

BARRY M. GALLAGHER • ONE KAISER PLAZA • OAKLAND, CALIFORNIA 94610

July 7, 1997

Amy Leach  
ALAMEDA COUNTY ENVIRONMENTAL HEALTH SERVICES  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577

RE: 3600 Depot Road, Hayward, California  
Well Destruction

Dear Amy:

Consistent with your May 2 letter, this is to advise the three ground water monitoring wells (MW-1, MW-2, and MW-3), one on my property at 3600 Depot Road and two on the adjacent property at 3636 Depot Road, have been decommissioned pursuant to permit issued by the County of Alameda. The work was performed June 25, by West Hazmat Drilling Corp. Tim Collett, district manager for West Hazmat, advises the report documenting the decommissioning of the monitoring wells will be forthcoming this week, and I will forward a copy to you immediately upon receipt.

Based on the foregoing, I understand the County of Alameda Environmental Health Services will now issue the Remedial Action Completion Certificate (closure letter) requested. I would very much appreciate your attention to receipt of the closure letter promptly.

Thank you for your attention to this matter.

Sincerely,

  
Barry M. Gallagher

BMG/kl  
cc: David Glick

ENVIRONMENTAL  
PROTECTION

97 JUL -8 PM 2: 19

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



StId 1962

ENVIRONMENTAL HEALTH SERVICES

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

May 2, 1997

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland CA 94612-3685

**Subject: Well destruction request for (Formerly) Forni Corporation, 3600 Depot Rd., Hayward CA 94545**

The Alameda County Department of Environmental Health, Environmental Protection Division and the San Francisco Regional Water Quality Control Board have reviewed the case closure summary for the above referenced site and concur that no further action related to the release(s) from the former underground storage tanks is required at this time.

Please be advised that if there are no plans to continue groundwater monitoring, the three groundwater monitoring wells (MW-1, MW-2, and MW-3) at the site must be properly decommissioned before our agency will issue the **Remedial Action Completion Certification** (closure letter). A report must be submitted to this office documenting the abandonment of the monitoring wells or a letter stating your intentions to continue groundwater monitoring at the site.

Well destruction permits may be obtained from Alameda County Flood Control and Water Conservation, Zone 7. Their telephone number is (510)484-2600. Additionally, you will need to notify this office 72 hours in advance of the well abandonment field activities.

Please call me at (510)567-6755 if you have questions.

Sincerely,

Amy Leech  
Hazardous Materials Specialist

c: William J. and Patsy R. Wheat (Owners of 3636 Depot Rd., Hayward), 28072 Sandalwood Dr., Hayward CA 945  
Attn: David Glick, GeoPlexus, Inc., 1900 Wyatt Dr., Suite 1, Santa Clara, CA 95054  
Kevin Graves, RWQCB  
ALL-File

BARRY M. GALLAGHER • ONE KAISER PLAZA • OAKLAND, CALIFORNIA 94612

April 7, 1997

Amy Leech  
Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

RE: 3600 Depot Road, Hayward

Dear Amy:

It has been some time since we last spoke, and I am wondering whether the effort to obtain a site closure letter has progressed. Perhaps you could telephone me, or write, advising as to the present effort and when I might expect the final closure letter. As you may well imagine, I am quite anxious to get site closure at the earliest opportunity. When I last spoke with David Glick of Geo Plexus, he indicated he had completed a further report you had requested, and to his knowledge the site was now ready for closure.

Thank you for your attention to this matter.

Best regards,



Barry M. Gallagher

BMG/rl

ENVIRONMENTAL  
PROTECTION

97 APR -8 PM 2:01

Amy,

They have used a risk factor of  $10^{-4}$ , the problem with this is that the risk may fall inbetween  $10^{-3}$  and  $10^{-4}$  instead of  $10^{-4}$  to  $10^{-5}$ . That is why they should choose  $10^{-5}$ , so that the risk may fall between  $10^{-4}$  to  $10^{-5}$ . They may have to back calculate to give you the risk for the concentrations left in place. Also to get a realistic risk number, they could change the exposure factors to account for a commercial scenario.

Also, 460 ppb was found in the groundwater sample taken from EB-3. They did not compare this concentrations with the calculated RBSL's. Since they did not average, they could average the groundwater concentrations in each well for the past two years and then average those results (from each well) with the grab groundwater sample concentrations. They cannot leave it out without a good reason.

Madhulla Logan

*Let's talk*

*408-987-0210*

*W*

*460 ppb H<sub>2</sub>O*

*$10^{-5}$*

*or does target risk fall  
between  $10^{-4}$  to  $10^{-5}$  (back calculate)*

*3/24/97*

*Discussed w/m. Logan. She reviewed  
the revised closure report dated  
2/28/97. She was satisfied w/  
the new report.*

*Aleach*

BARRY M. GALLAGHER • ONE KAISER PLAZA • OAKLAND, CALIFORNIA 94612

February 13, 1997

Amy Leech  
Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

Re: 3600 Depot Road, Hayward

Dear Amy:

Just a note to follow up on progress toward getting a site closure letter from the County of Alameda and from the Regional Water Quality Control Board. When you find a moment, please telephone me and leave word as to where the matter now stands, what additional steps are required, and the time frame for completing same.

Many thanks for your attention to this request.

Best regards,

  
Barry M. Gallagher

BMG/ad

2/21 - Spoke w/ David Sleck + left msg  
w/ Barry Gallagher

ENVIRONMENTAL  
PROTECTION  
97 FEB 19 AM 8:21



**MEMORANDUM**  
**Alameda County Department of Environmental Health**

DATE: January 13, 1997  
TO: Madhulla Logan  
FROM: Amy Leech  
SUBJECT: Review of RBCA Tier 1 Evaluation Report and Case Closure Summary for  
LOP StId #1962 (Forni Corp., 3600 Depot Rd., Hayward CA)

---

Please find attached a RBCA Tier 1 Evaluation Report and a Case Closure Summary (CCS) for the subject site for your review. The RBCA Report is fairly brief. I thought it might be easier to review both documents together since a summary of site activities is included in the CCS.

Please let me know if you approve the RBCA Report or if you believe more information is needed to adequately evaluate risk to human health/environment. Thank you for your assistance.

*C: file(adk)*

**Stfd 1962**

November 13, 1996

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland CA 94612-3685

**Subject: Investigations at 3600 Depot Road, Hayward, CA**

Dear Mr. Gallagher:

This office has received your letter, dated October 17, 1996, and completed a review of GeoPlexus, Inc.'s *Groundwater Monitoring Report*, dated September 30, 1996, concerning the subject site. Per your October 17th letter and our October 30, 1996 telephone conversation, you indicated you were interested in obtaining case closure for this site.

Detectable concentrations of gasoline have been detected in all three monitoring wells (MW-1, MW-2, and MW-3) at this site during the five groundwater sampling events occurring from December 15, 1994 through September 23, 1996. Therefore before case closure can be approved, this site must be evaluated to determine if site characteristics meet the definition of the San Francisco Bay Regional Water Quality Control Board's (RWQCB) definition of a low risk groundwater case as outlined in the RWQCB's *Interim Guidance on Required Cleanup at Low-Risk Fuel Site*.

Potential risk to human health and environmental impact from gasoline contamination left in place can be evaluated using the tiered approach of the ASTM E1739-95 document entitled *Standard Guide for Risk-Based Corrective Action (RBCA) Applied at Petroleum Release Sites*. Using the RBCA approach, site-specific cleanup goals for soil and groundwater are established based on an evaluation of health and safety risks/environmental impact to potential receptors (e.g., residence or employees living or working inside nearby buildings, construction workers, nearby surface waters, etc.). If this site meets the definition of a low risk groundwater case and the residual gasoline contamination left in soil and groundwater is shown to *not* pose a risk to potential receptors, then this site may be reviewed for case closure.

Mr. David Glick of GeoPlexus, Inc. indicated to me during my telephone conversation with him today that he is in the process of completing a report that includes the above mentioned evaluations. **Please submit a final report to this office no later than December 16, 1996.**

Please contact me at (510)567-6755 if you have questions.

Sincerely,

Amy Leech  
Hazardous Materials Specialist

David Glick, GeoPlexus, Inc., 1900 Wyatt Dr., Suite 1, Santa Clara, CA 95054  
Larry Blazer, District Attorney's Office  
ALL/ File

COM No.	REMOTE STATION	START TIME	DURATION	PAGES	RESULT	USER ID	REMARKS
880	510 836 1559	10-30 15:43	03' 25	09/09	OK		

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**ALAMEDA COUNTY ENVIRONMENTAL  
 HEALTH SERVICES**

**ENVIRONMENTAL PROTECTION DIVISION**  
 1131 Harbor Bay Parkway, Suite 250  
 Alameda, CA 94502-6577  
 Telephone (510) 567-6700 Fax (510) 337-9335

**FAX COVER SHEET**

DATE: Oct 30, 1996

TO: Barry Gallagher

FAX# (510) 836-1559

Total number of pages including cover sheet 9

FROM: Amy Leech

(510) 567-6755

NOTE:

**PLEASE RESPOND BY FAX ONLY.**

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
MICHAEL A. VILLA

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

October 17, 1996

Amy Leech  
Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

RE: 3600 Depot Road, Hayward, California

Dear Amy:

David Glick of GeoPlexus, Inc. advises he has forwarded to you a copy of the Ground Water Monitoring Report dated September 30, 1996, for the former Forni Corporation site at 3600 Depot Road in Hayward, California. In that report, Mr. Glick advises that it is his opinion that no further remedial action or characterization is warranted or recommended. In discussing the matter with Mr. Glick, he advises that he believes, subject to your concurrence, that closure is now warranted.

It would certainly assist me in finding a long-term tenant for the property to be able to provide a closure letter, and I would very much appreciate your earliest possible review of Mr. Glick's September 30 report. If it appears appropriate to provide me with a closure letter, I ask that you do so as soon as possible since I do have a prospective national tenant looking at a substantial portion of the property on a long-term lease basis.

Should you have any questions regarding Mr. Glick's report, please telephone him at (408) 987-0210. I will telephone you shortly to follow up on this letter.

Best Regards,

  
Barry M. Gallagher

BMG/k1  
cc: David Glick

ENVIRONMENTAL  
PROTECTION  
96 OCT 21 AM 8:46

9-15-96

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY



DAVID J. KEARS, Agency Director

Std 1962  
September 11, 1996

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

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland CA 94612-3685

**Subject: Investigations at 3600 Depot Road, Hayward, CA**

Dear Mr. Gallagher:

This office has completed a review on the status of the subject site. In our letter to you dated February 15, 1996 (see copy attached), this office directed you to continue quarterly monitoring and sampling of groundwater at this site for an additional two to four quarters. To date, however, the last quarterly groundwater monitoring report on file for this site is from GeoPlexus, dated September 29, 1995. Therefore, this letter constitutes a Notice that you are in violation of specific laws to investigate and remediate this site.

Failure to furnish technical reports regarding documented or potential ground water contamination violates Section 13267 (b) of the California Water Code. The Regional Water Quality Control Board (RWQCB) can impose civil penalties of up to \$1,000 per day for each day in which this violation occurs. In addition, it is my understanding that failure to furnish quarterly reports to this office will put you in violation of the stipulated injunction (No. H-173474-6) ordered by the Superior Court of the State of California on March 22, 1994.

**You are directed to immediately begin quarterly groundwater monitoring at this site as indicated in our February 15, 1996 letter. The next quarterly monitoring report is due to this office no later than September 30, 1996.**

In response to your February 21, 1996 letter in which you provided additional analytical results regarding the approximately 510 cubic yards of bioremediated stockpiled soil on-site, this office concurs with the reuse of the stockpiled soil at the subject site based on the analytical results and sampling strategy reported by GeoPlexus in their reports dated May 31, 1995 and August 12, 1995. Please accept my apologies on the delay in responding to your request regarding this issue.

Please call me at (510)567-6755 if you have questions or require additional information.

Sincerely,

Amy Leech  
Hazardous Materials Specialist

**ATTACHMENTS**

- c: Larry Blazer, District Attorney's Office
- Kevin Graves, RWQCB
- Gordon Coleman - File (ALL)

P 143 589 277

Amy Leech

US Postal Service

### Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	Barry Gallagher
Street & Number	One Kaiser Plaza, ste 2450
Post Office, State, & ZIP Code	Oakland, CA 94612-3685

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	\$ 9.92

Postmark or Date	9/12/96
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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, and 4a & b.
- 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):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Barry Gallagher AL

One Kaiser Plaza, Ste. 2450

Oakland, CA 94612-3685

4a. Article Number

P143 589 277

4b. Service Type

Registered  Insured

Certified  COD

Express Mail  Return Receipt for Merchandise

7. Date of Delivery

9/13/96

5. Signature (Addressee)

*Barry Gallagher*

6. Signature (Agent)

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

PS Form 3811, December 1991

U.S. GPO: 1993-322-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
MICHAEL A. VILLA

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

February 21, 1996

Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502-6577

Attention: Amy Leech, Hazardous  
Materials Specialist

RE: 3600 Depot Road, Hayward California

Dear Amy:

Thank you for your February 15, 1996 letter. As requested, I am enclosing herewith a copy of the initial soils sampling report and data from May, 1995 together with a copy of the August 12, 1995 final soil remediation sampling at 3600 Depot Road, Hayward, California.

Following receipt of the August 12, 1995 report from David Glick of Geo Plexus, Inc., in which he advises that "it has been determined that the soil remediation has been completed and that additional remedial action is not warranted," and after he reported on a telephone conversation with you confirming the foregoing, Mr. Glick indicated his approval to my disbursing the soil on site and I did so in September of 1995 as I mentioned to you in our telephone conversation with you last week. With the inclusion to your file of the enclosed May, 1995 report materials, I would appreciate your sending a letter confirming Alameda County's approval and completion of the soil remediation. This is particularly important now that a prospective tenant is considering the site and after completing all of the remediation requirements.

In response to your request for a summary of the origin of the 750 cubic yards of soil remediated on the site, let me note initially that while some estimates were as high as 750 cubic

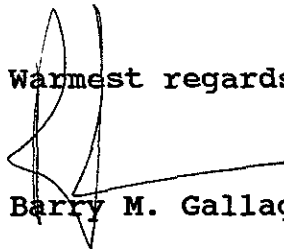


Alameda County Health Care Services  
Attention: Amy Leech  
February 21, 1996  
Page Two

yards, it was subsequently concluded the actual cubic yardage was significantly less or approximately 510 cubic yards. This soil was accumulated on site and consisted of diesel contaminated soil and gas contaminated soil. The diesel contaminated soil rose from an act of vandalism by a suspected disgruntled employee who cut an overhead tank hose allowing diesel to spill out onto the ground. The gasoline contaminated soil resulted from an improperly installed underground gas tank pipe connection and was accumulated when the contaminated soil was dug up and replaced with clean fill some two years ago. On the advice of David Glick of Geo Plexus, Inc. the soil was all stock piled in one location and thereafter vigorously treated to remediation with organic rich material as reflected in the May and August, 1995 reports. The soil was ultimately used to level a small area at the southwest corner of the ten-acre site.

In closing, I will simply ask that you expedite a letter from the county confirming completion of all necessary remediation relative to the soil referred to in the May and August, 1995 reports. Such a letter will greatly assist my efforts to address inquiry from a prospective tenant and otherwise pursue efforts to lease the property.

Warmest regards,



Barry M. Gallagher

BMG/rl

cc: GEO PLEXUS, INC.  
Attention: David C. Glick

*Attached reports were  
included w/ Geo Plexus' 8/12/95  
report/letter. Re: final SP soil  
sampling*



StId 1962

DEPARTMENT OF ENVIRONMENTAL HEALTH  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
(510) 567-6700

February 15, 1996

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland CA 94612-3685

**Subject: Investigations at 3600 Depot Road, Hayward, CA**

Dear Mr. Gallagher:

This office has completed a review of GeoPlexus, Inc.'s (GeoPlexus) Quarterly Ground Water Monitoring Report, dated September 29, 1995, for the subject site. We are also responding to your letter dated November 2, 1995 in which you requested approval of GeoPlexus' "Final Soil Remediation Sampling at Forni Corporation Site", dated August 12, 1995.

In December 1994, three groundwater monitoring wells were installed to assist in determining the extent and severity of groundwater contamination within the vicinity of a former gasoline underground storage tank pit and dispenser area at this site. Since that time groundwater has been sampled and analyzed for four quarters. The extent of groundwater contamination at the site has not been defined since Total Petroleum Hydrocarbons as gasoline (TPHg) and benzene, toluene, ethylbenzene, and total xylenes (BTEX) have been detected in groundwater collected from all three wells during the past four quarters. However, contaminant concentrations appear to have attenuated to some degree in groundwater samples collected from downgradient monitoring wells MW-2 and MW-3.

**At this time, you are required to continue quarterly monitoring and sampling of groundwater at this site.** Based on the data that is presented in the next two to four quarters, you may be required to complete an investigation to define the extent of groundwater contamination and/or complete a health and safety risk analysis before qualifying for site closure. For your interest and to help assist you in directing your site to final closure, please find enclosed "Regional Board Supplemental Instructions to State Water Board December 8, 1995, Interim Guidance on Required Cleanup at Low-Risk Fuel Sites".

Groundwater samples should be analyzed for TPHg, BTEX, and Methyl Tertiary Butyl Ether (MTBE). (See attached letter regarding MTBE reporting requirements.) In addition, please analyze for Total Petroleum Hydrocarbons as diesel (TPHd) and total dissolved solids (TDS) as part of the next sampling event. Also, please forward to this office field notes and observations for each sampling event to date and include these in all future quarterly reports. **Quarterly reports are due to this office the first day of the second month of each subsequent quarter.**

Gallagher  
Re: 3600 Depot Rd.  
February 15, 1996  
Page 2 of 2

I have reviewed GeoPlexus's letter dated August 12, 1995 regarding the final analytical results, dated July 1995, of samples collected from the stockpiled soil pile at this site. Per my telephone calls with Mr. Glick on October 4, 1995 and February 14, 1996, please forward the initial soil sampling report and data from May 1995 which was referenced in the August 12, 1995. With this information, include a summary of the origin of the 750 cubic yards of soil that was reportedly remediated on your site. It is my understanding that some portion of this soil was contaminated by gasoline from the underground storage tank and dispenser area and some was contaminated by diesel from an above-ground spill.


Please call me at (510)567-6755 if you have questions.

Sincerely,



Amy Leech  
Hazardous Materials Specialist

#### ATTACHMENTS

 c: David Glick w/attachments  
GeoPlexus, Inc.  
1900 Wyatt Dr, Suite 1  
Santa Clara CA 95054

Gordon Coleman - File (ALL)

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
MICHAEL A. VILLA

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

November 2, 1995

Ms. Amy Leach  
ALAMEDA COUNTY HEALTH CARE SERVICES  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

RE: 3600 Depot Road, Hayward, California

Dear Amy:

As indicated by the enclosure, I am forwarding to you a copy of the report from David Glick of Geo Plexus, Inc. relative to the Quarterly Ground Water Monitoring Report following his visit to the site on September 26, 1995.

Regarding the previously stock piled soil which was treated and dispersed on site, I would appreciate a closure letter at your earliest convenience.

Warmest Regards,

  
Barry M. Gallagher

Enclosures  
BMG/dt

RECEIVED  
NOV 3 1995  
1:50 PM

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
MICHAEL A. VILLA

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

97 JUL 27 1 01 PM '95  
July 26, 1995

Ms. Amy Leech  
Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

RE: Quarterly Ground Water Monitoring Report For Forni  
Corporation, 3600 Depot Road, Hayward, California

Dear Ms. Leech:

Enclosed herewith please find the June 30, 1995 Quarterly  
Ground Water Monitoring Report as prepared by David Glick of Geo  
Plexus, Inc.

I understand Mr. Glick is of the opinion the continued  
reduction in the gasoline constituents supports his opinion that  
the remedial work removed the source of the contamination. I also  
understand Mr. Glick is of the opinion no further remedial action  
or characterization is warranted or recommended and that he is  
recommending monthly monitoring reports be discontinued at this  
time. Obviously, I would like to reduce the expense of these  
reports and request you authorize monitoring on a more infrequent  
basis as recommended by Mr. Glick.

Perhaps a telephone conference between yourself, Mr. Glick and  
the undersigned would be helpful in discussing the matter and I  
invite you to advise me if you are in agreement. I will then  
arrange the telephone conference and ask Mr. Glick to provide any  
additional information you may wish to support his recommendation.

Best Regards,

  
Barry M. Gallagher

enclosure  
cc: David Glick (w/o enc)  
BMG/dt

StId 1962

February 24, 1995

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland, CA 94612

Subject: Investigations at 3600 Depot Rd., Hayward, CA

Dear Mr. Gallagher:

This office has reviewed Geo Plexus, Inc.'s Remedial Action Summary and Monitoring Well Installation Report, dated December 20, 1994, for the subject site.

You are directed to begin quarterly monitoring of all on-site monitoring wells. In addition, per our letter to you dated May 3, 1994, ground water elevations and corresponding gradient determinations are to be conducted monthly for 12 consecutive months and then quarterly thereafter until this site qualifies for closure. Gradient maps for each event are to be presented in commensurate quarterly reports. A report of each quarterly monitoring event is due to this office the first day of the second month of each subsequent quarter until this site qualifies for final RWQCB "sign-off".

Please be reminded that all monitoring wells are to be surveyed to an established bench mark (i.e. mean sea level), with an accuracy of 0.01 foot. Per my conversation with David Glick of Geo Plexus today, he will complete this calculation as soon as he receives elevation information for the City of Hayward monument.

Based on the results of the initial ground water samples from monitoring wells MW1, MW2, and MW3, it appears that the extent of ground water contamination has yet to be delineated at this site. One or two additional rounds of quarterly monitoring data and monthly gradient determinations should be collected to assist in determining the extent and severity of ground water contamination. After this data is collected, you may be directed to submit a work plan to this office proposing to further delineate the extent of, and if appropriate, remediate the ground water contamination.

