussions with the property owner for implementing the sampling very shortly.

Thanks,

Kyle

Kyle Flory  
Principal Geologist  
**PES Environmental, Inc.**  
1682 Novato Blvd., Suite 100  
Novato, CA 94947  
tel 415.899.1600  
fax 415.899.1601

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**From:** Detterman, Mark, Env. Health [<mailto:Mark.Detterman@acgov.org>]  
**Sent:** Wednesday, April 08, 2015 4:32 PM  
**To:** 'Rachel Green'; Kyle S. Flory; Robert S. Creps  
**Cc:** Roe, Dilan, Env. Health; Trisha Malone  
**Subject:** RO548; Mike Roberts Color Production) DRAFT Public Notification

All,  
I've attached a draft public notice for the site. Modifications will be considered. My calcs say that in order to get all responses by 1 week before June 22, would require they be submitted by June 15<sup>th</sup>. I have also allowed several days for mail to make it to the various recipients. Let me know.

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
*Alameda County Environmental Health*  
*1131 Harbor Bay Parkway*  
*Alameda, CA 94502*  
*Direct: 510.567.6876*  
*Fax: 510.337.9335*  
*Email: [mark.detterman@acgov.org](mailto:mark.detterman@acgov.org)*

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*be*