If you have any questions or comments please contact me at (510)567-6755.

Sincerely,

Amy Leech  
Hazardous Materials Specialist

Gallagher  
Re: 3600 Depot Rd.  
February 24, 1995  
Page 2 of 2

cc: David C. Glick  
Geo Plexus, Inc.  
1900 Wyatt Dr., Suite 1  
Santa Clara, CA 95054

Ed Howell - files(ALL)

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

54 NOV 18 PM 3:03  
November 15, 1994

Alameda County Health Care Services  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Juliett Shin

RE: 3600 Depot Road, Hayward, California

Dear Juliett:

On November 14, the excavation work was done on the Wheat property adjacent to my property, with David Glick of Geo Plexus, Inc. in attendance to take soil samples. A defined but very limited area of gas contamination was located at a depth of approximately 8.5 feet, and the soil was removed and stockpiled on the Forni site where it will be treated with a biomass material consistent with Mr. Glick's recommendation. On November 15 the excavation was back-filled with clean fill, compacted and I have already asked Mr. Glick to schedule installation of the recommended three monitoring wells, one on the Forni site and two on the Wheat site.

I understand Mr. Glick will be preparing a report based on the soil samples taken on November 14, and I will provide you with a copy on receipt.

I intend to have the stockpiled soil treated immediately, and Mr. Glick advises that within 90 days the soil tests should be non-detect using the material provided by X-19 Biological which Mr. Glick recommends. All that will then remain is the required monitoring of the three wells to achieve the required four quarters of clean readings and then request a closure letter.

I will keep you advised of developments.

Best regards,

  
Barry M. Gallagher

BMG/mcc



LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

October 21, 1994

STATE WATER RESOURCES CONTROL BOARD  
Division of Clean Water Programs  
2014 T Street, Suite 130  
P.O. Box 944212  
Sacramento, CA 94244-2120

Attention: Lori Casias

RE: 3600 Depot Road, Hayward, Alameda County

Dear Lori:

In response to your October 19 letter, a copy of which is enclosed, please be advised that I am the responsible party, not Forni Corporation nor Chris McLane. Mr. McLane is no longer associated with Forni Corporation, and Forni Corporation is being dissolved effective December 31, 1994. I am the sole owner of the real property, and the 65% owner of the soon to be dissolved Forni Corporation. All invoices/correspondence regarding this matter should be sent to me.

If it is necessary to receive some additional notification of the foregoing from the County of Alameda, please advise how I should go about satisfying this requirement for you. By copy of this letter I am advising Juliet Shin of the Alameda County Health Care Services Agency, with whom we have been addressing this matter, of your October 19 letter and requesting she confirm the foregoing in a letter to you, so that all invoices/correspondence as to this matter will be directed to me, and thus avoid any delay in responding to such materials.

Finally, the current President of Forni Corporation is John Marker, who replaced Mr. McLane nearly three years ago. If there is a need to contact Forni Corporation regarding any matter, that contact should be directed to the undersigned or to John Marker directly at Forni Corporation until the end of 1994, after which

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OCT 28 11 3:02 AM '94

Lori Casias  
October 21, 1994  
Page 2

all correspondence regarding Forni Corporation should be directed to the undersigned at the address on this stationary. Many thanks for your anticipated continued cooperation.

Best regards,

Barry M. Gallagher

BMG/mcc

cc: ✓ Alameda County Health Care Services Agency  
Attn: Juliet Shin

**STATE WATER RESOURCES CONTROL BOARD**  
**DIVISION OF CLEAN WATER PROGRAMS**

2014 T STREET, SUITE 130  
P.O. BOX 944212  
SACRAMENTO, CA 94244-2120



(916) 227-4325  
FACSIMILE (916) 227-4349

OCT 19 1994

Barry M. Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland, CA 94612-3685

Dear Mr. Gallagher:

UNDERGROUND STORAGE TANK (UST) LOCAL OVERSIGHT PROGRAM, SITE NO.  
1962, 3600 DEPOT ROAD, HAYWARD, ALAMEDA COUNTY

Your October 4, 1994 letter requests that we send all invoices/correspondence to you because you are the sole owner of the subject site. We are obligated to send invoices to the responsible parties identified by the County. However, we will send future invoices for Forni Corporation in care of you.

If you have any questions, please telephone me at (916) 227-4325.

Sincerely,

Lori Casias  
Local Oversight Program

cc: G. Chris McLane  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

ALLEN

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGG  
ROBERT P. RICH

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

October 12, 1994

Ms. Juliet Shin  
Alameda County Health Care Services  
Department of Environmental Health  
1131 Harbor Bay Parkway, 2nd Floor  
Alameda, CA 94502

Mr. Richard Hiett  
Regional Water Quality Control Board  
San Francisco Bay Region  
2101 Webster Street, Room 500  
Oakland, CA 94612

Re: 3600 Depot Road, Hayward, California

Dear Juliet and Richard:

Enclosed herewith is one copy for each of you of the Preliminary Site Characterization Investigation Report for 3600 Depot Road in Hayward.


David Glick of GeoPlexus, Inc. estimates approximately 75 yards of soil should be removed from the adjacent property owned by Mr. and Mrs. Wheat, and I have already secured their permission to take out the 75 yards or so of contaminated soil and replace it with clean fill. As soon as the trucking company with whom I have made arrangements locates the clean fill, which I believe will be within the next few days, I plan to have a backhoe remove the gas contaminated soil and replace it with the clean fill. The gas contaminated soil will then be treated on the FORNI property under the supervision of David Glick, who advises that it should be clean and ready for distribution within the FORNI yard within thirty to ninety days.

As soon as the soil has been replaced on Mr. and Mrs. Wheat's property, we will install the monitoring wells recommended by David Glick and arrange to have those reports sent to you quarterly as required. If there are any additional approvals or other requirements from your end, please advise me immediately as we

Ms. Juliet Shin and Mr. Richard Hiatt  
October 12, 1994  
Page Two

would like to address this entire matter within the next two weeks,  
subject only to continued monitoring of the wells once installed.

Best regards,



Barry M. Gallagher

BMG/wz  
enclosures  
cc: David C. Glick - w/out encl.

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

October 4, 1994

State Water Resources Control Board  
Underground Storage Tank Local Oversight Program  
P.O. Box 944212  
Sacramento, CA 92244-2120

RE: Site #1962, 3600 Depot Road, Hayward, CA 94545

Gentlemen:

Enclosed herewith is my payment of your invoice for oversight costs for the period January 1, 1994 through June 30, 1994.

All further correspondence, billing statements and the like should be sent to the undersigned at the address indicated on this letter, as I am now the sole owner of the real property. Please mark your records accordingly.

Thank you for your continued attention to this matter.

Sincerely,

Barry M. Gallagher

BMG/mcc  
enc.

cc: Alameda County Health Care Services Agency,  
Dept. of Environmental Health  
Attn: Juliet Shin

ALCO  
HAZMAT  
91 OCT 12 AM 11:41

ALCO  
HAZMAT

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH  
CH 9/1/94 3:27

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

September 1, 1994

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Juliet Shin  
Hazardous Materials Specialist

**RE: 3600 Depot Road, Hayward**

Dear Juliet:

John Marker at Forni has been trying to reach you by phone for several days and can only get a busy signal. I also tried to reach you last week and also got a busy signal. We wanted to report to you the test wells will be drilled on September 9 at the Forni and Wheat property. David Glick at Geo Plexus, Inc. will be present to do on-site testing and we will advise you of his test results immediately thereafter.

Should you have any questions, please contact me on the morning of September 6 at my office.

Best regards,

*Barry M. Gallagher*  
Barry M. Gallagher /RL

BMG/rl

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH

ALLS  
HAZMAT  
94 JUL 28 PM 4:22  
ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

July 26, 1994

**COPY VIA FAX 6/26/94**

Alameda County Health Care Services Agency  
Department of Environmental Health  
State Water Resources Control Board  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Juliet Shin

**RE: 3600 Depot Road, Hayward, California**

Dear Juliet:

Just a note to bring you up to date on my efforts to secure permission for the monitoring wells on the property adjacent to 3600 Depot Road. The owner of that property, Patsy Wheat, had Attorney David Lanferman, with whom I understand you have already had some conversation, prepare a licensing agreement which, to me, appeared overly broad. I am in the process of revising that agreement, as he requested, and will forward that to him this week. I hope to have the agreement finalized by Friday. I will keep you fully advised of our efforts to finalize this last bit of paper before scheduling the well drilling. I believe the wells can be in place within 10-15 days and will do everything possible to ensure that that occurs.

I appreciate your continued assistance and input in our effort to take care of this matter.

Best regards,

  
Barry M. Gallagher

BMG/rl

cc: David Lanferman, Esq.  
Linda Sayers



LANFERMAN, FISHER & HASHIMOTO

ATTORNEYS AT LAW

ALUC  
HAZMAT

July 1, 1994

94 JUL -6 PM 2:04

Juliet Shin  
ALAMEDA COUNTY HEALTH CARE  
SERVICES AGENCY  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Re: 3600 Depot Road, Hayward

Dear Ms. Shin:

I have received a copy of Mr. Gallagher's letter dated 6/30/94 and simply wanted to assure you that I am generally in agreement with his status report.

I hope to resolve Mr. Gallagher's concerns about the indemnification issues soon upon his return, and continue our joint efforts to confirm the license agreement so that we can accommodate the remediation effort. Thank you.

Very truly yours,

LANFERMAN, FISHER & HASHIMOTO

  
DAVID P. LANFERMAN

DPL\sm  
F:\CLIENT\WHEAT\GENERAL  
JS070194.LTR

cc: Barry Gallagher, Esq.  
D. Wheat

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

June 1, 1994

Mr. and Mrs. Wheat  
28072 Sandalwood Drive  
Hayward, CA 94545

STID 1962

Re: Access permission for the installation of monitoring wells  
for investigations related to 3600 Depot Road, Hayward

Dear Mr. & Mrs. Wheat,

As you may be aware, an environmental investigation has been in progress at the referenced Forni Corporation (Forni) site, neighboring your site. The investigation was warranted as a result of an unauthorized release of petroleum products from the underground storage tanks into the soil beneath the site.

Forni is required to conduct ground water investigations to determine whether this release has impacted the ground water. Forni has proposed to install monitoring wells on your site to determine the extent of soil and ground water contamination resulting from their former tanks. Access onto your property is crucial in order to adequately implement the required investigations.

Forni has attempted to gain access to your property as part of their investigations since early 1993. To this date, it appears that you have not granted access.

Please be advised that should an agreement not soon be reached between the parties involved in this issue, this case will be referred to RWQCB for action. The RWQCB, pursuant to their authority under Section 13267 of the California Water Code, will require the party or parties responsible for the referenced parcel to conduct their own investigation, **at their expense**. Failure to meet RWQCB investigation and reporting schedules could result in the imposition of fines of up to \$1,000 per day of delinquency.

**Within 45 days** of the date of this letter, this Department will expect to be informed by Forni that a License Agreement for site access has been signed. Should such an agreement not be reached within this time frame, this aspect of the case will be turned over to the RWQCB for action.

BARRY M. GALLAGHER · ONE KAISER PLAZA · OAKLAND, CALIFORNIA 94610

May 31, 1994

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Juliet Shin

RE: 3600 Depot Road, Hayward

Dear Juliet:

After being advised by you of the need to place two monitoring wells on Mr. and Mrs. Wheat's property, immediately adjacent to the property line with my property on Depot Road in Hayward, I wrote to Mr. and Mrs. Wheat requesting they contact me so I could proceed as directed by your agency. As I have heard nothing from Mr. and Mrs. Wheat, and you had indicated you would pursue the matter if necessary, I ask that you contact Mr. and Mrs. Wheat in an effort to secure permission to place the monitoring wells as directed. My information indicates the owners are William J. and Patsy R. Wheat, 28072 Sandalwood Drive, Hayward, California 94545.

In light of your deadline for completing the wells, for which we have made drilling arrangements, I would appreciate your immediate attention to this request for assistance to secure the necessary permission to install the monitoring wells. I would like to bring this entire matter to closure as soon as possible.

Sincerely,



Barry M. Gallagher

BMG/rl

cc: Mr. and Mrs. William J. Wheat

ALCO  
HAZMAT

BARRY M. GALLAGHER • ONE KAISER PLAZA • OAKLAND, CALIFORNIA 94612  
MAY 19 12:03

May 18, 1994

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Juliet Shin  
Hazardous Materials Specialist

RE: 3600 Depot Road, Hayward

Dear Juliet:

This letter is merely to up-date you on our efforts to implement the revised work plan prepared by GeoPlexus. By letter dated May 17, I wrote to the adjacent property owners, Mr. and Mrs. Wheat, enclosing a copy of the revised work plan and requesting they contact me so we can implement the plan. As soon as I have heard from them, I will be in touch with you and finalize our arrangement to have the monitoring wells drilled.

I appreciate your continued cooperation in an effort to assist us in bringing this matter to closure.

Best regards,



Barry M. Gallagher

BMG/rl

cc: Mr. & Mrs. Wheat

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

May 3, 1994

Barry M. Gallagher  
Suite 2450  
Ordway Building  
One Kaiser Plaza  
Oakland, CA 94612-3685

STID 1962

Re: Revised work plan for investigations at FORNI Corporation,  
located at 3600 Depot Road, Hayward, California

Dear Mr. Gallagher,

This office has reviewed GeoPlexus's revised work plan, dated March 31, 1994. This work plan is acceptable to this office. Per the Superior Court of the State of California's Stipulation and Order, you are required to implement the work plan **within 60 days** of the date of this letter. A report documenting the work shall be submitted **within 45 days** after completing field activities.

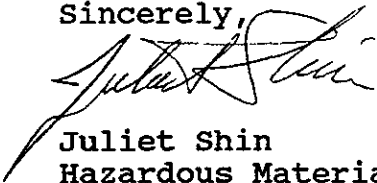
Please be reminded that "grab" ground water samples can only be used as a screening tool to assist in determining the locations of the required permanent monitoring wells. The Regional Water Quality Control Board requires that a permanent monitoring well be installed within 10 feet downgradient of the former tank pit. If adequate ground water gradient information is not available from neighboring sites, at least two additional permanent monitoring wells must be installed in order to calculate the ground water gradient.

Subsequent to the installation of the monitoring wells, these wells must be surveyed to an established benchmark with an accuracy of 0.01 foot. Quarterly ground water monitoring and reporting will be required until this site qualifies for closure. Ground water elevations and corresponding gradient determinations are to be conducted monthly for 12 consecutive months and then quarterly thereafter.

If you have any questions or comments, please contact me at (510) 271-4530.

Barry Gallagher  
Re: 3600 Depot Road  
May 3, 1994  
Page 2 of 2

Sincerely,



Juliet Shin  
Hazardous Materials Specialist

cc: John Marker  
Forni Corporation  
3600 Depot Rd.  
Hayward, CA 94545

Linda Sayers  
38444 Darnell Court  
Fremont, CA 94536

Edgar Howell-File(JS)

LAW OFFICES OF BARRY M. GALLAGHER  
A PROFESSIONAL CORPORATION

BARRY M. GALLAGHER  
RICHARD J. TAGGI  
ROBERT P. RICH

ONE KAISER PLAZA, SUITE 2450  
OAKLAND, CALIFORNIA 94612-3685  
TELEPHONE 510-836-1266  
FACSIMILE 510-836-1559

April 21, 1994

Alameda County Health Care Services  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Ms. Juliett Shin

RE: 3600 Depot Road, Hayward, California

Dear Ms. Shin:

I would very much appreciate your adding my name and address to your mailing list regarding matters pertaining to the property at 3600 Depot Road, Hayward, California, where Forni Corporation is currently located. As one of the owners of the property, I would like to be kept timely informed as to all correspondence from the Alameda County Health Care Services Department of Environmental Health.

By copy of this letter I am asking Richard Hiatt of the Regional Water Quality Control Board to do likewise.

Thank you for your anticipated cooperation in this matter.

Sincerely,

  
Barry M. Gallagher

BMG/rl

cc: Regional Water Quality Control Board  
Attention: Richard Hiatt

Forni Corporation  
Attention: John Marker



Alameda County  
District Attorney's Office  
John J. Meehan, District Attorney

ALCO  
HAZMAT

94 MAR 29 AM 9:50

March 28, 1994

Barry Gallagher  
One Kaiser Plaza, Suite 2450  
Oakland, CA 94612-3658

Re: Forni settlement  
Alameda County No. H-173474-6

Dear Mr. Gallagher:

Enclosed are copies of the executed Stipulation and Order in the Forni underground storage tank case.

If you or your client have questions of a legal nature, give me a call. If your client has questions of a technical nature, regarding the necessary investigation and possible cleanup, I suggest that they be directed to Ms. Shin.

Very truly yours,

JOHN J. MEEHAN  
District Attorney

By: 

Lawrence C. Blazer  
Deputy District Attorney

JJM:LCB:rf

cc: Juliet Shin



1 JOHN J. MEEHAN  
2 District Attorney  
3 County of Alameda  
4 LAWRENCE C. BLAZER (Bar No. 95598)  
5 Deputy District Attorney  
6 Consumer & Environmental Protection Division  
7 7677 Oakport Street, Suite 400  
8 Oakland, CA 94621  
9 (510) 569-9281

**ENDORSED  
FILED  
ALAMEDA COUNTY**

**MAR 16 1994**

**RONALD G. OVERHOLT, Exec. Off./Clerk  
By L. Viggiano**

Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF ALAMEDA

10 THE PEOPLE OF THE STATE OF CALIFORNIA, ) No. H-173474-6  
11 )  
12 Plaintiff, )  
13 )  
14 v. )  
15 )  
16 Forni Corporation, )  
17 a California Corporation, ) STIPULATION  
18 BARRY GALLAGHER, )  
19 LINDA SAYERS, )  
20 )  
21 Defendants. )

22 Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA, appearing  
23 through its attorney, JOHN J. MEEHAN, District Attorney of the  
24 County of Alameda, by LAWRENCE C. BLAZER, Deputy District Attorney,  
25 acting pursuant to Chapter 6.7 of Division 20 of the Health and  
26 Safety Code, and Defendants FORNI CORPORATION, BARRY GALLAGHER and  
27 LINDA SAYERS, appearing through their attorney, BARRY M. GALLAGHER,  
28 without the taking of proof, and without a trial and adjudication of  
29 any facts of law herein, hereby stipulate in compromise and  
30 settlement of this action that:

- 31 1. Final Judgment shall be entered on Plaintiff's complaint

1  
2 in accord with the terms herein and Plaintiff hereby waives and  
3 releases any further claims arising out of, relating to, or which  
4 may have been asserted as result of the acts, omissions,  
5 transactions, or matters relating thereto, concerning the closure of  
6 two underground fuel storage tanks at 3600 Depot Road, Hayward,  
7 California, during March, 1992.

8 2. The signing of this agreement does not constitute an  
9 admission either of liability or any issue of fact or law or that  
10 any claim or action is with or without merit. Judgment is entered  
11 without the presentation of evidence and without trial or  
12 adjudication of any of the issues of fact or law herein. No  
13 findings or determination of any kind with respect to the merits of  
14 the within action have been or shall be made.

15 3. Defendants have been served with copies of the complaint  
16 herein and here acknowledge that the Superior Court, County of  
17 Alameda, has personal jurisdiction over Defendants.

18 4. The Superior Court of the State of California, County of  
19 Alameda, has jurisdiction of the subject matter hereto.

20 6. The Superior Court of the State of California, County of  
21 Alameda, may enter a Final Judgment in the above-captioned matter,  
22 providing as follows:

- 23 a) Defendants and their agents, employees and  
24 representatives, and any and all of them, shall be  
25 restrained and enjoined from violating Chapter 6.7  
26 of the California Health and Safety Code.
- 27 b) Defendants shall comply with all instructions of the

1  
2 Alameda County Department of Environmental Health,  
3 Hazardous Materials Division ("Division") regarding  
4 the site investigation and any site remediation  
5 regarding Defendants' property at 3600 Depot Road in  
6 Hayward. These instructions include, but are not  
7 limited to, the following:

8 i) Defendants shall, within 60 days of the  
9 execution of this Stipulation, implement the  
10 workplan already submitted to the Division  
11 (investigating the extent of soil contamination).

12 ii) Defendants shall, within 45 days of the  
13 execution of this Stipulation, submit to the  
14 Division an amendment to the workplan already  
15 submitted, adding provisions describing steps to  
16 investigate whether groundwater has been  
17 contaminated at the site, and if so, the extent of  
18 the contamination. Once the amended workplan has  
19 been reviewed for its adequacy, and approved,  
20 defendants shall implement the plan within 60 days  
21 of the approval.

22 iii) Defendants shall, within 45 days of the  
23 implementation of the workplan for groundwater  
24 investigation, submit a report to the Division  
25 detailing the findings regarding both soil and  
26 groundwater contamination.

27 iv) Defendants shall, once the site soil and  
28

1  
2 groundwater investigation reports are submitted,  
3 take whatever steps are requested by the Division to  
4 remediate any contamination found as a result of the  
5 investigation.

6 v) In any event, defendants shall conduct  
7 quarterly monitoring of any monitoring wells  
8 installed to determine groundwater contamination,  
9 for a minimum of four quarters, and thereafter for  
10 as long as requested by the Division.

11 c) Defendant shall pay to Plaintiff, THE PEOPLE OF THE STATE  
12 OF CALIFORNIA, through JOHN J. MEEHAN, District Attorney  
13 of the County of Alameda, a total settlement amount  
14 pursuant to Health and Safety Code section 25299 of Ten  
15 Thousand Dollars (\$10,000.00) payable on March 30, 1994.  
16 On or before that date Defendant shall present two checks  
17 to the office of the District Attorney, Consumer and  
18 Environmental Protection Division, located at 7677 Oakport  
19 Street, Suite 400, Oakland, CA 94621:

20 1. One check, payable to the Treasurer of Alameda  
21 County, shall be in the amount of Five Thousand  
22 Dollars (\$5,000.00) as penalties;

23 2. One check, payable to the Alameda County  
24 Hazardous Materials Program Training and  
25 Resource Trust Account, shall be in the amount  
26 of Five Thousand Dollars (\$5,000.00), as costs.

27 7. The parties waive the right to appeal of this Stipulated

Final Judgment.

8. Jurisdiction shall be retained for the purpose of enabling either party to this Stipulation to apply to the Court at any time for such further orders and directions as may be necessary and appropriate.

Dated: 3/15/94

JOHN J. MEEHAN  
District Attorney

By: *Lawrence C. Blazer*  
Lawrence C. Blazer  
Deputy District Attorney  
Attorneys for Plaintiff

Dated: 3-4-94

Forni Corporation

By: *John Marker*  
John Marker  
President

Dated: 3-4-94

*Barry Gallagher*  
Barry Gallagher  
Defendant

Dated: 3-4-94

*Linda Sayers*  
Linda Sayers  
Defendant

Dated: 3-10-94

*Barry Gallagher*  
Barry Gallagher  
Attorney for Defendants

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1 JOHN J. MEEHAN  
2 District Attorney  
3 County of Alameda  
4 LAWRENCE C. BLAZER (Bar No. 95598)  
5 Deputy District Attorney  
6 Consumer & Environmental Protection Division  
7 7677 Oakport Street, Suite 400  
8 Oakland, CA 94621  
9 (510) 569-9281  
10 Attorneys for Plaintiff

ENDORSED  
FILED  
ALAMEDA COUNTY

MAR 22 1994

RONALD G. OVERHOLT, Exec. Off./Clerk  
By Linda Steffens

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 COUNTY OF ALAMEDA

10 THE PEOPLE OF THE STATE OF CALIFORNIA, ) No. H-173474-6  
11 )  
12 Plaintiff, )  
13 )  
14 v. )  
15 )  
16 Forni Corporation, )  
17 a California Corporation, )  
18 BARRY GALLAGHER, ) ORDER FOR  
19 LINDA SAYERS, ) FINAL JUDGMENT  
20 )  
21 Defendants. )

22 It appearing to the Court that the Court has jurisdiction  
23 of the subject matter herein and the parties hereto, that Plaintiff  
24 has filed a Complaint; that Defendants have been served with a copy  
25 of the Complaint and have appeared; that Plaintiff appearing through  
26 its attorney JOHN J. MEEHAN, District Attorney, by LAWRENCE C.  
27 BLAZER, Deputy District Attorney, and Defendants FORNI CORPORATION,  
28 BARRY GALLAGHER and LINDA SAYERS, appearing through their attorney,  
29 BARRY M. GALLAGHER, have stipulated to entry of this Judgment  
30 without the taking of proof, without trial or adjudication of any  
31

1 facts or issues of law herein, therefore:  
2

3 IT IS ORDERED, ADJUDGED AND DECREED that the Defendants,  
4 their agents, officers, employees, and all persons acting in concert  
5 with Defendants, with actual or constructive notice of this  
6 Judgment, are restrained and enjoined as provided for in the  
7 Stipulation attached hereto and incorporated herein and that the  
8 Stipulation shall be the Court's Order.

9 Dated: MAR 22 1994  
10

11 RONALD M. SABRAW  
12 Judge of the Superior Court  
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M E E T I N G

2/15/94

Attending: Larry Blazer, District Attorney  
Barry M. Gallagher, Property Owner  
John Marker, Business Owner  
Juliet Shin, HMS

Purpose: The District Attorney's office has suited the site for failure to comply with soil and ground water investigation requirements. The meeting is to discuss the work required and the property owner's bankruptcy situation.

Mr. Gallagher stated that he is 2/3 owner of the site, and Linda Sayer is 1/3 owner. He discussed the release from the above ground tank in 1990. Mr. Gallagher stated that he would submit to the County an addendum to the work plan, which will address ground water investigations. Mr. Blazer and Mr. Gallagher will work out a timeline. Mr. Gallagher stated that he would put an answer on file in response to the law suit, in a couple of days. Mr. Gallagher stated that there is the potential for USTs to be located on the adjacent property.



ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

February 7, 1994

Mr. John Marker  
Forni Corporation  
3600 Depot Rd.  
Hayward, CA 94545

STID 1962

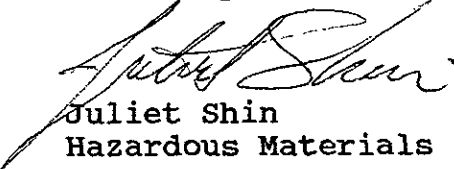
Re: Soil disposal at 3600 Depot Rd., Hayward, CA 94545

Dear Mr. Marker,

This office has received Tank Protect's letter, dated February 3, 1994, and attached laboratory analysis results, requesting that the clean portions of the stockpiled soil be allowed to be reused on site. It appears that, of the nine soil samples collected, seven of the soil samples did not identify contaminants above detection limits. Therefore, the quadrants of soil from where these seven soil samples were collected may be reused on site. The remaining soil must either be aerated on site or disposed of off-site at a certified facility.

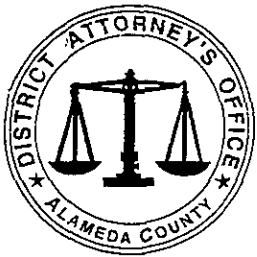
If you have any questions or comments, please contact me at (510) 271-4530.

Sincerely,

  
Juliet Shin  
Hazardous Materials Specialist

cc: Lee Huckins  
Tank Protect Engineering  
2821 Whipple Road  
Union City, CA 94587-1233

Edgar Howell-File(JS)



Alameda County  
District Attorney's Office  
John J. Meehan, District Attorney

93 OCT 13 AM 9:48

September 2, 1993

John Marker  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

Re: Soil and Groundwater  
Investigation and Remediation

Dear Mr. Marker:

As you know, a portion of the soil at your facility has been contaminated by leaking fuel tanks. Because efforts by the Hazardous Materials Division of the Alameda County Department of Environmental Health to have the matter properly addressed have been fruitless, the case has been formally referred to this office for enforcement action.

In 30 days, we will be filing a lawsuit against Forni Corporation and the owners of the property, seeking injunctive relief and civil penalties under Chapter 6.7 of the California Health and Safety Code.

If you or your legal counsel wish to discuss the matter within that time period, you may contact me. If no such contact is made, we will assume that you wish us to proceed without your input.

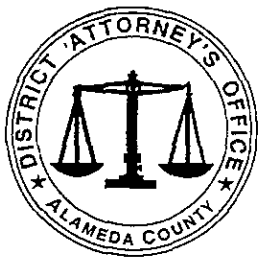
Very truly yours,

JOHN J. MEEHAN  
District Attorney

By:   
Lawrence C. Blazer  
Deputy District Attorney

JJM:LCB:rf

cc: Barry Gallagher  
Linda Sayers



Alameda County  
District Attorney's Office  
John J. Meehan, District Attorney

September 2, 1993

Barry Gallagher  
Ordway Building - Suite 2450  
1 Kaiser Plaza  
Oakland, CA 94612

Re: 3600 Depot Road, Hayward

Dear Mr. Gallagher:

As you may be aware, the property at 3600 Depot Road in Hayward was contaminated some time ago by leaking fuel tanks. Informal efforts to have Forni Corporation comply with California law, (regarding necessary site investigation and cleanup procedures) have been unsuccessful. Therefore the case has been formally referred to this office for enforcement action.

In 30 days we will be filing a lawsuit, seeking injunctive relief and civil penalties pursuant to Chapter 6.7 of the California Health and Safety Code. Because county records indicate that you are an owner of the property, it is anticipated that you will be a named defendant.

If you wish to discuss this matter prior to the filing, I suggest that you or your counsel contact me. If no such contact is made, we will assume that you wish us to proceed without your input.

Very truly yours,

JOHN J. MEEHAN  
District Attorney

By:   
Lawrence C. Blazer  
Deputy District Attorney

JJM:LCB:rf



Alameda County  
District Attorney's Office  
John J. Meehan, District Attorney

September 2, 1993

Linda Sayers  
38444 Darnell Court  
Fremont, CA 94536

Re: 3600 Depot Road, Hayward

Dear Ms. Sayers:

As you may be aware, the property at 3600 Depot Road in Hayward was contaminated some time ago by leaking fuel tanks. Informal efforts to have Forni Corporation comply with California law, (regarding necessary site investigation and cleanup procedures) have been unsuccessful. Therefore the case has been formally referred to this office for enforcement action.

In 30 days we will be filing a lawsuit, seeking injunctive relief and civil penalties pursuant to Chapter 6.7 of the California Health and Safety Code. Because county records indicate that you are an owner of the property, it is anticipated that you will be a named defendant.

If you wish to discuss this matter prior to the filing, I suggest that you or your counsel contact me. If no such contact is made, we will assume that you wish us to proceed without your input.

Very truly yours,

JOHN J. MEEHAN  
District Attorney

By:   
Lawrence C. Blazer  
Deputy District Attorney

JJM:LCB:rf

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

August 11, 1993

Gil Jensen  
Alameda County  
District Attorney's Office  
7677 Oakport St., Ste 400  
Oakland, CA 94621

Re: Forni Corporation site, located at 3600 Depot Road, Hayward

Dear Mr. Jensen,

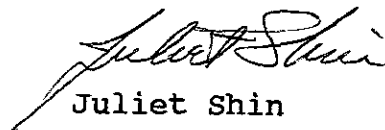
In July 1992, this office requested that Forni submit a work plan for soil and ground water investigations for the above site. A work plan, addressing only a portion of the required work, was submitted to this office in February 1993. Forni stated that they did not have the finances to conduct all of the required work and requested that they be able to conduct the work in phases. This office stated that this would be acceptable and approved the work plan. To this date, Forni has not implemented the approved work plan claiming that they do not have the financial ability to pay for these investigations.

According to Mr. John Marker, manager and contact for Forni, the owners and operators of the site, Mr. Barry Gallagher and Linda Sayer, declared Chapter 11 Bankruptcy in 1990. Their bankruptcy number is: # 4-89-03121-T-3, and their bankruptcy court is in Oakland. Mr. Marker stated that they have one more year to go on this bankruptcy claim.

Per our conversation today, I am submitting this information for your review and determination as to whether the case should be referred to Larry Blazer.

If you wish to get in touch with Mr. Marker, his phone number is (510) 783-3400. If you have any questions please give me a call.

Sincerely,

  
Juliet Shin

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

May 10, 1993

Mr. John Marker  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

STID 1962

Re: Required investigations at FORNI Corporation (Forni) site,  
located at 3600 Depot Road, Hayward, California

Dear Mr. Marker,

This office sent Forni a letter, dated July 27, 1992, requiring the site to submit a work plan to this office addressing soil and groundwater investigations. In a letter dated January 11, 1993, this office sent another letter to Forni requesting this work plan. On February 17, 1993, this office received GeoPlexus' work plan, dated February 10, 1993, addressing investigations only associated with the delineation of soil contamination at the site. Subsequently, this office sent you a letter, dated February 22, 1993, approving the work plan but also requiring that you address the extent and severity of the ground water contamination.

Per a conversation with you on March 18, 1993, it was determined that the investigations at the site would be conducted in phases due to Forni's financial difficulties, and that the initial phase would involve implementing the proposed soil investigations work in the approved work plan, and that the second phase would address the ground water investigations.

At this point, it appears that access by Forni's neighbors has essentially been granted for the first phase of work. However, per a conversation with you on May 10, 1993, implementing the work at this time will be very difficult due to Forni's worsening financial situation. Therefore, this office granted an extension for the implementation of the first phase of work to **August 1, 1993.**

If Forni's inability to conduct investigations at the site continues due to financial difficulties, this office will have to transfer the case to the District Attorney's office for the proper evaluation of Forni's financial status.

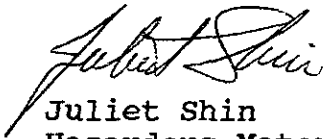
Please be reminded a work plan addressing the ground water investigations at the site must be submitted to this office shortly after the soils investigation. Details of the ground

Mr. John Marker  
Re: 3600 Depot Road  
May 10, 1993  
Page 2 of 2

water investigation requirements are summarized in the July 27, 1992 and February 22, 1993 letters from this office.

If you have any questions or comments, please contact me at (510) 271-4530.

Sincerely,



Juliet Shin  
Hazardous Materials Specialist

cc: Sumadhu Arigala, RWQCB

David Glick  
GeoPlexus, Inc.  
1900 Wyatt Dr., Ste 1  
Santa Clara, CA 95054

Gil Jensen, Alameda County Distric Attorney's Office

Edgar Howell-File(JS)

white -env.health  
 yellow -facility  
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

Hazardous Materials Inspection Form

II, III

3/2/93

Site ID # 19102 Site Name FOANI CORPORATION Today's Date 2/3/93

Site Address 3600 DEPOT BLVD  
 City WATSON Zip 94545 Phone 783-3400

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments:

on site to make an inspection of ~~ST~~  
 UNDERGROUND TANKS - THE TANKS  
 WERE REMOVED ALREADY AS  
 INDICATED BY CRAIG GIL "PH.CET.MBA"  
 WILL CONTACT JOHN MARINA AT  
 783-3400 TO CHECK STATUS.

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N)
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(f)
- 18. Exemption Request? (Y/N) 25536(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General
- 1. Permit Application 25284 (H&S)
  - 2. Pipeline Leak Detection 25292 (H&S)
  - 3. Records Maintenance 2712
  - 4. Release Report 2651
  - 5. Closure Plans 2670

- Monitoring for Existing Tanks
- 6. Method
    - 1) Monthly Test
    - 2) Daily Vadose Semi-annual groundwater One time soils
    - 3) Daily Vadose One time soils Annual tank test
    - 4) Monthly Gndwater One time soils
    - 5) Daily inventory Annual tank testing Cont pipe leak det Vadose/gndwater mon.
    - 6) Daily inventory Annual tank testing Cont pipe leak det
    - 7) Weekly Tank Gauge Annual tank testing
    - 8) Annual Tank Testing Daily inventory
    - 9) Other

- 7. Precis Tank Test Date: 2643
- 8. Inventory Rec. 2644
- 9. Soil Testing . 2646
- 10. Ground Water. 2647

- New Tanks
- 11. Monitor Plan 2632
  - 12. Access. Secure 2634
  - 13. Plans Submit Date: 2711
  - 14. As Built Date: 2635

Rev 6/88

Contact: Craig Gil

Title: \_\_\_\_\_

Signature: C Gil

Inspector: Amir U. G. H. V. S. I.

Signature: Amir U. G. H. V. S. I.

II, III



ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

January 11, 1993

Mr. Christopher McLane  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

STID 1962

Re: Required investigations at the Forni Corporation site,  
located at 3600 Depot Road, Hayward, California

Dear Mr. McLane,

This office sent Forni Corporation a letter, dated July 27, 1992, requiring the site to submit a work plan addressing soil and ground water investigations. This work plan was due by January 11, 1993, and, to this date, it has not been submitted to this office.

A work plan, addressing the issues outlined in the July 27, 1992 letter, is required to be submitted within 45 days of the date of this letter.

Please be reminded to copy Sumadha Arigala, at the San Francisco Bay Region-Water Quality Control Board, on all correspondence and reports regarding the site.

If you have any questions or comments, please contact me at (510) 271-4530.

Sincerely,

A handwritten signature in cursive script that reads "Juliet Shin".

Juliet Shin  
Hazardous Materials Specialist

cc: Sumadha Arigala, RWQCB

Hugh Murphy, Hayward Fire Dept.

Gil Jensen, Alameda County District Attorney's Office

Ms. Linda Sayers  
Mr. Barry M. Gallagher  
38444 Darnell Court  
Fremont, CA 94536

Edgar Howell-File(JS) *EPN*

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

January 11, 1993

Linda Sayers  
Barry M. Gallager  
38444 Darnell Court  
Fremont, CA 94536

DEPARTMENT OF ENVIRONMENTAL HEALTH  
State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program  
80 Swan Way, Rm 200  
Oakland, CA 94621  
(510) 271-4530

STID 1962

Re: Required investigations at the Forni Corporation site,  
located at 3600 Depot Road, Hayward, California

Dear Ms. Sayers and Mr. Gallager,

This office sent Forni Corporation a letter, dated July 27, 1992, requiring the site to submit a work plan addressing soil and ground water investigations. This work plan was due by January 11, 1993, and, to this date, it has not been submitted to this office.

A work plan, addressing the issues outlined in the July 27, 1992 letter, is required to be submitted **within 45 days** of the date of this letter.

Please be reminded to copy Sumadha Arigala, at the San Francisco Bay Region-Water Quality Control Board, on all correspondence and reports regarding the site.

If you have any questions or comments, please contact me at (510) 271-4530.

Sincerely,

Juliet Shin  
Hazardous Materials Specialist

cc: Sumadha Arigala, RWQCB

Hugh Murphy, Hayward Fire Dept.

Gil Jensen, Alameda County District Attorney's Office

Mr. Christopher McLane  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

Edgar Howell-File(JS)

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Division  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(510) 271-4320

July 27, 1992

Mr. Christopher McLane  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

STID 1962

RE: Required investigations for the Forni Corporation site,  
located at 3600 Depot Road, Hayward, California

Dear Mr. McLane,

On March 9, 1992, two 4,000-gallon underground gasoline tanks were removed from the above site. Two soil samples were collected from beneath each of the underground storage tanks (USTs). Analysis of these samples identified 480 and 490 parts per million (ppm) of Total Petroleum Hydrocarbons as gasoline (TPHg) underneath one of the USTs in native soil. On March 12, 1992, five additional soil samples were collected from the sidewalls and bottom of the overexcavated area. Analysis of these samples identified 2,200 ppm of TPHg from the western wall of this excavation. Therefore, soil contamination appears to be the most severe along the western property line.

Guidelines established by the Regional Water Quality Control Board (RWQCB) require that a soil and ground water investigation be conducted whenever an unauthorized release of product is suspected from an UST. The above information would indicate that such an event may have occurred.

You are required to conduct a **Preliminary Site Assessment (PSA)** to determine the lateral and vertical extent and severity of latent **soil and ground water contamination** which may have resulted from the release at the site. The information gathered by the PSA will be used to determine an appropriate course of action to remediate the site, if deemed necessary.

RWQCB's guidelines state that, as part of the initial ground water investigations, a ground water monitoring well must be installed within ten feet of the former USTs in the verified downgradient direction. If adequate ground water gradient information is not available from neighboring sites, additional monitoring wells must

Mr. Christopher McLane  
RE: 3600 Depot Rd.  
July 27, 1992  
Page 2 of 3

be installed at the site in order to complete the triangulation necessary to determine the ground water gradient beneath the site.

Subsequent to the installation of the monitoring wells, these wells must be surveyed to an established benchmark with an accuracy of 0.01 foot. Additionally, ground water elevations are to be measured monthly for 12 consecutive months and then quarterly thereafter. Ground water samples are to be collected and analyzed quarterly.

The PSA must be conducted in accordance with RWQCB's Staff Recommendation for the Initial Evaluation and Investigation of Underground Tanks, August 1990, the State Water Resources Control Board's LUFT field manual, and be consistent with requirements set forth in Article 11 of Title 23, California Code of Regulations. Please reference the attached **Appendix A** summarizing the technical scope of such a PSA proposal.

The PSA shall be conducted under the direction of a registered engineer/geologist. A technical report shall be submitted following completion of this initial stage of work at the site. Subsequent reports are to be submitted **quarterly** until this site qualifies for final RWQCB "sign-off".

The referenced initial and quarterly reports must describe the status of the investigation and must include, among others, the following elements:

- o Details and results of all work performed during the designated period of time: records of field observations and data, boring and well construction logs, water level data, chain-of-custody forms, laboratory results for all samples collected quarterly, tabulations of free product thicknesses and dissolved fractions, etc.
- o Status of groundwater contamination characterization
- o Interpretation of results: water level contour maps showing gradients, free and dissolved product plume definition maps for each target component, geologic cross sections, etc.
- o Recommendations or plans for additional investigative work or remediation

Mr. Christopher McLane  
RE: 3600 Depot Rd.  
July 27, 1992  
Page 3 of 3

Please be advised that this is a formal request for technical reports pursuant to **California Water Code Section 13267 (b)**. Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by either this agency or RWQCB.

Please be reminded that you are required to copy Richard Hiett, at the San Francisco Region-Water Quality Control Board, on all reports and correspondence regarding the above sites.

If you have any questions or comments please contact Ms. Juliet Shin at (510) 271-4530.

Sincerely,



Scott O. Seery, CHMM  
Senior Hazardous Materials Specialist

**Attachment**

cc: Mr. Eddy So, RWQCB

Hugh Murphy, Hayward Fire Dept.

Kevin Krause  
KTW & Associates  
43289 Osgood Road  
Fremont, CA 94539

Ms. Linda Sayers  
Mr. Barry M. Gallagher  
38444 Darnell Court  
Fremont, CA 94536

Edgar Howell-File (JS)

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



State Water Resources Control Board  
Division of Clean Water Programs  
UST Local Oversight Program

RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Division  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(510) 271-4320

July 10, 1992

Mr. G. Christopher McLane  
Forni Corporation  
3600 Depot Road  
Hayward, CA 94545

RE: 3600 DEPOT ROAD, HAYWARD

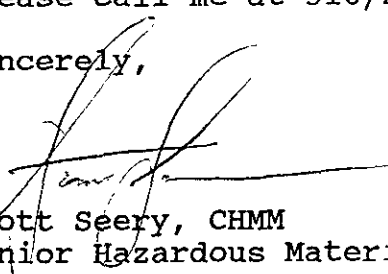
Dear Mr. McLane:

The account established to offset Alameda County Environmental Health Department expenses during oversight of the underground storage tank (UST) closures at the referenced site is presently \$257 in arrears. This deficit is a result of additional time being spent in the field to witness closure and sampling activities.

Please remit a check made payable to Alameda County for \$257 so that the current account deficit may be resolved. Your prompt attention to this matter is greatly appreciated.

Please call me at 510/271-4320 should you have any questions.

Sincerely,

  
Scott Seery, CHMM  
Senior Hazardous Materials Specialist

cc: Rafat A. Shahid, Assistant Agency Director, Env. Health  
Tom Gregory, KTW and Associates  
Linda Sayers/Barry Gallager  
files

# BILLING ADJUSTMENT FORM

Billing Acct.#	
<input type="checkbox"/>	Generator...H _____
<input type="checkbox"/>	HMMP.....L _____
<input checked="" type="checkbox"/>	UST.....T <u>31057</u>

Date: 6/24/92  
HazMat StID#: 1962

Caller: \_\_\_\_\_ Phone: \_\_\_\_\_

Company Name: Thermi Corporation

Site Address: 3600 Depot Rd. Hayward 94545  
City Zip

Requested Changes: \_\_\_\_\_

Initials: \_\_\_\_\_

Rescind Bill with explanation and date (if available):

- Generator \_\_\_\_\_
- HMMP (AB2185) \_\_\_\_\_
- UST 2 ust removed

Continue Billing With Following Changes:

- |   |        |       |
|---|--------|-------|
|   | From : | To :  |
| <input type="checkbox"/> Change number of EMPLOYEES | _____  | _____ |
| <input type="checkbox"/> Change number of TANKS     | _____  | _____ |
| <input type="checkbox"/> HMMP (AB2185)              |        |       |
| <input type="checkbox"/> Updated information        |        |       |

Business Name \_\_\_\_\_ Phone: \_\_\_\_\_

SITE Address \_\_\_\_\_  
City Zip

BILLING Address \_\_\_\_\_  
City Zip

Inspector: *Arden...* Date: 11/20/92

Sent to Billing  
on 12/1/92  
Rev 12/91 Mac-BillAdj-2

(H - 2)

## HAZARDOUS WASTE INFORMATION

### IDENTIFICATION

Chemical Category \_\_\_\_\_ Trade Secret: Yes [ ] No [ ]

Location: Bldg \_\_\_\_\_ Floor \_\_\_\_\_ Room \_\_\_\_\_

Amount Generated / Year \_\_\_\_\_ Units \_\_\_\_\_

EPA Waste Category No. (Table 3) \_\_\_\_\_ CIN No. (Table 2) \_\_\_\_\_

Storage Types \_\_\_\_\_ Temperature/Pressure Conditions \_\_\_\_\_

### INGREDIENTS

Chemical Name	CIN No. (Table 1)	CAS No.	DOT No.	Percent

*[Handwritten signature]*



white -env.health  
 yellow -facility  
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

Hazardous Materials Inspection Form

II, III

Site ID # \_\_\_\_\_ Site Name Forni Corp. Today's Date 3/12/92

Site Address 3600 Depot Road  
 City Hayward Zip 94 Phone \_\_\_\_\_

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments:

1:30 - 2:45 (4)  
 On-site to observe sampling of sidewalls and bottom of excavation following a limited over-excavation of the former UST pit. Apparently at least one source of water seen in the pit previously and today was from a leaking H<sub>2</sub>O pipe located on the west fringe of the pit. This pipe has since been repaired. KTW's plan is to pump the pit out in the next several days, allowing it to remain open at least 48 hrs. before backfilling to determine if GW has contributed to the source of water in the pit.

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N) \_\_\_\_\_
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(f)
- 18. Exemption Request? (Y/N) 25536(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- |                               |   |
|-------------------------------|---|
| General                       | <input type="checkbox"/> 1. Permit Application 25284 (H&S)                              |
|                               | <input type="checkbox"/> 2. Pipeline Leak Detection 25292 (H&S)                         |
|                               | <input type="checkbox"/> 3. Records Maintenance 2712                                    |
|                               | <input type="checkbox"/> 4. Release Report 2651   |
|                               | <input type="checkbox"/> 5. Closure Plans 2670  |
| Monitoring for Existing Tanks | <input type="checkbox"/> 6. Method  |
|                               | 1) Monthly Test   |
|                               | 2) Daily Vadose<br>Semi-annual groundwater<br>One time soils                            |
|                               | 3) Daily Vadose<br>One time soils<br>Annual tank test                                   |
|                               | 4) Monthly Gndwater<br>One time soils   |
|                               | 5) Daily Inventory<br>Annual tank testing<br>Cont pipe leak det<br>Vadose/gndwater mon. |
|                               | 6) Daily Inventory<br>Annual tank testing<br>Cont pipe leak det                         |
|                               | 7) Weekly Tank Gauge<br>Annual tank testing   |
|                               | 8) Annual Tank Testing<br>Daily Inventory   |
|                               | 9) Other _____  |
| New Tanks                     | <input type="checkbox"/> 7. Precip Tank Test 2643<br>Date: _____                        |
|                               | <input type="checkbox"/> 8. Inventory Rec. 2644   |
|                               | <input type="checkbox"/> 9. Soil Testing . 2646   |
|                               | <input type="checkbox"/> 10. Ground Water. 2647   |
|                               | <input type="checkbox"/> 11. Monitor Plan 2632  |
|                               | <input type="checkbox"/> 12. Access. Secure 2634  |
|                               | <input type="checkbox"/> 13. Plans Submit 2711<br>Date: _____                           |
|                               | <input type="checkbox"/> 14. As Built 2635<br>Date: _____                               |

Rev 6/88

Contact: Kevin Krause

Title: KTW + Aspl.

Signature: [Signature]

Inspector: [Signature]

Signature: [Signature]

II, III

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION  
80 SWAN WAY, ROOM 200  
OAKLAND, CA 94621  
PHONE NO. 415/271-4320

Project Specialist (print) Scott Seery

505  
3/4/92  
ACCEPTED  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
470 - 27th St. 3rd Floor  
Oakland, CA 94612  
Telephone: (415) 271-7227

These plans have been reviewed and found to be acceptable and essentially meet the requirements of State and local health laws. Changes to your plan as indicated by this Department are to assure compliance with State and local laws. The project proposed location is now reviewed for issuance of any required building permits for construction. One copy of these accepted plans must be on the job and available to all contractors and craftsmen involved with the removal.

Any change or alterations of these plans and specifications must be submitted to this Department and to the Fire and Building Inspection Department to determine if such changes meet the requirements of State and local laws. Notify this Department at least 48 hours prior to the following required inspections:

- 3-10-92 Removal of Tank and Piping
- 3-10-92 Sampling

Final Inspection  
Issuance of a permit to operate is dependent on compliance with accepted plans and all applicable laws and regulations.

THERE IS A FINANCIAL PENALTY FOR NOT OBTAINING THESE INSPECTIONS.

92 FEB 10 11:25

**UNDERGROUND TANK CLOSURE PLAN**

\*\*\* Complete according to attached instructions \*\*\*

1. Business Name Forni Corporation  
Business Owner Barry M. Gallagher & Linda Sayers
  2. Site Address 3600 Depot Road  
City Hayward CA Zip 94545 Phone (510) 783-3400
  3. Mailing Address 3600 Depot Road  
City Hayward CA Zip 94545 Phone (510) 783-3400
  4. Land Owner Linda Sayers & Barry M. Gallagher  
Address L. Sayers: 33444 Darnel Ct., Fremont, CA 94536 City, State                      Zip                       
B. Gallagher: ORdway Bld., Ste. 2450, 1 Kaiser Plaza, Oakland 94612
  5. Generator name under which tank will be manifested Forni Corporation
- EPA I.D. No. under which tank will be manifested CAC 000669-184

6. Contractor K.T.W. & Associates, Inc.  
 Address 43289 Osgood Road  
 City Fremont, CA 94539 Phone (510) 623-048  
 License Type C 61/D40 Haz mat\* ID# 572427

*\* 3/4/92 phone call with Kevin Krause*

7. Consultant K.T.W. & Associates, Inc.  
 Address 43289 Osgood Road  
 City Fremont, CA 94539 Phone (510) 623-0480

8. Contact Person for Investigation  
 Name Chris McLane Title President, Forni Corp.  
 Phone (510) 783-3400

9. Number of tanks being closed under this plan 2  
 Length of piping being removed under this plan unknown  
 Total number of tanks at facility 2

10. State Registered Hazardous Waste Transporters/Facilities (see instructions).

**\*\* Underground tanks are hazardous waste and must be handled \*\*  
 as hazardous waste**

a) Product/Residual Sludge/Rinsate Transporter

Name Evergreen Oil EPA I.D. No. CAD 980 887-418  
 Hauler License No. \_\_\_\_\_ License Exp. Date \_\_\_\_\_  
 Address 6880 SMith Avenue  
 City Newark State CA Zip 94560

b) Product/Residual Sludge/Rinsate Disposal Site

Name Evergreen Oil EPA I.D. No. CAD 980 887-418  
 Address 6880 Smith Avenue  
 City Newark State CA Zip 94560

c) Tank and Piping Transporter

Name Erickson Inc. EPA I.D. No. CAD 981 982-663  
 Hauler License No. \_\_\_\_\_ License Exp. Date \_\_\_\_\_  
 Address 255 Parr Blvd.  
 City Richmond State CA Zip 94573

d) Tank and Piping Disposal Site

Name Erickson Inc. EPA I.D. No. CAD 981 982-663  
 Address 255 Parr Blvd.  
 City Richmond State CA Zip 94560

11. Experienced Sample Collector

Name Mark Borch-Jensen  
 Company K.T.W. & Associates, Inc.  
 Address 43289 Osgood Road  
 City Fremont State CA Zip 94539 Phone (510) 623-048

12. Laboratory

Name Anametrix Inc.  
 Address 1961 Concourse Dr.  
 City San Jose State CA Zip 95131  
 State Certification No. DOS #151

13. Have tanks or pipes leaked in the past? Yes [ ] No [ ]

If yes, describe. Unknown  
 \_\_\_\_\_  
 \_\_\_\_\_

14. Describe methods to be used for rendering tank inert

CO<sub>2</sub> displacement, via solid carbon dioxide @ 50lbs/pr 1,000 gallon

Before tanks are pumped out and inerted, all associated piping must be flushed out into the tanks. All accessible associated piping must then be removed. Inaccessible piping must be plugged.

The Bay Area Air Quality Management District (771-6000), along with local Fire and Building Departments, must also be contacted for tank removal permits. Fire departments typically require the use of explosion proof combustible gas meters to verify tank inertness. It is the contractor's responsibility to bring a working combustible gas meter on site to verify tank inertness.

15. Tank History and Sampling Information

Tank		Material to be sampled (tank contents, soil, groundwater, etc.)	Location and Depth of Samples
Capacity	Use History (see instructions)		
4,000	leaded Gasoline	Soil and water (groundwater)	If groundwater is present, two soil and one (1) water sample from above the saturated zone.
4,000	leaded Gasoline	Soil and water (groundwater)	If groundwater is present, two (2) soil and one (1) water sample from above the saturated zone.

One soil sample must be collected for every 20 feet of piping that is removed. A ground water sample must be collected should any ground water be present in the excavation.

Excavated/Stockpiled Soil	
<p>Stockpiled Soil Volume (Estimated)</p> <p>If disposed onsite</p> <p>" " offsite</p>	<p>Sampling Plan</p> <p>"Unable to estimate volume" Not applicable at this time.</p> <p>1 soil sample / 20 yd<sup>3</sup> &gt; minimum</p> <p>1 soil sample / 50 yd<sup>3</sup></p>

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

16. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
<p>Gasoline</p> <p>BTXE</p> <p>Total lead (OR)</p> <p>TEL</p> <p>EDB</p>	<p><del>DHS-LUFT</del> 5030</p> <p>DHS-LUFT</p> <p>AA</p>	<p>GCFID</p> <p>8020 / 602</p> <p>soil GW</p> <p>DHS LUFT</p> <p>DHS AB1803</p>	<p>5030 1.0 ppm</p> <p>602 0.005 "</p>

17. Submit Site Health and Safety Plan (See Instructions)

18. Submit Worker's Compensation Certificate copy

Name of Insurer State Fund

19. Submit Plot Plan (See Instructions)

20. Enclose Deposit (See Instructions)

21. Report any leaks or contamination to this office within 5 days of discovery. The report shall be made on an Underground Storage Tank Unauthorized Leak/Contamination Site Report form. (see Instructions)

22. Submit a closure report to this office within 60 days of the tank removal. This report must contain all the information listed in item 22 of the instructions.

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true.

I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel health and safety. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Once I have received my stamped, accepted closure plan, I will contact the project Hazardous Materials Specialist at least three working days in advance of site work to schedule the required inspections.

Signature of Contractor

Name (please type) Kevin M. Krause

Signature 

Date 2/5/92

Signature of Site Owner or Operator

Name (please type) Chris Mc Lane

Signature 

Date \_\_\_\_\_

**INSTRUCTIONS**General Instructions

- \* Three (3) copies of this plan plus attachments and deposit must be submitted to this Department.
- \* Any cutting into tanks requires local fire department approval.
- \* One complete copy of your approved plan must be at the construction site at all times; a copy of your approved plan must also be sent to the landowner.

Item Specific Instructions

2. SITE ADDRESS  
Address at which closure is taking place.
5. EPA I.D. NO. under which the tanks will be manifested  
EPA I.D. numbers may be obtained from the State Department of Health Services, 916/324-1781.
6. CONTRACTOR  
Prime contractor for the project.
10. STATE REGISTERED HAZARDOUS WASTE TRANSPORTERS/FACILITIES
  - a) All residual liquids and sludges are to be removed from tanks before tanks are inerted.
  - c) Tanks must be hauled as hazardous waste.
  - d) This is the place where tanks will be taken for cleaning.
15. TANK HISTORY AND SAMPLING INFORMATION

Use History - This information is essential and must be accurate. Include installation date, products stored in the tank, and the date when the tank was last used.

Material to be sampled - e.g. water, oil, sludge, soil, etc..

Location and depth of samples - e.g. beneath the tank a maximum of two feet below the native soil/backfill interface, side wall at the high water mark, etc.



**17. SITE HEALTH AND SAFETY PLAN**

**A site specific Health and safety plan must be submitted. We advocate the site health and safety plan include the following items, at a minimum:**

- a) The name and responsibilities of the site health and safety officer;
- b) Identification of health and safety hazards of each work task. Include potential fire, explosion, physical, and chemical hazards;
- c) An outline of briefings to be held before work each day to appraise employees of site health and safety hazards;
- d) Frequency and types of air and personnel monitoring to be used - along with the environmental sampling techniques and instrumentation. Include instrumentation maintenance and calibration methods and frequencies;
- e) Specific personal protective equipment and procedures to be used by workers to protect themselves from the identified hazards. Also state the contaminant concentrations in air - or other conditions - which will trigger changes in work or work habits to ensure workers are not exposed to high levels of hazardous chemicals or to other unsafe conditions;
- f) Confined space entry procedures (if applicable);
- g) Decontamination procedures;
- h) Measures to be taken to secure the site, excavation and stockpiled soil during and after work hours (e.g. barricades, caution tape, fencing, trench plates, security guards, etc.);
- i) Spill containment and emergency/contingency plan. Be sure to include emergency phone numbers, the location of the phone nearest the site, and directions to the hospital nearest the site;
- j) Documentation that all site workers have received the appropriate OSHA approved trainings and participate in appropriate medical surveillance per 29 CFR 1910.120; and
- k) Page ~~for~~ employees to sign indicating they have read and will comply with the site health and safety plan.

The safety plan must be distributed to all employees and contractors working in hazardous waste operations on site. A complete copy of the site health and safety plan along with any standard operating procedures shall be on site and accessible at all times.

NOTE: These requirements are excerpts from 29 CFR Part 1910.120, Hazardous Waste Operations and Emergency Response: Final Rule, March 6, 1989. Safety plans of certain underground tank sites may need to meet the complete requirements of this Rule.

19. PILOT PLAN

The plan should consist of a scaled view of the facility at which the tank(s) are located and should include the following information:

- a) Scale;
- b) North Arrow;
- c) Property Lines;
- d) Location of all Structures;
- e) Location of all relevant existing equipment including tanks and piping to be removed and dispensers;
- f) Streets;
- g) Underground conduits, sewers, water lines, utilities;
- h) Existing wells (drinking, monitoring, etc.);
- i) Depth to ground water; and
- j) All existing tanks and piping in addition to the ones being pulled.

20. DEPOSIT

A deposit, payable to Alameda County for the amount indicated on the Alameda County Underground Storage Tank Fee Schedule, must accompany the plans.

21. Blank Unauthorized Leak/Contamination Site Report forms may be obtained in limited quantities from our office and from the San Francisco Bay Regional Water Quality Control Board (415/464-1255). Larger quantities may be obtained directly from the State Water Resources Control Board at (916) 739-2421.

22. TANK CLOSURE REPORT

The tank closure report should contain the following information:

- a) General description of the closure activities;
- b) Description of tank, fittings and piping conditions. Indicate tank size and former contents; note any corrosion, pitting, holes, etc.;

- c) Description of the excavation itself. Include the tank and excavation depth, a log of the stratigraphic units encountered within the excavation, a description of root holes or other potential contaminant pathways, the depth to any observed ground water, descriptions and locations of stained or odor-bearing soil, and descriptions of any observed free product or sheen;
- d) Description of sampling methods;
- e) Description of any remedial measures conducted at the time of tank removal;
- f) To-scale figures showing the excavation size and depth, nearby buildings, sample locations and depths, and tank and piping locations. Include a copy of the plot plan prepared for the Tank Closure Plan under item 19;
- g) Chain of custody records;
- h) Copies of signed laboratory reports;
- i) Copies of "TSDF to Generator" Manifests for all hazardous wastes hauled offsite (sludge, rinsate, tanks and piping, contaminated soil, etc.); and
- j) Tabulation of the volume and final destination of all non-manifested contaminated soil hauled offsite.

**TABLE #2  
RECOMMENDED MINIMUM VERIFICATION ANALYSES FOR  
UNDERGROUND TANK LEAKS**

<u>HYDROCARBON LEAK</u>	<u>SOIL ANALYSIS</u>	<u>WATER ANALYSIS</u>
Unknown Fuel	TPH G GCFID(5030) TPH D GCFID(3550) BTX&E 8020 or 8240 TPH AND BTX&E 8260	TPH G GCFID(5030) TPH D GCFID(3510) BTX&E 602, 624 or 8260
Leaded Gas	TPH G GCFID(5030) BTX&E 8020 OR 8240 TPH AND BTX&E 8260 TOTAL LEAD AA -----Optional----- TEL DHS-LUFT EDB DHS-AB1803	TPH G GCFID(5030) BTX&E 602 or 624 TOTAL LEAD AA TEL DHS-LUFT EDB DHS-AB1803
Unleaded Gas	TPH G GCFID(5030) BTX&E 8020 or 8240 TPH AND BTX&E 8260	TPH G GCFID(5030) BTX&E 602, 624 or 8260
Diesel, Jet Fuel and Kerosene	TPH D GCFID(3550) BTX&E 8020 or 8240 TPH AND BTX&E 8260	TPH D GCFID(3510) BTX&E 602, 624 or 8260
Fuel/Heating Oil	TPH D GCFID(3550) BTX&E 8020 or 8240 TPH AND BTX&E 8260	TPH D GCFID(3510) BTX&E 602, 624 or 8260
Chlorinated Solvents	CL HC 8010 or 8240 BTX&E 8020 or 8240 CL HC AND BTX&E 8260	CL HC 601 or 624 BTX&E 602 or 624 CL HC AND BTX&E 8260
Non-chlorinated Solvents	TPH D GCFID(3550) BTX&E 8020 or 8240 TPH AND BTX&E 8260	TPH D GCFID(3510) BTX&E 602 or 624 TPH and BTX&E 8260
Waste and Used Oil or Unknown (All analyses must be completed and submitted)	TPH G GCFID(5030) TPH D GCFID(3550) TPH AND BTX&E 8260 O & G 5520 D & F BTX&E 8020 or 8240  CL HC 8010 or 8240	TPH G GCFID(5030) TPH D GCFID(3510)  O & G 5520 C & F BTX&E 602, 624 or 8260 CL HC 601 or 624
	ICAP or AA TO DETECT METALS: Cd, Cr, Pb, Zn, M METHOD 8270 FOR SOIL OR WATER TO DETECT: PCB* PCP* PNA CREOSOTE	PCB PCP PNA CREOSOTE

\* If found, analyze for dibenzofurans (PCBs) or dioxins (PCP)

Reference: Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, 10 August 1990

**EXPLANATION FOR TABLE #2: MINIMUM VERIFICATION ANALYSIS\***

1. OTHER METHODOLOGIES are continually being developed and as methods are accepted by EPA or DHS, they also can be used.
2. For DRINKING WATER SOURCES, EPA recommends that the 500 series for volatile organics be used in preference to the 600 series because the detection limits are lower and the QA/QC is better.
3. APPROPRIATE STANDARDS for the materials stored in the tank are to be used for all analyses on Table #2. For instance, seasonally, there may be five different jet fuel mixtures to be considered.
4. To AVOID FALSE POSITIVE detection of benzene, benzene-free solvents are to be used.
5. TOTAL PETROLEUM HYDROCARBONS (TPH) as gasoline (G) and diesel (D) ranges (volatile and extractable, respectively) are to be analyzed and characterized by GC/FID with a fused capillary column and prepared by EPA method 5030 (purge and trap) for volatile hydrocarbons, or extracted by sonication using 3550 methodology for extractable hydrocarbons. Fused capillary columns are preferred to packed columns; a packed column may be used as a "first cut" with "dirty" samples or once the hydrocarbons have been characterized and proper QA/QC is followed.
6. TETRAETHYL LEAD (TEL) analysis may be required if total lead is detected unless the determination is made that the total lead concentration is geogenic (naturally occurring).
7. CHLORINATED HYDROCARBONS (CL HC) AND BENZENE, TOLUENE, XYLENE AND ETHYLBENZENE (BTX&E) are analyzed in soil by EPA methods 8010 and 8020 respectively, (or 8240) and in water, 601 and 602, respectively (or 624).
8. OIL AND GREASE (O & G) may be used when heavy, straight chain hydrocarbons may be present. Infrared analysis by method 418.1 may also be acceptable for O & G if proper standards are used. Standard Methods" 17th Edition, 1989, has changed the 503 series to 5520.
9. PRACTICAL QUANTITATION REPORTING LIMITS are influenced by matrix problems and laboratory QA/QC procedures. Following are the Practical Quantitation Reporting Limits:

	<u>SOIL PPM</u>	<u>WATER PPB</u>
TPH G	1.0	50.0
TPH D	1.0	50.0
BTX&E	0.005	0.5
O & G	50.0	5,000.0

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Based upon a Regional Board survey of Department of Health Services Certified Laboratories, the Practical Quantitation Reporting Limits are attainable by a majority of laboratories with the exception of diesel fuel in soils. The Diesel Practical Quantitation Reporting Limits, shown by the survey, are:

ROUTINE	MODIFIED PROTOCOL
≤ 10 ppm (42%)	≤ 10 ppm (10%)
≤ 5 ppm (19%)	≤ 5 ppm (21%)
≤ 1 ppm (35%)	≤ 1 ppm (60%)

When the Practical Quantitation Reporting Limits are not achievable, an explanation of the problem is to be submitted on the laboratory data sheets.

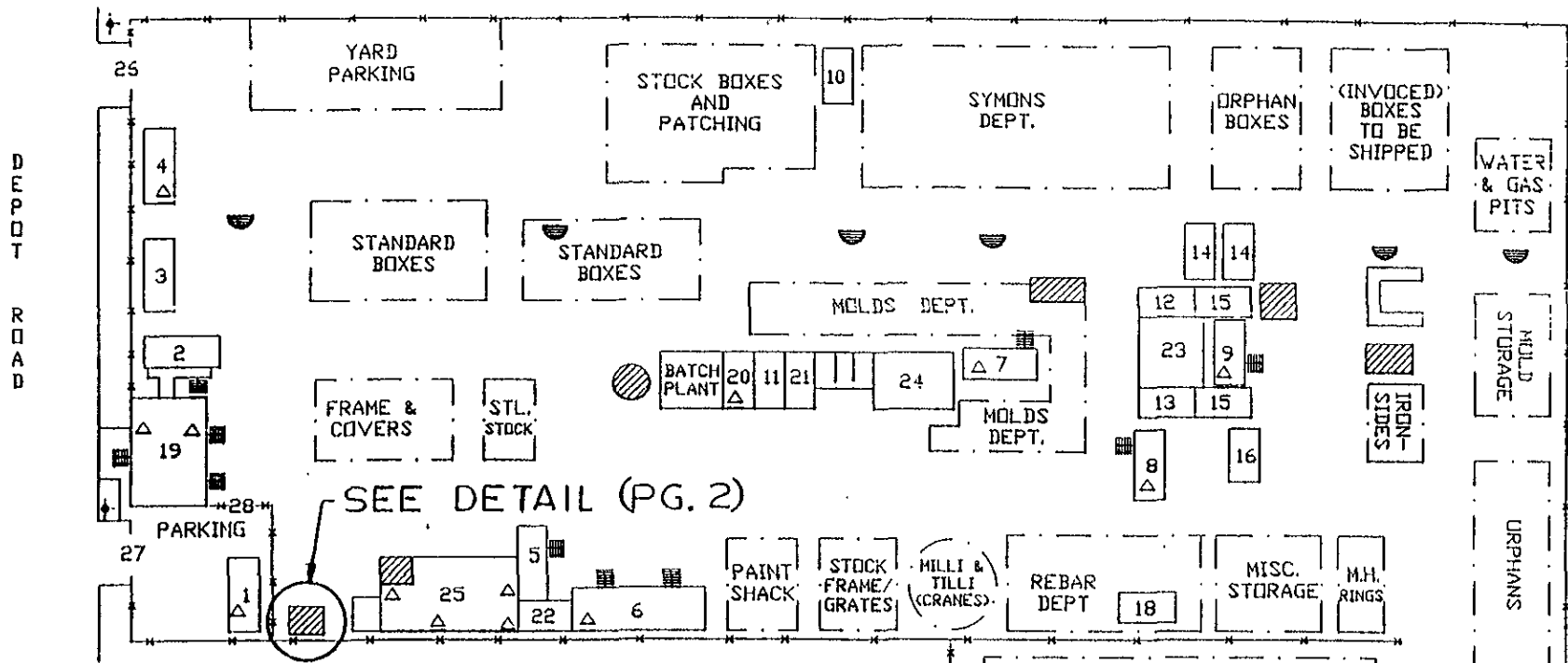
10. LABORATORY DATA SHEETS are to be signed and submitted and include the laboratory's assessment of the condition of the samples on receipt including temperature, suitable container type, air bubbles present/absent in VOA bottles, proper preservation, etc. The sheets are to include the dates sampled, submitted, prepared for analysis, and analyzed.
11. IF PEAKS ARE FOUND, when running samples, that do not conform to the standard, laboratories are to report the peaks, including any unknown complex mixtures that elute at times varying from the standards. Recognizing that these mixtures may be contrary to the standard, they may not be readily identified; however, they are to be reported. At the discretion of the LIA or Regional Board the following information is to be contained in the laboratory report:
 

The relative retention time for the unknown peak(s) relative to the reference peak in the standard, copies of the chromatogram(s), the type of column used, initial temperature, temperature program is C/minute, and the final temperature.
12. REPORTING LIMITS FOR TPH are: gasoline standard ≤ 20 carbon atoms, diesel and jet fuel (kerosene) standard ≤ 50 carbon atoms. It is not necessary to continue the chromatography beyond the limit, standard, or EPA/DHS method protocol (whichever time is greater).

#### EPILOGUE

ADDITIVES: Major oil companies are being encouraged or required by the federal government to reformulate gasoline as cleaner burning fuels to reduce air emissions. MTBE (Methyl-tertiary butyl ether), ETHANOL (ethyl alcohol), and other chemicals may be added to reformulate gasolines to increase the oxygen content in the fuel and thereby decrease undesirable emissions (about four percent with MTBE). MTBE and ethanol are, for practical purposes, soluble in water. The removal

NORTH



TRAILERS

- 1. OFFICE SUPPLY
- 2. SALES
- 3. CATALOG
- 4. RECEIVING/DRIVERS
- 5. YARD BATHROOM
- 6. LUNCH ROOM
- 7. MOLD OFFICE
- 8. SYMONS OFFICE
- 9. MECHANIC OFFICE

CONTAINERS

- 10. PATCHING
- 11. LAB
- 12. SYMONS TOOLS
- 13. YARD TOOLS/SUPPLIES
- 14. MECHANIC TOOLS (x2)
- 15. MECHANIC SUPPLIES (x2)
- 17. STORAGE
- 18. UNKNOWN
- 16. SHOP TOOLS

BUILDINGS & MISC. STRUCTURES

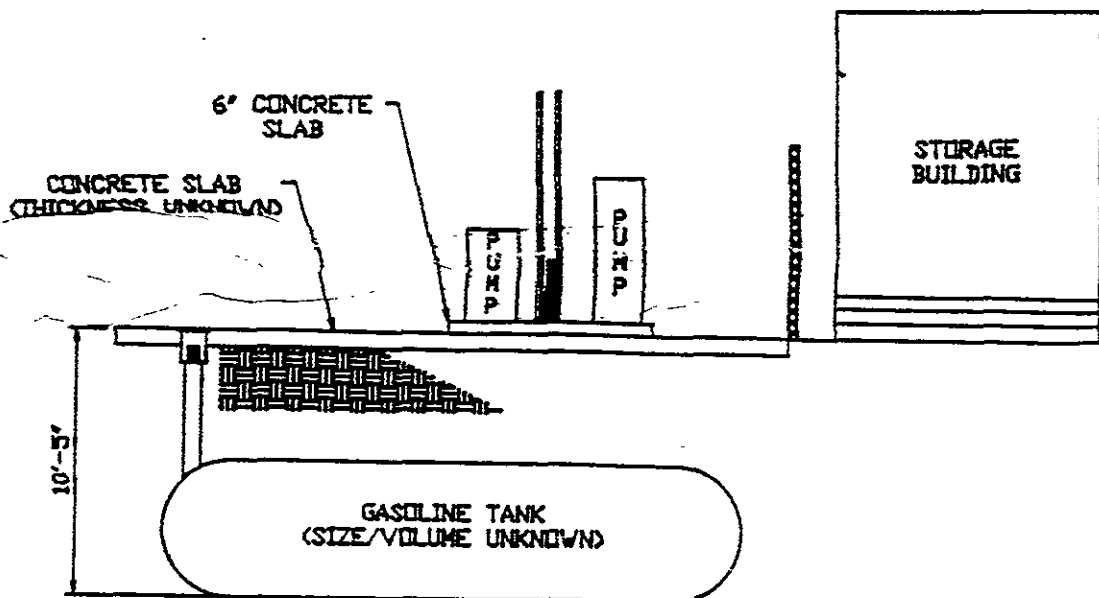
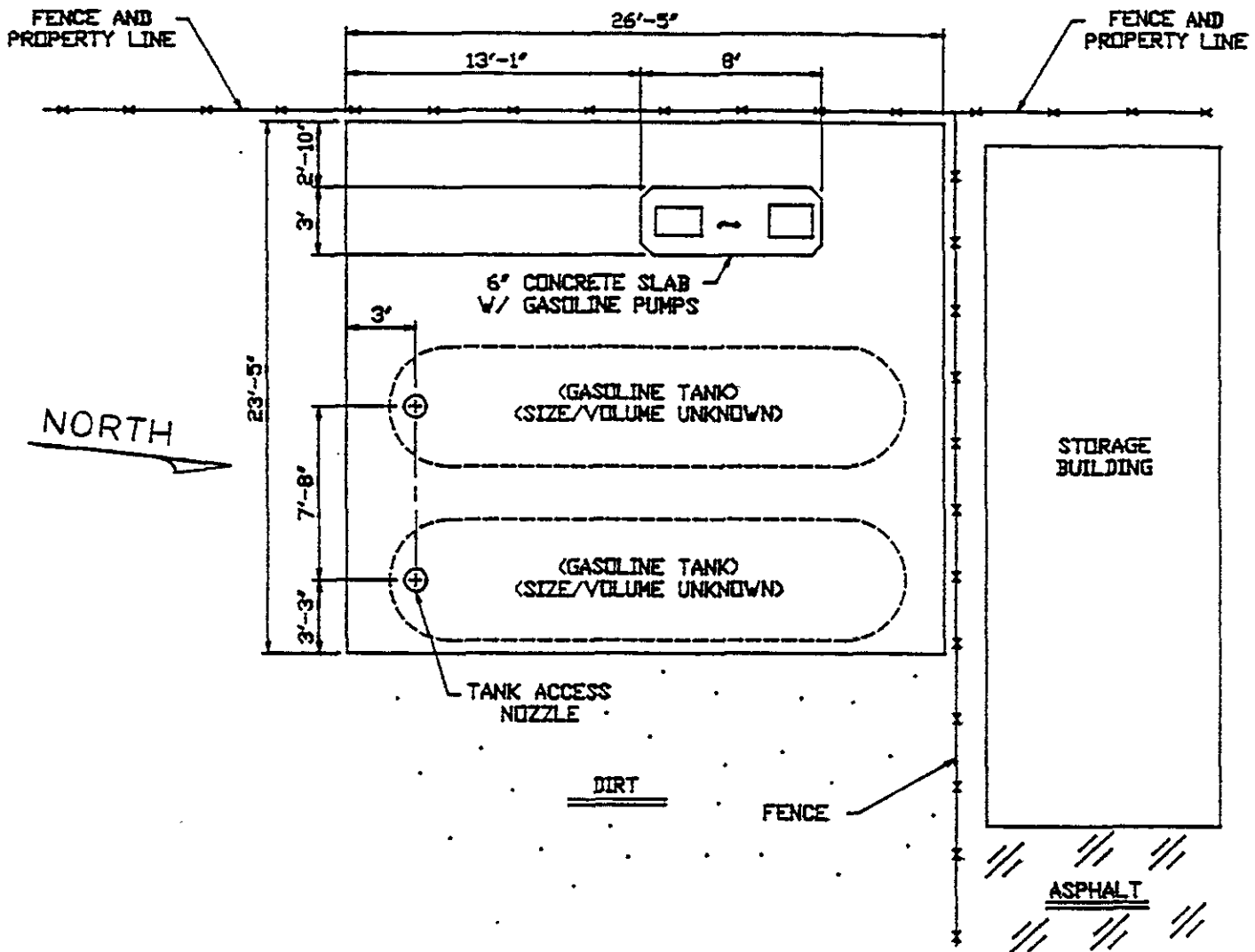
- 19. MAIN OFFICE
- 20. BATCH PLANT OFFICE
- 21. CURING ROOM
- 22. SHOP CAGE
- 23. SAW ROOM
- 24. STEAM ROOM
- 25. SHOP

GATES

- 26. MAIN/YARD
- 27. OFFICE PARKING
- 28. WALK THROUGH

PRODUCT & STORAGE AREAS

- FENCE
- ☉ STORM DRAIN INLET
- ▨ HAZARDOUS MATERIAL (SEE PG.# FOR DETAIL)







43289 Osgood Road, Fremont, Calif. 94539  
(415) 623-0480  
Cal. State Cont. Lic. # 572427

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**SITE SAFETY PLAN**  
for  
**Forni Corporation**  
**3600 Depot Road**  
**Hayward, California**

**Introduction:**

A Site Safety Plan (SSP) has been designed to address safety provisions during the site tank removal. Its purpose is to provide established procedures to protect all on-site personnel from direct skin contact, inhalation, or ingestion of potentially hazardous materials that may be encountered at the site. The SSP establishes personnel responsibilities, personal protective equipment standards, decontamination procedures, and emergency action plans.

K.T.W. & Associates seeks to enter the property previously described for the purpose of conducting a standard tank removal - soil sample procedures are as follows.

Each sample to be chemically analyzed will be collected in a brass sleeve, capped with aluminum foil lined plastic lids, sealed with tape, and placed on blue ice at or below 4 degrees Centigrade in a cooler immediately. All Chain of Custody protocol will be followed.

This SSP describes means for protecting all on-site personnel from contamination or personal injury while conducting on-site activities. As described below, we will strive to meet all requirements mandated by the California Department of Health Services.

### **Responsibilities of Key Personnel:**

All personnel on-site will have assigned responsibilities. Aaron Grijalva will serve as Project Manager. Mr. Grijalva will also serve as Site Safety Officer (SSO). As SSO, Mr. Grijalva will assure that on-site personnel have received a copy of SSP. Compliance with the SSP will be monitored at all times by the SSO. Appropriate personnel protective equipment, will be available and utilized by all on-site personnel.

Mr. Mark Borch-Jensen will be responsible for keeping field notes, collecting and securing samples, and assuring sample integrity by adherence to Chain of Custody protocol. All on-site employees will take reasonable precautions to avoid unforeseen hazards. After documenting understanding of the SSO, each on-site employee will be responsible for strict adherence to all points contained herein. On-site employees are held responsible to perform only those tasks for which they believe they are qualified. Provisions of the SSO are mandatory and personnel associated with on-site activities will adhere strictly hereto.

### **Job Hazard Analysis:**

Hazards likely to be encountered on-site include those commonly encountered when operating any mechanical equipment, such as the danger of falling objects or moving machinery. Simple precautions will reduce or eliminate risks associated with operating such equipment.

Qualified personnel only will have any contact with equipment. All on-site personnel are required to wear hard hats when in close proximity to equipment. Latex sampling gloves will be worn by persons collecting or handling samples to prevent exposure to contaminants.

*Excavation / Confined Space Hazards:*  
① Tank pit will be vented with temporary pipe to prevent vapor accumulation.  
② No persons will descend to bottom of pit deeper than 5' without shoring/sloping.  
Soil, GW samples to be retrieved with a backhoe bucket/bailer

Gloves will be changed between samples, and used ones discarded, to avoid cross-contamination. Furthermore, no on-site smoking, open flame, or sparks will be permitted in order to prevent accidental ignition.

**Risk Assessment Summary:**

Exposure to chemicals anticipated on-site include gasoline, benzene, toluene, xylene and ethylbenzene (BTX&E). These chemicals present a hazard because they are moderately to extremely toxic and most are highly flammable. Threshold Limit Values (TLV's), Short Term Exposure Limits (STEL's) and Toxicity levels (LD50, oral-rate), all in mg/kg (ppm), are listed below.

<u>Compound</u>	<u>TLV</u>	<u>STEL</u>	<u>Toxicity</u>
Gasoline	50	75	
Benzene	10.0	150	4894
Toluene	10.0	150	5000
Xylene	10.0	150	4300

**Personal Protective Equipment:**

Personnel on-site will have access to appropriate personal protective equipment (level C or greater). When handling samples, the on-site geologist will wear latex gloves.

**Work Zones:**

Access to the site will be restricted to authorized personnel. A set of cones, placards, or wide yellow tape, surrounding the site will define the perimeter. The Project Manager will be responsible for site security.

**Decontamination Measures:**

Avoidance of contamination whenever possible is the best method for protection. Common sense dictates that on-site personnel avoid sitting, leaning, or placing equipment on possibly contaminated soil. All personnel will be advised to wash their hands, neck and face with soap and water following each day's use.

**General Safe Work Practices:**

Personal safety and hygiene should be of utmost consideration while on-site. To prevent ingestion of contaminants no person shall be allowed to eat, drink, or smoke in the workzone. The SSO will designate an appropriate near-by area, where it will be safe to allow lunches, etc.

During the inerting process, and during removal, an explosimeter (Gas-Tech) will be on-site to determine proper levels. Two (2) ABC rated fire extinguishers will be on-site for the duration of the project.

**Medical Surveillance Program:**

According to CFR 29, 1910.120, Paragraph (F), employees who wear respirators 30 days or more during one year or who have been exposed to hazardous substances or health hazards above established permissible exposure limits are required to be monitored medically. All site personnel will be required to have had a complete chemical/physical examination to comply with the medical monitoring program.

**Contingency Plans:**

In the event of accident, injury, or other emergency, the Project Director, Senior Project Manager, or other person will notify appropriate governmental agencies or individuals as follows:

1. Alameda County Health Care Services Agency.  
Department of Environmental Health  
Hazardous Materials Division  
80 Swan Way, Room 200  
Oakland, California 94621  
(510) 271-4320
  
2. Police/Fire/EMT  
911
  
3. St. Rose Hospital  
27200 Calaroga Avenue  
Hayward, California  
(510) 783-1123

Directions to Hosp: East on Depot Road across Hesperian Boulevard, Depot turns into Cathy at Hesperian Boulevard, right Calaroga, cross W. Jackson Street, Hospital will be on the right at W. Tennyson.

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NAME

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NAME

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from the water column will be difficult. Other compounds are being added by the oil companies for various purposes. The refinements for detection and analysis for all of these additives are still being worked out. If you have any questions about the methodology, please call your Regional Board representative.

**STATE  
COMPENSATION  
INSURANCE  
FUND**

P.O. BOX 807, SAN FRANCISCO, CA 94101-0807

**CERTIFICATE OF WORKERS' COMPENSATION INSURANCE**

JULY 17, 1991

POLICY NUMBER: 1145011 - 91  
CERTIFICATE EXPIRES: 6-1-92

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon ten days' advance written notice to the employer.

We will also give you TEN days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies.

  
PRESIDENT

EMPLOYER

K T W AND ASSOCIATES  
43239 OSGOOD RD.  
FREMONT CA 94539

273-5500  
8695

white -env.health  
yellow -facility  
pink -files

# ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
Oakland, CA 94621  
(415) 271-4320

## Hazardous Materials Inspection Form

II, III

Site ID # \_\_\_\_\_ Site Name Ferni Corp. Today's Date 3/9/92

Site Address 3600 Depot Rd

City Hayward Zip 94545 Phone 783-3400

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

### Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

1:00 - 2:30  
 Comments:  
 On-site to witness UST closures (2). Upon arrival (1300 hrs), USTs had only just been uncovered, and liquids were being removed. No tank inerting procedures had yet been employed. Brown product was observed floating on apparent GW in UST pit. The odor of gasoline, although not strong, was noted emanating from the UST pit. No FD rep was here at this time.

Because of equipment malfunctions in AM, it became apparent that closure would not occur today from the earlier delays.

The job is to continue tomorrow @ 7:30

### II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

### II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N) 25524(c)
- 14. OffSite Conseq. Assess. 25534(d)
- 15. Probable Risk Assessment 25534(e)
- 16. Persons Responsible 25534(f)
- 17. Certification 25536(b)
- 18. Exemption Request? (Y/N) 25538
- 19. Trade Secret Requested?

### III. UNDERGROUND TANKS (Title 23)

- |                               |   |
|-------------------------------|---|
| General                       | <input type="checkbox"/> 1. Permit Application 25284 (H&S)      |
|                               | <input type="checkbox"/> 2. Pipeline Leak Detection 25292 (H&S) |
|                               | <input type="checkbox"/> 3. Records Maintenance 2712            |
|                               | <input type="checkbox"/> 4. Release Report 2651                 |
|                               | <input type="checkbox"/> 5. Closure Plans 2670                  |
| Monitoring for Existing Tanks | <input type="checkbox"/> 6. Method                              |
|                               | 1) Monthly Test   |
|                               | 2) Daily Vadose   |
|                               | Semi-annual groundwater   |
|                               | One time soils  |
|                               | 3) Daily Vadose   |
|                               | One time soils  |
|                               | Annual tank test  |
|                               | 4) Monthly groundwater  |
|                               | One time soils  |
|                               | 5) Daily inventory  |
|                               | Annual tank testing   |
|                               | Cont pipe leak det  |
|                               | Vadose/gndwater mon.  |
| 6) Daily inventory            |   |
| Annual tank testing           |   |
| Cont pipe leak det            |   |
| 7) Weekly Tank Gauge          |   |
| Annual tank testing           |   |
| 8) Annual Tank Testing        |   |
| Daily inventory               |   |
| 9) Other _____                |   |
| New Tanks                     | <input type="checkbox"/> 7. Precs Tank Test 2643                |
|                               | Date: _____   |
|                               | <input type="checkbox"/> 8. Inventory Rec. 2644                 |
|                               | <input type="checkbox"/> 9. Soil Testing 2646                   |
|                               | <input type="checkbox"/> 10. Ground Water. 2647                 |
|                               | <input type="checkbox"/> 11. Monitor Plan 2632                  |
|                               | <input type="checkbox"/> 12. Access. Secure 2634                |
|                               | <input type="checkbox"/> 13. Plans Submit 2711                  |
|                               | Date: _____   |
|                               | <input type="checkbox"/> 14. As Built 2635                      |
| Date: _____                   |   |

Contact: H. Chris McLane

Title: \_\_\_\_\_

Signature: H. Chris McLane

Inspector: \_\_\_\_\_

Signature: [Signature]

II, III



white -env.health  
yellow -facility  
pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Inspection Form

80 Swan Way, #200  
Oakland, CA 94621  
(415) 271-4320

II, III

Site ID # \_\_\_\_\_ Site Name Ferni Corp Today's Date 3/10/92

Site Address 3600 Dept Rd  
City Hayward Zip 94545 Phone \_\_\_\_\_

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N) \_\_\_\_\_
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(i)
- 18. Exemption Request? (Y/N) 25536(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General**
- 1. Permit Application 25284 (H&S)
- 2. Pipeline Leak Detection 25292 (H&S)
- 3. Records Maintenance 2712
- 4. Release Report 2651
- 5. Closure Plans 2670
- 6. Method
  - 1) Monthly Test
  - 2) Daily Vadose Semi-annual groundwater One time soils
  - 3) Daily Vadose One time soils Annual tank test
  - 4) Monthly Gndwater One time soils
  - 5) Daily inventory Annual tank testing Cont pipe leak det Vadose/gndwater mon.
  - 6) Daily inventory Annual tank testing Cont pipe leak det
  - 7) Weekly Tank Gauge Annual tank testing
  - 8) Annual Tank Testing Daily inventory
  - 9) Other \_\_\_\_\_
- 7. Precs Tank Test Date: \_\_\_\_\_ 2643
- 8. Inventory Rec. 2644
- 9. Soil Testing . 2646
- 10. Ground Water. 2647
- Monitoring for Existing Tanks**
- 11. Monitor Plan 2632
- 12. Access. Secure 2634
- 13. Plans Submit Date: \_\_\_\_\_ 2711
- 14. As Built Date: \_\_\_\_\_ 2635
- New Tanks**

Comments: 7:30 -  
On-site (second day) to witness UST (2) closures. LEL and O2% were checked in both tanks, and found to be below 10% ea. (KTW pumped UST yesterday afternoon, and arrived on-site earlier this AM to inert tanks w/ dry ice). An evident odor of gasoline emanated from the UST pit.

The eastern tank, comprised of wrapped-steel, appeared in good shape, the wrapping still significantly in place. No through-going holes or corrosion observed. The western tank, of the same material as <sup>that</sup> comprising the eastern tank, is in a similar condition as the eastern tank as well. A large hole appeared on the flank of this tank, created by the excavator.

Water observed in UST may be trapped water which previously infiltrated ~~the~~ into the pit. Two (2) VOAs were collected, however, to be on the safe side

Rev 6/88

Contact: Kevin Krause  
Title: KTW + Assoc.  
Signature: [Signature]

Inspector: [Signature]  
Signature: [Signature]

II, III

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200 Oakland, CA 94621 (415) 271-4320

white -env.health yellow -facility plnk -files

Hazardous Materials Inspection Form

II, III

Site ID # Site Name Forni Corp Today Date 3/10/92

Site Address 3600 Depot Rd

City Hayward Zip 94545 Phone

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
II. Business Plans, Acute Hazardous Materials
III. Underground Tanks

Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments: The backfill and water will be excavated out of the hole together to see if "GW" will recharge. If more does, samples (soil) will be collected from below tanks.

Following this limited search for recharging GW, it appears that water present in the pit was from surface infiltration, possibly from a water line along the west property boundary, directly proximal to the UST pit.

Samples were collected from native soil, one from below each end of each UST. Appears to be clay. Samples are to be run for: TPH-G, BTEX, total lead

Water samples to be placed on "HOLD"

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
2. Bus. Plan Stats. 25503(b)
3. RR Cars > 30 days 25503.7
4. Inventory Information 25504(a)
5. Inventory Complete 2730
6. Emergency Response 25504(b)
7. Training 25504(c)
8. Deficiency 25505(a)
9. Modification 25505(b)

II.B ACUTELY HAZ. MAT'L'S

- 10. Registration Form Filed 25533(a)
11. Form Complete 25533(b)
12. RMPP Contents 25534(c)
13. Implement Sch. Req'd? (Y/N)
14. OffSite Conseq. Assess. 25524(c)
15. Probable Risk Assessment 25534(d)
16. Persons Responsible 25534(g)
17. Certification 25534(i)
18. Exemption Request? (Y/N) 25536(b)
19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- 1. Permit Application 25284 (H&S)
2. Pipeline Leak Detection 25292 (H&S)
3. Records Maintenance 2712
4. Release Report 2651
5. Closure Plans 2670

- 6. Method
1) Monthly Test
2) Daily Vadose Semi-annual groundwater One time soils
3) Daily Vadose One time soils Annual tank test
4) Monthly Groundwater One time soils
5) Daily Inventory Annual tank testing Cont pipe leak det Vadose/groundwater mon.
6) Daily Inventory Annual tank testing Cont pipe leak det
7) Weekly Tank Gauge Annual tank testing
8) Annual Tank Testing Daily Inventory
9) Other

- 7. Precis Tank Test 2643 Date:
8. Inventory Rec. 2644
9. Soil Testing . 2646
10. Ground Water. 2647

- 11. Monitor Plan 2632
12. Access. Secure 2634
13. Plans Submit 2711 Date:
14. As Built 2635 Date:

Rev 6/88

Contact: Kevin Krause

Title: KT W + Assoc.

Signature: [Signature]

Inspector: S. Sperry

Signature: [Signature]

II, III

~~Sharon McElroy~~

2-19-92

Scott - This Removal was the result of enforcement action in my district, so I went ahead + reviewed the plan to be sure it was complete - followed up by a call to the consultant + added a few pen + ink changes. Since this was propelled by a compliance deadline, it's important to get a removal date set up w/ KTW. I did not stamp the plans or set up a removal date as I thought you or your "minions" would want to also review these plans. If you can't do this soon, let me know.

Thanks, Pam

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
**UNDERGROUND STORAGE TANK PERMIT APPLICATION - FORM A**



COMPLETE THIS FORM FOR EACH FACILITY/SITE

MARK ONLY ONE ITEM	<input type="checkbox"/> 1 NEW PERMIT <input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT <input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION <input type="checkbox"/> 6 TEMPORARY SITE CLOSURE	<input checked="" type="checkbox"/> 7 PERMANENTLY CLOSED SITE
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**I. FACILITY/SITE INFORMATION & ADDRESS - (MUST BE COMPLETED)**

DBA OR FACILITY NAME <b>Forni Corporation</b>		NAME OF OPERATOR <b>Chris McCane</b>				
ADDRESS <b>3600 Depot Rd.</b>		NEAREST CROSS STREET <b>Connecticut</b>	PARCEL # (OPTIONAL)			
CITY NAME <b>Hayward</b>		STATE <b>CA</b>	ZIP CODE <b>94545</b>	SITE PHONE # WITH AREA CODE <b>(510) 783-3400</b>		
<input checked="" type="checkbox"/> BOX TO INDICATE <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LOCAL-AGENCY DISTRICTS <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> FEDERAL-AGENCY						
TYPE OF BUSINESS		<input type="checkbox"/> 1 GAS STATION <input type="checkbox"/> 2 DISTRIBUTOR <input type="checkbox"/> 3 FARM <input type="checkbox"/> 4 PROCESSOR <input checked="" type="checkbox"/> 5 OTHER		<input type="checkbox"/> IF INDIAN RESERVATION OR TRUST LANDS	# OF TANKS AT SITE <b>2</b>	E. P. A. I.D. # (optional)

**EMERGENCY CONTACT PERSON (PRIMARY)**

**EMERGENCY CONTACT PERSON (SECONDARY) - optional**

DAYS: NAME (LAST, FIRST) <b>Chris McLane</b>		PHONE # WITH AREA CODE <b>(510) 783-3400</b>		DAYS: NAME (LAST, FIRST)		PHONE # WITH AREA CODE	
NIGHTS: NAME (LAST, FIRST) <b>McLane, Chris</b>		PHONE # WITH AREA CODE <b>(510) 783-3400</b>		NIGHTS: NAME (LAST, FIRST)		PHONE # WITH AREA CODE	

**II. PROPERTY OWNER INFORMATION - (MUST BE COMPLETED)**

NAME <b>Mr. Barry M. Gallagher &amp; Ms. Linda Sayers c/o Forni Corporation</b>		CARE OF ADDRESS INFORMATION		
MAILING OR STREET ADDRESS <b>3600 Depot Rd.</b>		<input checked="" type="checkbox"/> box to indicate <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> STATE-AGENCY <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> FEDERAL-AGENCY		
CITY NAME <b>Hayward</b>		STATE <b>CA</b>	ZIP CODE <b>94545</b>	PHONE # WITH AREA CODE <b>(510) 783-2400</b>

**III. TANK OWNER INFORMATION - (MUST BE COMPLETED)**

NAME OF OWNER <b>Forni Corporation</b>		CARE OF ADDRESS INFORMATION		
MAILING OR STREET ADDRESS <b>3600 Depot Rd.</b>		<input checked="" type="checkbox"/> box to indicate <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> STATE-AGENCY <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> FEDERAL-AGENCY		
CITY NAME <b>Hayward</b>		STATE <b>Ca</b>	ZIP CODE <b>94545</b>	PHONE # WITH AREA CODE <b>(510) 783-3400</b>

**IV. BOARD OF EQUALIZATION UST STORAGE FEE ACCOUNT NUMBER - Call (916) 323-9555 if questions arise.**

TY (TK) HQ **44** - [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]

**V. PETROLEUM UST FINANCIAL RESPONSIBILITY - (MUST BE COMPLETED) - IDENTIFY THE METHOD(S) USED**

<input checked="" type="checkbox"/> box to indicate <input checked="" type="checkbox"/> 1 SELF-INSURED <input type="checkbox"/> 2 GUARANTEE <input type="checkbox"/> 3 INSURANCE <input type="checkbox"/> 4 SURETY BOND <input type="checkbox"/> 5 LETTER OF CREDIT <input type="checkbox"/> 6 EXEMPTION <input type="checkbox"/> 99 OTHER				
---	--	--	--	--

**VI. LEGAL NOTIFICATION AND BILLING ADDRESS** Legal notification and billing will be sent to the tank owner unless box I or II is checked.

CHECK ONE BOX INDICATING WHICH ABOVE ADDRESS SHOULD BE USED FOR LEGAL NOTIFICATIONS AND BILLING:			I. <input type="checkbox"/>	II. <input type="checkbox"/>	III. <input checked="" type="checkbox"/>
--	--	--	-----------------------------	------------------------------	--

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT

APPLICANT'S NAME (PRINTED & SIGNATURE) <b>Kevin M. Krause</b>	APPLICANT'S TITLE <b>Agent</b>	DATE MONTH/DAY/YEAR <b>02/05/92</b>
--	-----------------------------------	--

**LOCAL AGENCY USE ONLY**

COUNTY # <b>01</b>	JURISDICTION # <b>000</b>	FACILITY # <b>301962</b>
LOCATION CODE - OPTIONAL	CENSUS TRACT # - OPTIONAL	SUPVISOR - DISTRICT CODE - OPTIONAL

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
**UNDERGROUND STORAGE TANK PERMIT APPLICATION - FORM B**



COMPLETE A SEPARATE FORM FOR EACH TANK SYSTEM.

MARK ONLY ONE ITEM	<input type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input checked="" type="checkbox"/> 7 PERMANENTLY CLOSED ON SITE
	<input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

DBA OR FACILITY NAME WHERE TANK IS INSTALLED: Forni Corporation

I. TANK DESCRIPTION COMPLETE ALL ITEMS -- SPECIFY IF UNKNOWN	
A. OWNER'S TANK I.D.# <u>Unknown</u>	B. MANUFACTURED BY: <u>Unknown</u>
C. DATE INSTALLED (MO/DAY/YEAR) <u>Unknown</u>	D. TANK CAPACITY IN GALLONS: <u>4,000</u>

II. TANK CONTENTS IF A-1 IS MARKED, COMPLETE ITEM C.			
A. <input type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT	<input type="checkbox"/> 4 OIL <input type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN	B. <input type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE	C. <input type="checkbox"/> 1a REGULAR UNLEADED <input type="checkbox"/> 1b PREMIUM UNLEADED <input checked="" type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D. BELOW)
D. IF (A.1) IS NOT MARKED, ENTER NAME OF SUBSTANCE STORED			C. A. S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOXES A, B, AND C, AND ALL THAT APPLIES IN BOX D AND E			
A. TYPE OF SYSTEM <input type="checkbox"/> 1 DOUBLE WALL <input checked="" type="checkbox"/> 2 SINGLE WALL	<input type="checkbox"/> 3 SINGLE WALL WITH EXTERIOR LINER <input type="checkbox"/> 4 SECONDARY CONTAINMENT (VAULTED TANK)	<input type="checkbox"/> 95 UNKNOWN <input type="checkbox"/> 99 OTHER	
B. TANK MATERIAL (Primary Tank) <input checked="" type="checkbox"/> 1 BARE STEEL <input type="checkbox"/> 5 CONCRETE <input type="checkbox"/> 9 BRONZE	<input type="checkbox"/> 2 STAINLESS STEEL <input type="checkbox"/> 6 POLYVINYL CHLORIDE <input type="checkbox"/> 10 GALVANIZED STEEL	<input type="checkbox"/> 3 FIBERGLASS <input type="checkbox"/> 7 ALUMINUM <input type="checkbox"/> 95 UNKNOWN	<input type="checkbox"/> 4 STEEL CLAD W/ FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 8 100% METHANOL COMPATIBLE W/FRP <input type="checkbox"/> 99 OTHER
C. INTERIOR LINING <input type="checkbox"/> 1 RUBBER LINED <input type="checkbox"/> 5 GLASS LINING	<input type="checkbox"/> 2 ALKYD LINING <input type="checkbox"/> 6 UNLINED	<input type="checkbox"/> 3 EPOXY LINING <input checked="" type="checkbox"/> 95 UNKNOWN	<input type="checkbox"/> 4 PHENOLIC LINING <input type="checkbox"/> 99 OTHER
IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? YES ___ NO ___			
D. CORROSION PROTECTION <input type="checkbox"/> 1 POLYETHYLENE WRAP <input type="checkbox"/> 5 CATHODIC PROTECTION	<input type="checkbox"/> 2 COATING <input type="checkbox"/> 91 NONE	<input type="checkbox"/> 3 VINYL WRAP <input checked="" type="checkbox"/> 95 UNKNOWN	<input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC <input type="checkbox"/> 99 OTHER
E. SPILL AND OVERFILL SPILL CONTAINMENT INSTALLED (YEAR) _____		OVERFILL PREVENTION EQUIPMENT INSTALLED (YEAR) _____	

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND OR U IF UNDERGROUND, BOTH IF APPLICABLE				
A. SYSTEM TYPE	A <input checked="" type="radio"/> 1 SUCTION	A U <input type="radio"/> 2 PRESSURE	A U <input type="radio"/> 3 GRAVITY	A U <input type="radio"/> 99 OTHER
B. CONSTRUCTION	A <input checked="" type="radio"/> 1 SINGLE WALL	A U <input type="radio"/> 2 DOUBLE WALL	A U <input type="radio"/> 3 LINED TRENCH	A U <input type="radio"/> 95 UNKNOWN A U <input type="radio"/> 99 OTHER
C. MATERIAL AND CORROSION PROTECTION	A <input checked="" type="radio"/> 1 BARE STEEL	A U <input type="radio"/> 2 STAINLESS STEEL	A U <input type="radio"/> 3 POLYVINYL CHLORIDE (PVC)	A U <input type="radio"/> 4 FIBERGLASS PIPE
	A U <input type="radio"/> 5 ALUMINUM	A U <input type="radio"/> 6 CONCRETE	A U <input type="radio"/> 7 STEEL W/ COATING	A U <input type="radio"/> 8 100% METHANOL COMPATIBLE W/FRP
	A U <input type="radio"/> 9 GALVANIZED STEEL	A U <input type="radio"/> 10 CATHODIC PROTECTION	A U <input type="radio"/> 95 UNKNOWN	A U <input type="radio"/> 99 OTHER
D. LEAK DETECTION	<input type="checkbox"/> 1 AUTOMATIC LINE LEAK DETECTOR	<input type="checkbox"/> 2 LINE TIGHTNESS TESTING	<input type="checkbox"/> 3 INTERSTITIAL MONITORING	<input checked="" type="checkbox"/> 99 OTHER <u>Unknown</u>

V. TANK LEAK DETECTION				
<input type="checkbox"/> 1 VISUAL CHECK	<input type="checkbox"/> 2 INVENTORY RECONCILIATION	<input type="checkbox"/> 3 VADOZE MONITORING	<input type="checkbox"/> 4 AUTOMATIC TANK GAUGING	<input type="checkbox"/> 5 GROUND WATER MONITORING
<input type="checkbox"/> 6 TANK TESTING	<input type="checkbox"/> 7 INTERSTITIAL MONITORING	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN	<input type="checkbox"/> 99 OTHER

VI. TANK CLOSURE INFORMATION		
1. ESTIMATED DATE LAST USED (MO/DAY/YR) <u>1989</u>	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING <u>-0-</u> GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT

APPLICANT'S NAME (PRINTED & SIGNATURE) <u>Kevin M. Krause</u>	DATE <u>2/5/92</u>
--	-----------------------

LOCAL AGENCY USE ONLY THE STATE I.D. NUMBER IS COMPOSED OF THE FOUR NUMBERS BELOW				
STATE I.D.#	COUNTY # <u>01</u>	JURISDICTION # <u>000</u>	FACILITY # <u>301962</u>	TANK # <u>000001</u>
PERMIT NUMBER	PERMIT APPROVED BY/DATE <u>3/20/90</u>		PERMIT EXPIRATION DATE	

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
**UNDERGROUND STORAGE TANK PERMIT APPLICATION - FORM B**



COMPLETE A SEPARATE FORM FOR EACH TANK SYSTEM.

MARK ONLY ONE ITEM	<input type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input checked="" type="checkbox"/> 7 PERMANENTLY CLOSED ON SITE
	<input type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

DBA OR FACILITY NAME WHERE TANK IS INSTALLED: **Forni Corporation**

**I. TANK DESCRIPTION** COMPLETE ALL ITEMS -- SPECIFY IF UNKNOWN

A. OWNER'S TANK I.D.# <b>Unknown</b>	B. MANUFACTURED BY: <b>Unknown</b>
C. DATE INSTALLED (MO/DAY/YEAR) <b>Unknown</b>	D. TANK CAPACITY IN GALLONS: <b>4,000</b>

**II. TANK CONTENTS** IF A-1 IS MARKED, COMPLETE ITEM C.

A. <input type="checkbox"/> 1 MOTOR VEHICLE FUEL	<input type="checkbox"/> 4 OIL	B. <input type="checkbox"/> 1 PRODUCT	C. <input type="checkbox"/> 1a REGULAR UNLEADED	<input type="checkbox"/> 3 DIESEL	<input type="checkbox"/> 6 AVIATION GAS
<input type="checkbox"/> 2 PETROLEUM	<input type="checkbox"/> 80 EMPTY	<input type="checkbox"/> 2 WASTE	<input type="checkbox"/> 1b PREMIUM UNLEADED	<input type="checkbox"/> 4 GASAHOL	<input type="checkbox"/> 7 METHANOL
<input type="checkbox"/> 3 CHEMICAL PRODUCT	<input type="checkbox"/> 95 UNKNOWN		<input checked="" type="checkbox"/> 2 LEADED	<input type="checkbox"/> 5 JET FUEL	
D. IF (A.1) IS NOT MARKED, ENTER NAME OF SUBSTANCE STORED					C. A. S. #:

**III. TANK CONSTRUCTION** MARK ONE ITEM ONLY IN BOXES A, B, AND C, AND ALL THAT APPLIES IN BOX D

A. TYPE OF SYSTEM	<input type="checkbox"/> 1 DOUBLE WALL	<input type="checkbox"/> 3 SINGLE WALL WITH EXTERIOR LINER	<input type="checkbox"/> 95 UNKNOWN
	<input checked="" type="checkbox"/> 2 SINGLE WALL	<input type="checkbox"/> 4 SECONDARY CONTAINMENT (VAULTED TANK)	<input type="checkbox"/> 99 OTHER
B. TANK MATERIAL (Primary Tank)	<input checked="" type="checkbox"/> 1 BARE STEEL	<input type="checkbox"/> 2 STAINLESS STEEL	<input type="checkbox"/> 3 FIBERGLASS
	<input type="checkbox"/> 5 CONCRETE	<input type="checkbox"/> 6 POLYVINYL CHLORIDE	<input type="checkbox"/> 7 ALUMINUM
	<input type="checkbox"/> 9 BRONZE	<input type="checkbox"/> 10 GALVANIZED STEEL	<input type="checkbox"/> 95 UNKNOWN
C. INTERIOR LINING	<input type="checkbox"/> 1 RUBBER LINED	<input type="checkbox"/> 2 ALKYD LINING	<input type="checkbox"/> 3 EPOXY LINING
	<input type="checkbox"/> 5 GLASS LINING	<input checked="" type="checkbox"/> 6 UNLINED	<input type="checkbox"/> 4 PHENOLIC LINING
	IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? YES ___ NO ___		
D. CORROSION PROTECTION	<input type="checkbox"/> 1 POLYETHYLENE WRAP	<input type="checkbox"/> 2 COATING	<input type="checkbox"/> 3 VINYL WRAP
	<input type="checkbox"/> 5 CATHODIC PROTECTION	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 4 FIBERGLASS REINFORCED PLASTIC
			<input type="checkbox"/> 99 OTHER

**IV. PIPING INFORMATION** CIRCLE A IF ABOVE GROUND OR U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE	A (U) 1 SUCTION	A U 2 PRESSURE	A U 3 GRAVITY	A U 99 OTHER
B. CONSTRUCTION	A (U) 1 SINGLE WALL	A U 2 DOUBLE WALL	A U 3 LINED TRENCH	A U 95 UNKNOWN
C. MATERIAL AND CORROSION PROTECTION	A (U) 1 BARE STEEL	A U 2 STAINLESS STEEL	A U 3 POLYVINYL CHLORIDE (PVC)	A U 4 FIBERGLASS PIPE
	A U 5 ALUMINUM	A U 6 CONCRETE	A U 7 STEEL W/ COATING	A U 8 100% METHANOL COMPATIBLE W/FRP
	A U 9 GALVANIZED STEEL	A U 10 CATHODIC PROTECTION	A U 95 UNKNOWN	A U 99 OTHER
D. LEAK DETECTION	<input type="checkbox"/> 1 AUTOMATIC LINE LEAK DETECTOR	<input type="checkbox"/> 2 LINE TIGHTNESS TESTING	<input type="checkbox"/> 3 INTERSTITIAL MONITORING	<input type="checkbox"/> 99 OTHER <b>Unknown</b>

**V. TANK LEAK DETECTION**

<input type="checkbox"/> 1 VISUAL CHECK	<input type="checkbox"/> 2 INVENTORY RECONCILIATION	<input type="checkbox"/> 3 VAPOR MONITORING	<input type="checkbox"/> 4 AUTOMATIC TANK GAUGING	<input type="checkbox"/> 5 GROUND WATER MONITORING
<input type="checkbox"/> 6 TANK TESTING	<input type="checkbox"/> 7 INTERSTITIAL MONITORING	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN	<input type="checkbox"/> 99 OTHER

**VI. TANK CLOSURE INFORMATION**

1. ESTIMATED DATE LAST USED (MO/DAY/YR) <b>1989</b>	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING <b>0</b> GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
--	---	---

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT

APPLICANT'S NAME (PRINTED & SIGNATURE) <b>Kevin M. Krabe</b>	DATE <b>2/5/92</b>
---	-----------------------

**LOCAL AGENCY USE ONLY** THE STATE I.D. NUMBER IS COMPOSED OF THE FOUR NUMBERS BELOW

STATE I.D.#	COUNTY #	JURISDICTION #	FACILITY #	TANK #
	<b>01</b>	<b>000</b>	<b>301962</b>	<b>000062</b>
PERMIT NUMBER	PERMIT APPROVED BY/DATE <b>3/20/90</b>		PERMIT EXPIRATION DATE	



3600 DEPOT ROAD • HAYWARD, CALIFORNIA 94545  
PHONE (415) 783-3400 FAX (415) 783-4416

SI 1101-7 P11 3:42

November 5, 1991

Ms. Pamela J. Evans  
Hazardous Materials Specialist  
Alameda County  
Division of Hazardous Materials  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, Ca 94621

Dear Ms Evans:

I would like to provide a commitment date to remove the two fuel tanks from Forni's site.

In earlier correspondence, which enclosed Forni Corporation's Underground Tank Closure Plan, I outlined my concern for funding the removal of the tanks on our site by end of year. My uncertainty about committing to a tank removal date has subsequently been compounded by uncertainty about the business health of the consultant that I had planned to utilize during the removal.

I am currently obtaining proposals from alternative consultants (and contractors) for the tank removal. However, based on what I have received to date, I do feel comfortable committing to removal of these two tanks on Forni's site prior to the end of February, 1992.

I hope this meets with your concurrence.

Thank you for your advice and consideration.

Sincerely,

G.C. McLane  
President

PIONEERS IN PRECAST CONCRETE

UNDERGROUND STRUCTURES FOR ELECTRIC, TELEPHONE, GAS AND WATER.



OFFICE AND YARD - 3600 DEPOT ROAD  
HAYWARD, CALIFORNIA 94545

AREA CODE 415  
783-3400

August 19, 1991

Pamela J. Evans  
Hazardous Materials Specialist  
Alameda County Health Care Service Agency  
Department of Environmental Health  
Division of Hazardous Materials  
80 Swan Way, Room 200  
Oakland, CA 94621

Dear Pam,

Enclosed is Forni Corporation's Underground Tank Closure Plan. I have attempted to be complete, but the details on some items will not be known until I engage the services of both the Contractor and the Consultant that will be involved in the removal.

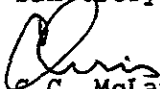
Because of the current level of construction in California and my resulting concerns about cash flow, I am unable to commit to the October 10, 1991 deadline which you offered in your July 26, 1991 letter. I am optimistic about the company's ability to weather the recession, but I am reluctant to commit the substantial cash required to remove these tanks until I am assured of having cash to support the corporation's survival.

I would be happy to meet with you to share our current projections of business and cash availability through the balance of the year. They suggest that accumulating cash to both ensure survivability and remove the tanks is possible before year end. However, until the projections become a positive reality I also do not feel it is prudent to commit to a date for removal.

If this posture is unreasonable in your view, I would appreciate a call so we can discuss it.

Thank you for your advice and consideration.

Sincerely,

  
S.C. McLane  
President

91 AUG 21 AM 11:23

PIONEERS IN PRECAST CONCRETE

UNDERGROUND STRUCTURES FOR ELECTRIC, TELEPHONE, GAS AND WATER.



ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(415)

July 26, 1991

G. Christopher McLane  
Forni Corporation  
3600 Depot Rd.  
Hayward CA 94545

RE: Unused Underground Fuel Storage Tanks

**SECOND NOTICE OF VIOLATION**

Dear Mr. McLane:

On June 28, 1990 I inspected your premises and learned that neither of Forni's two underground fuel tanks had been used since February 1989 and that they were not being monitored for leaks. Your employee, John Marker stated that that the tanks would be removed in August, 1990. I instructed him to complete and submit a closure plan to my office by August 31, 1990.

Section 25298 of the Health and Safety Code of California requires that unused underground fuel storage tanks be monitored or removed. Section 2670 of the California Code of Regulations requires that a closure plan be submitted to this office. In January 1991, Forni Corporation was issued a Notice of Violation by this office and instructed to submit a closure plan and timetable for tank removal activities by February 28, 1991. I agreed to an extension of this deadline to March 8, 1991.

On March 8, 1991, I received a timetable only. I discussed this timetable with you on March 13, when you stated that the closure plan would be submitted by mid April and the tank removed by the end of July, 1991. On June 3, 1991 you stated that due to financial restraints, Forni would be unable to remove the empty tanks until September or October. I instructed you to submit a closure plan by July 1, 1991. To date, no closure plan has been received.

G. Christopher McLane  
Forni Corporation  
July 26, 1991  
Page 2 of 2

The Health and Safety Code of California, Section 25299(a) provides for penalties of not less than \$500 per day for failure to properly close an underground storage tank. **You must submit a closure plan for both tanks to this office by August 10, 1991. The tanks must be removed by October 10, 1991.**

You may contact me with any questions at 271-4320.

Sincerely,



Pamela J. Evans  
Hazardous Materials Specialist

→ Call from Chris  
McLane on 8/15/91  
Needs a few day  
extension. I  
gave him til 8/20

c: Gil Jensen, Alameda County District Attorney's Office  
Ted Ferreira, Alameda County Fire Department



3600 DEPOT ROAD • HAYWARD, CALIFORNIA 94545  
PHONE (415) 783-3400 FAX (415) 783-4416

91 MAR -8 PM 5:00

March 8, 1991

Pamela J. Evans  
Hazardous Materials Specialist  
Department of Environmental Health  
Alameda County  
80 Swan Way, Room 200  
Oakland, CA 94621

Dear Ms. Evans,

I am replying to your January 9, 1991 letter to Charlie Crites of Forni Corporation regarding unused underground fuel storage tanks. (Thank you for your verbal extension for this reply.)

Attached is a plan of action and anticipated timetable for removing the underground tanks from our site at 3600 Depot Road. I believe the steps listed are the correct ones to take and are in the appropriate sequence; the timetable represents my best estimate of time potentially required to accomplish various steps, but may need to be modified as we actually experience each work activity.

I hope this information is what you require. Please call me if you have any thoughts, upgrades to the plan or questions. I will be in contact with you to set up the meeting referred to in Step 4 when we have selected a consultant to assist us.

Thank you for your help.

Sincerely,

G. Christopher McLane  
President

Enclosure  
GCM:kld

PIONEERS IN PRECAST CONCRETE

UNDERGROUND STRUCTURES FOR ELECTRIC, TELEPHONE, GAS AND WATER.

PLAN OF ACTION:

1. IDENTIFY INVOLVED REGULATORY AGENCIES AND THE APPROPRIATE CASE AGENTS.
2. DEFINE WHAT THE REGULATORS WANT DONE AT THE SITE.
3. EXPLORE OPTIONS, INTERACT WITH, BID, SELECT AND CONTRACT WITH AN ENVIRONMENTAL CONSULTANT TO GUIDE FORNI'S ACTIVITIES.
4. SCHEDULE A MEETING WITH THE CONSULTANT AND APPROPRIATE REGULATORY CASE AGENTS TO ENSURE COMMON UNDERSTANDING AND ALIGNMENT ON PLANS.
5. OBTAIN NECESSARY PERMITS:  
\*UNDERGROUND STORAGE TANK REMOVAL PERMITS FROM ALAMEDA COUNTY FIRE DEPARTMENT  
\*EPA HAZARDOUS WASTE GENERATOR NUMBER FROM THE CALIFORNIA DEPARTMENT OF HEALTH SERVICES IN SACRAMENTO IN SACRAMENTO  
\*OTHERS? *RAE?*
6. EMPTY ANY REMAINING PRODUCT FROM THE TANKS AND OBTAIN COPIES OF THE TRANSPORTATION MANIFESTS FROM THE TRANSPORTER.
7. NOTIFY USA (UNDERGROUND SERVICE ALERT) AND ASK THEM TO IDENTIFY KNOWN UNDERGROUND UTILITY LOCATIONS.
8. NOTIFY BAAQMD (BAY AREA AIR QUALITY MANAGEMENT DISTRICT) 5 DAYS BEFORE EXCAVATING IS TO (FAX A FORM).
9. REMOVE PUMPS AND BREAK UP AND REMOVE CONCRETE SLAB OVER TANK LOCATION (SEE ATTACHED PLOT MAP).
10. EXCAVATE AROUND TANKS, STOCK PILE SOIL ON THREE SHEETS OF VISQUENE AND COVER SOIL ON SITE.

APPROXIMATE TIMETABLE:

1. COMPLETE: ALAMEDA COUNTY HEALTH SERVICES- PAM EVANS  
ALAMEDA COUNTY FIRE DEPARTMENT (HAZARDOUS MATERIALS INSPECTION)-TED FERRIERA.
2. COMPLETE: COMPLY WITH SECTION 25298 OF THE CALIFORNIA HEALTH AND SAFETY CODE BY PLANNING FOR AND REMOVING THE TWO UNUSED UNDERGROUND STORAGE TANKS ON SITE.
3. EXPLORING OPTIONS AND INTERACTING WITH POTENTIAL CONSULTANTS IS UNDERWAY. ESTIMATED COMPLETION 4 WEEKS. *Early April*
4. AT CONCLUSION OF STEP 3.
5. ESTIMATE COMPLETION 1 WEEK AFTER STEP 4. *(Apply for) obtain ~ 2 weeks after if plan is fairly mid April Complete*  
*← start now*
6. ESTIMATE COMPLETION 2 TO 3 WEEKS FOLLOWING STEP 5. *Early June*
7. CONCURRENT WITH STEP 6.
8. TIMING DEPENDENT UPON EXPECTED COMMENCEMENT OF STEP 10.
9. ESTIMATE COMPLETION 1 TO 2 WEEKS WORK TIME.
10. ESTIMATE WORK TIME TO COMPLETE 1 TO 3 WEEKS FROM COMPLETION OF STEP 9.

PAGE 2

PLAN OF ACTION:

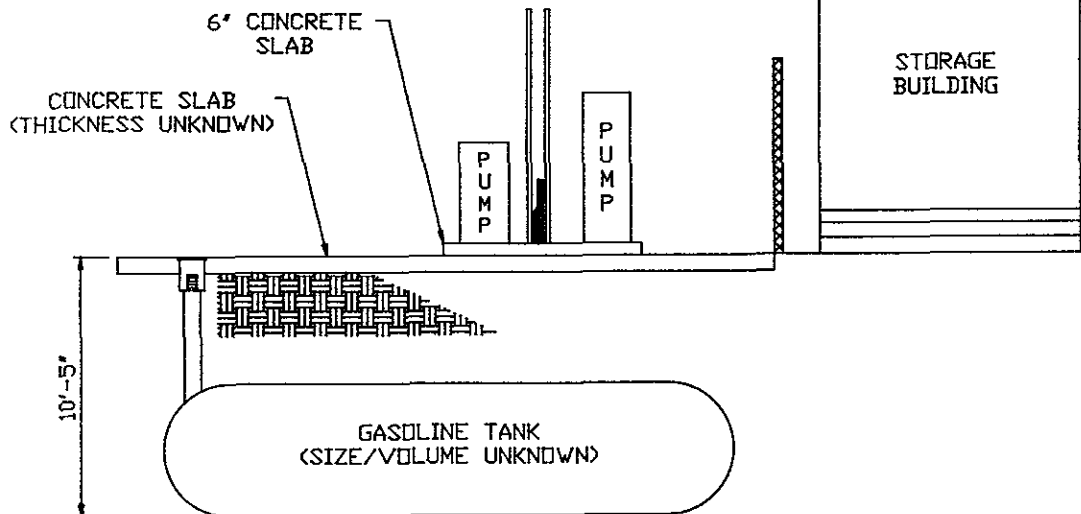
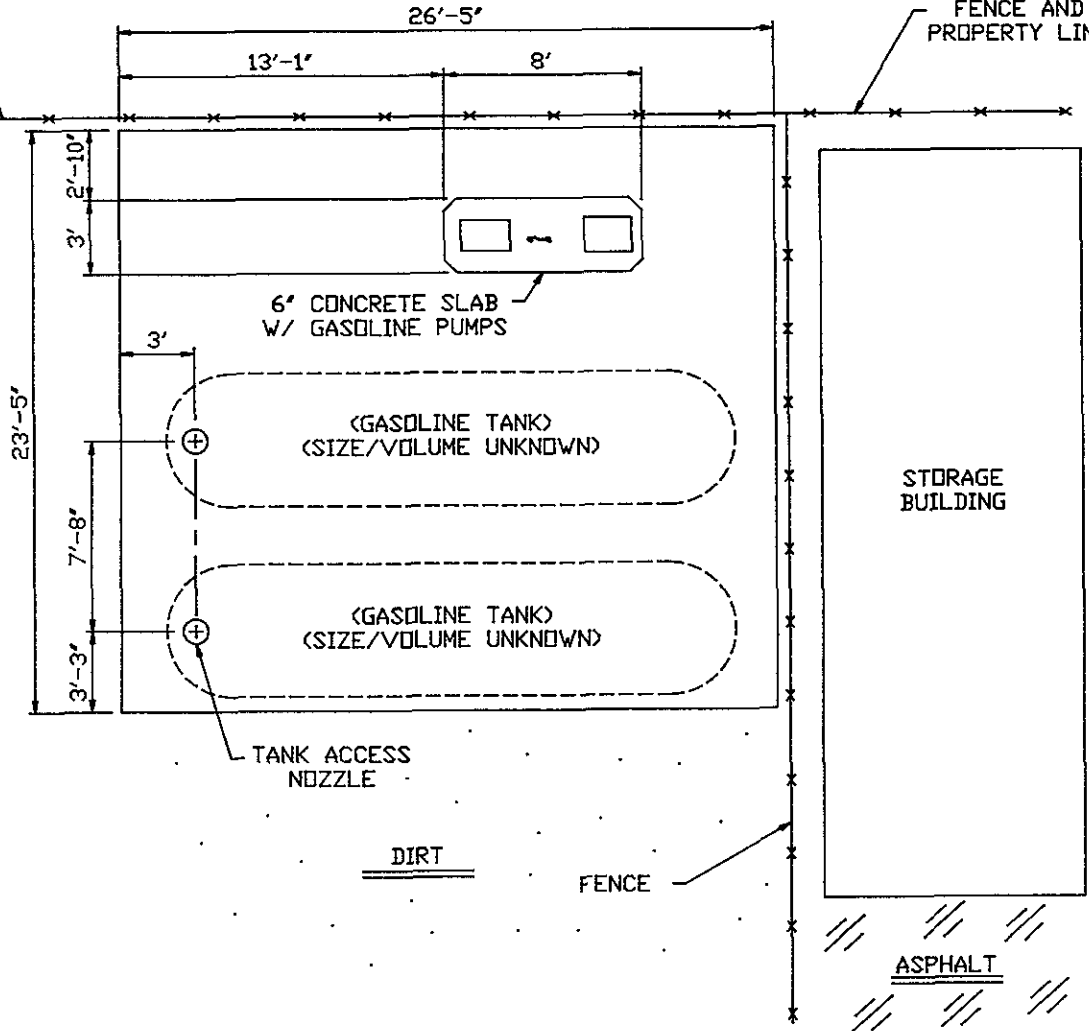
11. ISOLATE THE TANKS, REMOVING AND PURGING PIPING. FOUNDATIONS AND "TIE DOWN WRAPPING" MAY NEED TO BE BROKEN (IF PRESENT).
12. INERT, REMOVE AND DISPOSE OF TANKS:
  - A. CONTRACTED CONSULTANT INERT THE TANKS WITH DRY ICE TO LOWER THE OXYGEN LEVEL WITHIN THE TANK.
  - B. ALAMEDA COUNTY FIRE INSPECTOR-INSPECT AND GIVE PERMISSION TO REMOVE THE TANKS ONCE THE LEL LEVELS ARE SATISFACTORY.
  - C. FORNI REMOVE THE TANKS FROM THE EXCAVATION.
  - D. INSPECTOR CHECK THE TANK FOR FAILURE.
  - E. LICENSED CARRIER, CONTRACTED BY FORNI LOADS AND TRANSPORTS THE TANKS TO THE PROPER FACILITY. OBTAIN A COPY OF THE UNIFORM HAZARDOUS WASTE MANIFEST FROM THE TANK TRANSPORTER.
  - F. CONSULTANT COLLECT SOIL AND IF NECESSARY WATER SAMPLES FROM THE EXCAVATION ACCORDING TO THE INSPECTOR'S INSTRUCTIONS.
  - G. SECURE THE EXCAVATION FROM FOOT AND VEHICULAR TRAFFIC. (EXCAVATION MAY NEED TO BE SHORED AS A SAFETY MEASURE.)
13. CONSULTANT DOES:
  - A. LABORATORY ANALYSIS OF THE SAMPLES COLLECTED.
  - B. REPORT PREPARATION.
  - C. SUBMITTAL OF THE REPORT TO THE PROPER REGULATORY AGENCIES.
14. FURTHER WORK DEPENDENT UPON FINDINGS AFTER EXCAVATION, SAMPLING AND/OR TESTING.

APPROXIMATE TIME TABLE:

11. DONE IN CONJUNCTION WITH STEP 10.
12. A-F EXPECT THESE STEPS TO BE COMPLETED IN THE COURSE OF A SINGLE DAY.  
  
*By end of June  
No later than end of  
July, 1991*
12. G TO BE COMPLETED AT THE CONCLUSION OF PREVIOUS STEPS (MAY TAKE MORE THAN ONE DAY OF SHORING IS REQUIRED.)
13. ESTIMATE COMPLETION 3 TO 4 WEEKS FOLLOWING STEP 12.
14. WORK AND TIMETABLE UNCERTAIN; DEPENDENT UPON FINDING IN PREVIOUS STEPS.

FENCE AND PROPERTY LINE

FENCE AND PROPERTY LINE



ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(415)

January 9, 1991

Charlie Crites  
Forni Corporation  
3600 Depot Rd.  
Hayward CA 94545

RE: Unused Underground Fuel Storage Tanks

**NOTICE OF VIOLATION**

Dear Mr. Crites:

On June 28, 1990, I inspected your premises at the above noted address. I spoke with John Marker, who stated that neither of Forni's two underground fuel storage had been used since February of 1989, and that as both had been empty for some time, they were not being monitored for leaks. Section 25298 of the California Health and Safety Code requires that unused underground storage tanks be removed or monitored. Mr. Marker stated that Forni would be removing the tanks during August, 1990. I left a closure plan form, and instructed Mr. Marker to return it, completed, by August 31, 1990.

To date, this office has not received a tank closure plan from you. In accordance with the California Code of Regulations, Title 23, Section 2670, and consistent with your stated intentions regarding the underground tanks, you must submit a tank closure plan to this office. This plan must be reviewed and accepted by this office and the local fire department before tank removal commences. **Submit the plan by February 28, 1991 and attach a written timetable of your planned tank removal activities.** You may contact me with any questions at 271-4320.

Please note that California Health and Safety Code Section 25299(a) states that any operator of an underground storage tank is liable for civil penalties of not less than \$500 per day for failure to properly close a tank. The same penalty applies for abandonment or improper closure of an underground storage tank.

Sincerely,

Pamela J. Evans  
Hazardous Materials Specialist

c: Ted Ferreira, Alameda County Fire Department  
Richard Hiatt, Regional Water Quality Control Board

white -env.health  
 yellow -facility  
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

Hazardous Materials Inspection Form

II, III

Site ID # \_\_\_\_\_ Site Name Forni Corporation Today's Date 6/28/90

II.A BUSINESS PLANS (Title 19)

- \_\_\_ 1. Immediate Reporting 2703
- \_\_\_ 2. Bus. Plan Stats 25503(b)
- \_\_\_ 3. RR Cars > 30 days 25503.7
- \_\_\_ 4. Inventory Information 25504(a)
- \_\_\_ 5. Inventory Complete 2730
- \_\_\_ 6. Emergency Response 25504(b)
- \_\_\_ 7. Training 25504(c)
- \_\_\_ 8. Deficiency 25505(a)
- \_\_\_ 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- \_\_\_ 10. Registration Form Filed 25533(a)
- \_\_\_ 11. Form Complete 25533(b)
- \_\_\_ 12. RMPP Contents 25534(c)
- \_\_\_ 13. Implement Sch. Req'd? (Y/N) \_\_\_\_\_
- \_\_\_ 14. OffSite Conseq. Assess. 25524(c)
- \_\_\_ 15. Probable Risk Assessment 25534(d)
- \_\_\_ 16. Persons Responsible 25534(g)
- \_\_\_ 17. Certification 25534(f)
- \_\_\_ 18. Exemption Request? (Y/N) \_\_\_\_\_
- \_\_\_ 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- |                               |   |
|-------------------------------|---|
| General                       | ___ 1. Permit Application 25284 (H&S)   |
|                               | ___ 2. Pipeline Leak Detection 25292 (H&S)  |
|                               | ___ 3. Records Maintenance 2712   |
|                               | ___ 4. Release Report 2651  |
|                               | ___ 5. Closure Plans 2670   |
| Monitoring for Existing Tanks | ___ 6. Method   |
|                               | 1) Monthly Test   |
|                               | 2) Daily Vadose<br>Semi-annual groundwater<br>One time soils                            |
|                               | 3) Daily Vadose<br>One time soils<br>Annual tank test                                   |
|                               | 4) Monthly Gndwater<br>One time soils   |
|                               | 5) Daily inventory<br>Annual tank testing<br>Cont pipe leak det<br>Vadose/gndwater mon. |
|                               | 6) Daily inventory<br>Annual tank testing<br>Cont pipe leak det                         |
|                               | 7) Weekly Tank Gauge<br>Annual tank teting  |
|                               | 8) Annual Tank Testing<br>Daily inventory   |
|                               | 9) Other _____  |
| ___ 7. Prec's Tank Test 2643  |   |
| Date: _____                   |   |
| ___ 8. Inventory Rec. 2644    |   |
| ___ 9. Soil Testing . 2646    |   |
| ___ 10. Ground Water. 2647    |   |
| New Tanks                     | ___ 11. Monitor Plan 2632   |
|                               | ___ 12. Access. Secure 2634   |
|                               | ___ 13. Plans Submit 2711   |
|                               | Date: _____   |
| ___ 14. As Built 2635         |   |
| Date: _____                   |   |

Rev 6/88

Site Address 3600 Depot Rd  
 City Hayward Zip 94545 Phone 783-3400

\_\_\_ MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- \_\_\_ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- \_\_\_ II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

\* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments:

Two gasoline tanks onsite } Tanks have not  
 3000 - regular } been used since  
 3000 - unleaded } 2/89. Tanks were pumped

No Monitoring procedures currently in use, Forni Corp. intends to remove both tanks in August, 1990.

Left closure plan form to be completed and returned by August 31, 1990.

Send Mr. Markor closure plan directions.

Contact: \_\_\_\_\_

Title: Plant Operations Manager

Signature: [Signature]  
JOHN A. MARKER

Inspector: \_\_\_\_\_

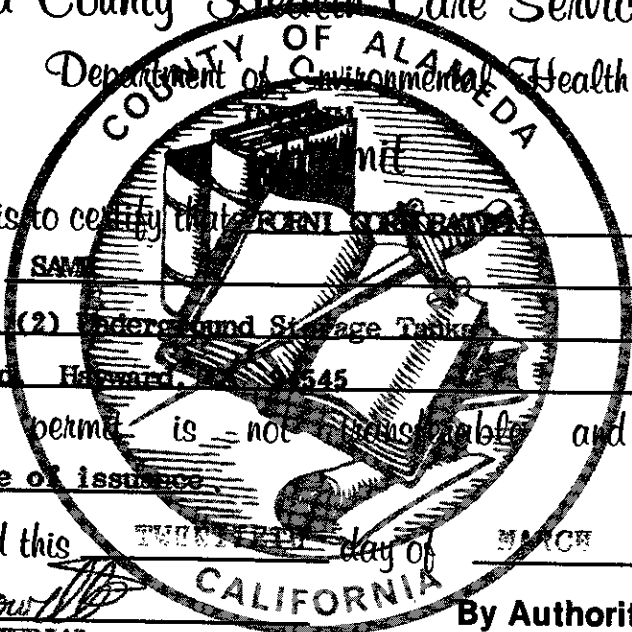
Signature: [Signature]  
Pamela J Evans

II, III



Alameda County Health Care Services Agency

Department of Environmental Health



This is to certify that SAM is permitted  
doing business as SAM, is permitted  
to operate Two (2) Underground Storage Tanks  
at 3600 Depot Rd Hayward CA 94545

This permit is not transferable and is good until  
6 Months from date of issuance

Issued this THIRTIETH day of MARCH, 19 90

Edgar B. Howell  
HAZARDOUS MATERIAL  
Sanitarian

By Authority of  
County Health Officer



OFFICE AND YARD - 3600 DEPOT ROAD  
HAYWARD, CALIFORNIA 94545

AREA CODE 415  
783-3400

90 JAN 17 PM 12:00

ALAMEDA COUNTY DEPARTMENT OF  
ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION  
80 SWAN WAY, ROOM 200  
OAKLAND, CA 94621

ATTN: MR. THOMAS PEACOCK

10 JANUARY, 1990

DEAR TOM,

I SWORE I WOULD HAVE THIS IN THE MAIL TODAY, AND HERE IT IS!

I APPRECIATE YOUR STOPPING BY YESTERDAY AND ALSO YOUR SUGGESTIONS  
AS TO THE DISPOSITION OF THE "CLEAN" CONTAMINATED SOIL FROM THE  
DIESEL SPILL. FEEL FREE TO DROP BY AT ANY TIME.

THANK YOU FOR YOUR PATIENCE IN THIS MATTER.

SINCERELY,

RON MATTHEWS  
PLANT MANAGER

PIONEERS IN PRECAST CONCRETE

UNDERGROUND STRUCTURES FOR ELECTRIC, TELEPHONE, GAS AND WATER.

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



August 7, 1989

DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(415)

Charlie Crites  
Forni Corp.  
3600 Depot Rd.  
Hayward, CA 94545

SECOND NOTICE OF VIOLATION

Dear Mr. Crites:

On March 29, 1988 you were given instructions for submission of a Business Plan and permit applications for two underground storage tanks. In accordance with the California Administrative Code, Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations you must perform one of the following actions:

1. Submit a tank closure plan to this Department as required by Article 7, 2670 or
- . Apply for a permit as required by Article 10, 2710.

Notify this Department within 10 days of your intentions and to obtain the necessary instructions and forms.

Please note that 25299(a) of the California Health and Safety Code states that any operator of an underground storage tank is liable for a civil penalty of not less than five hundred dollars or more than five thousand dollars per day for (5) failing to properly close an underground storage tank, as required by section 25298. Also, (b) has the same penalty for abandonment or improper closure of any underground storage tank.

You are required to submit a Business Plan as stated in Section 25513 of the California Health and Safety Code. You are required to submit a Business Plan to this office within 14 days. A Part I form is attached for your use.

If you have any questions concerning this matter, please contact Tom Peacock, Senior Hazardous Material Specialist, at 271-4320.

Sincerely,

Rafat A. Shahid, Chief,  
Hazardous Materials Division

RAS:tfp

cc: Larry Blazer, Alameda County District Attorney, Consumer and  
Environmental Protection  
Hosein Kazimi, RWQCB



FORM 'A':  
SITE

UNDERGROUND STORAGE TANK PROGRAM  
FACILITY/SITE, INFORMATION and/or PERMIT APPLICATION

COMPLETE THIS FORM FOR EACH FACILITY/SITE

MARK ONLY ONE ITEM	<input type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED SITE
	<input checked="" type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY SITE CLOSURE	

I. FACILITY/SITE INFORMATION & ADDRESS — (MUST BE COMPLETED)

FACILITY/SITE NAME Forni Corporation		CARE OF ADDRESS INFORMATION Ron Matthews		
ADDRESS 3600 Depot Road		NEAREST CROSS STREET Connecticut	<input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> FEDERAL-AGENCY	
CITY NAME Hayward		STATE CA	ZIP CODE 94545	SITE PHONE #, WITH AREA CODE 415-783-3400
TYPE OF BUSINESS. <input type="checkbox"/> 1 GAS STATION <input type="checkbox"/> 2 DISTRIBUTOR <input type="checkbox"/> 3 FARM <input type="checkbox"/> 4 PROCESSOR <input checked="" type="checkbox"/> 5 OTHER		EPA ID # CAD 009237413		# of TANK'S AT THIS SITE 2
<input checked="" type="checkbox"/> Box if INDIAN RESERVATION or TRUST LANDS <input type="checkbox"/>				
EMERGENCY CONTACT PERSON (PRIMARY)		EMERGENCY CONTACT PERSON (SECONDARY)		
DAYS	NAME (LAST, FIRST) Matthews, Ronald	PHONE # WITH AREA CODE 415-783-3400	DAYS	NAME (LAST, FIRST) MC Lane G. Christopher
NIGHTS	NAME (LAST, FIRST) as above	PHONE # WITH AREA CODE 415-587-7931	NIGHTS	NAME (LAST, FIRST) as above
				PHONE # WITH AREA CODE 415-339-3659

II. PROPERTY OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)

NAME Linda Bricker Sayers Barry M. Gailagher Wallace A. Greth		CARE OF ADDRESS INFORMATION		
MAILING or STREET ADDRESS 3600 Depot RD.		<input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> FEDERAL-AGENCY		
CITY NAME Hayward		STATE CA	ZIP CODE 94545	PHONE #, WITH AREA CODE 415-783-3400

III. TANK OWNER INFORMATION & ADDRESS — (MUST BE COMPLETED)

NAME Forni Corporation		CARE OF ADDRESS INFORMATION Ron Matthews		
MAILING or STREET ADDRESS 3600 Depot RD.		<input checked="" type="checkbox"/> Box to indicate CORPORATION <input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LOCAL-AGENCY <input type="checkbox"/> COUNTY-AGENCY <input type="checkbox"/> STATE-AGENCY <input type="checkbox"/> FEDERAL-AGENCY		
CITY NAME Hayward		STATE CA	ZIP CODE 94545	PHONE #, WITH AREA CODE 415-783-3400

IV. LEGAL NOTIFICATION AND BILLING ADDRESS

CHECK ONE (1) BOX INDICATING WHICH ABOVE ADDRESS SHOULD BE USED FOR BOTH LEGAL NOTIFICATION AND BILLING: I.  II.  III.

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) Ronald Matthews for Forni Corporation	DATE 1/9/90
---	----------------

LOCAL AGENCY USE ONLY

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	# of TANKS at SITE
CURRENT LOCAL AGENCY FACILITY ID #		APPROVED BY NAME		PHONE # WITH AREA CODE
PERMIT NUMBER	PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE		
LOCATION CODE	CENSUS TRACT #	SUPERVISOR-DISTRICT CODE	BUSINESS PLAN FILED YES <input type="checkbox"/> NO <input type="checkbox"/>	DATE FILED
CHECK #	PERMIT AMOUNT	SURCHARGE AMOUNT	FEE CODE	RECEIPT # BY:

THIS FORM MUST BE ACCOMPANIED BY AT LEAST (1) OR MORE TANK PERMIT FORM 'B' APPLICATION(S), UNLESS THIS IS A CHANGE OF SITE INFORMATION ONLY.  
FORM A (3-2-88)

No 1288

FORM 'B': TANK

UNDERGROUND STORAGE TANK PROGRAM TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.



MARK ONLY ONE ITEM: 1 NEW PERMIT, 2 INTERIM PERMIT, 3 RENEWAL PERMIT, 4 AMENDED PERMIT, 5 CHANGE OF INFORMATION, 6 TEMPORARY TANK CLOSURE, 7 PERMANENTLY CLOSED TANK, 8 TANK REMOVED. FACILITY/SITE NAME WHERE TANK IS INSTALLED: termi location -south tank. FARM TANK - YES NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN - SO SPECIFY

A. OWNERS TANK ID # unknown B. MANUFACTURED BY: unknown C. YEAR INSTALLED unknown D. TANK CAPACITY IN GALLONS: 3,000

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. 1 MOTOR VEHICLE FUEL, 2 PETROLEUM, 3 CHEMICAL PRODUCT, 4 OIL, 5 HAZARDOUS, 80 EMPTY, 95 UNKNOWN. B. 1 PRODUCT, 2 WASTE. C. 1 UNLEADED, 2 LEADED, 3 DIESEL, 4 GASAHOL, 5 JET FUEL, 6 AVIATION GAS, 7 METHANOL, 99 OTHER. D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. # C.A.S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM: 1 DOUBLE WALLED, 2 SINGLE WALLED, 3 SINGLE WALLED WITH EXTERIOR LINER, 4 SECONDARY CONTAINMENT, 95 UNKNOWN, 99 OTHER. B. TANK MATERIAL: 1 STEEL/IRON, 2 STAINLESS STEEL, 3 FIBERGLASS, 4 STEEL CLAD W/FIBERGLASS REINFORCED PLASTIC, 5 CONCRETE, 6 POLYVINYL CHLORIDE, 7 ALUMINUM, 8 100% METHANOL COMPATIBLE FRP, 9 BRONZE, 10 GALVANIZED STEEL, 95 UNKNOWN, 99 OTHER. C. INTERIOR LINING: 1 RUBBER LINED, 2 ALKYD LINING, 3 EPOXY LINING, 4 PHENOLIC LINING, 5 GLASS LINING, 6 UNLINED, 95 UNKNOWN, 99 OTHER. IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? YES NO. D. CORROSION PROTECTION: 1 POLYETHYLENE WRAP, 2 TAR OR ASPHALT, 3 VINYL WRAP, 4 FIBERGLASS REINFORCED PLASTIC, 5 CATHODIC PROTECTION, 91 NONE, 95 UNKNOWN, 99 OTHER.

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE: A U 1 SUCTION, A U 2 PRESSURE, A U 3 GRAVITY, A U 99 OTHER. B. CONSTRUCTION: A U 1 SINGLE WALLED, A U 2 DOUBLE WALLED, A U 3 LINED TRENCH, A U 95 UNKNOWN, A U 99 OTHER. C. MATERIAL: A U 1 STEEL/IRON, A U 2 STAINLESS STEEL, A U 3 POLYVINYL CHLORIDE (PVC), A U 4 FIBERGLASS PIPE, A U 5 ALUMINUM, A U 6 CONCRETE, A U 7 STEEL CLAD W/FRP, A U 8 100% METHANOL COMPATIBLE FRP, A U 9 GALVANIZED STEEL, A U 95 UNKNOWN, A U 99 OTHER.

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

P S 1 VISUAL CHECK, P S 2 INVENTORY RECONCILIATION, P S 3 VADOSE WELLS, P S 4 ELECTRONIC MONITOR, P S 5 GROUND WATER MONITORING WELLS, P S 6 PRECISION TESTING, P S 7 PRESSURE TESTING, P S 91 NONE, P S 95 UNKNOWN, P S 99 OTHER.

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

1. ESTIMATED DATE LAST USED (MO/YR) 2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS 3. WAS TANK FILLED WITH INERT MATERIAL? YES NO

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) Ronald C Matthews for Forni Corporation DATE 09 Jan 90

LOCAL AGENCY USE ONLY

COUNTY # JURISDICTION # AGENCY # FACILITY ID # TANK ID # CURRENT LOCAL AGENCY FACILITY ID # APPROVED BY NAME PHONE # WITH AREA CODE PERMIT NUMBER PERMIT APPROVAL DATE PERMIT EXPIRATION DATE CHECK # PERMIT AMOUNT SURCHARGE AMT. FEE CODE RECEIPT # BY:

N9 17159

WATER RESOURCES CONTROL BOARD



FORM 'B':  
TANK

UNDERGROUND STORAGE TANK PROGRAM  
TANK PERMIT APPLICATION INFORMATION

COMPLETE A SEPARATE FORM WITH THE FOLLOWING INFORMATION FOR EACH TANK.

MARK ONLY ONE ITEM	<input type="checkbox"/> 1 NEW PERMIT	<input type="checkbox"/> 3 RENEWAL PERMIT	<input type="checkbox"/> 5 CHANGE OF INFORMATION	<input type="checkbox"/> 7 PERMANENTLY CLOSED TANK
	<input checked="" type="checkbox"/> 2 INTERIM PERMIT	<input type="checkbox"/> 4 AMENDED PERMIT	<input type="checkbox"/> 6 TEMPORARY TANK CLOSURE	<input type="checkbox"/> 8 TANK REMOVED

FACILITY/SITE NAME WHERE TANK IS INSTALLED: Forni Corporation-north tank FARM TANK - YES  NO

I. TANK DESCRIPTION COMPLETE ALL ITEMS - IF UNKNOWN -- SO SPECIFY

A. OWNERS TANK ID # <u>unknown</u>	B. MANUFACTURED BY: <u>unknown</u>
C. YEAR INSTALLED <u>unknown</u>	D. TANK CAPACITY IN GALLONS: <u>3,000</u>

II. TANK CONTENTS IF (A.1), IS MARKED, COMPLETE ITEM C. IF (A.1), IS NOT MARKED, COMPLETE ITEM D.

A. <input checked="" type="checkbox"/> 1 MOTOR VEHICLE FUEL <input type="checkbox"/> 2 PETROLEUM <input type="checkbox"/> 3 CHEMICAL PRODUCT <input type="checkbox"/> 4 OIL <input type="checkbox"/> 5 HAZARDOUS <input type="checkbox"/> 80 EMPTY <input type="checkbox"/> 95 UNKNOWN	B. <input checked="" type="checkbox"/> 1 PRODUCT <input type="checkbox"/> 2 WASTE	C. <input type="checkbox"/> 1 UNLEADED <input checked="" type="checkbox"/> 2 LEADED <input type="checkbox"/> 3 DIESEL <input type="checkbox"/> 4 GASAHOL <input type="checkbox"/> 5 JET FUEL <input type="checkbox"/> 6 AVIATION GAS <input type="checkbox"/> 7 METHANOL <input type="checkbox"/> 99 OTHER (DESCRIBE IN ITEM D, BELOW)
D. IF NOT MOTOR VEHICLE FUEL, ENTER NAME OF HAZARDOUS SUBSTANCE STORED & C.A.S. #		C.A.S. #:

III. TANK CONSTRUCTION MARK ONE ITEM ONLY IN BOX A, B, C, & D

A. TYPE OF SYSTEM	<input type="checkbox"/> 1 DOUBLE WALLED	<input type="checkbox"/> 3 SINGLE WALLED WITH EXTERIOR LINER	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> 2 SINGLE WALLED	<input type="checkbox"/> 4 SECONDARY CONTAINMENT	<input type="checkbox"/> 99 OTHER
B. TANK MATERIAL	<input type="checkbox"/> 1 STEEL/IRON	<input type="checkbox"/> 2 STAINLESS STEEL	<input type="checkbox"/> 3 FIBERGLASS
	<input type="checkbox"/> 5 CONCRETE	<input type="checkbox"/> 6 POLYVINYL CHLORIDE	<input type="checkbox"/> 7 ALUMINIUM
	<input type="checkbox"/> 9 BRONZE	<input type="checkbox"/> 10 GALVANIZED STEEL	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 99 OTHER
C. INTERIOR LINING	<input type="checkbox"/> 1 RUBBER LINED	<input type="checkbox"/> 2 ALKYD LINING	<input type="checkbox"/> 3 EPOXY LINING
	<input type="checkbox"/> 5 GLASS LINING	<input type="checkbox"/> 6 UNLINED	<input checked="" type="checkbox"/> 95 UNKNOWN
	<input type="checkbox"/> IS LINING MATERIAL COMPATIBLE WITH 100% METHANOL? <input type="checkbox"/> YES <input type="checkbox"/> NO		<input type="checkbox"/> 99 OTHER
D. CORROSION PROTECTION	<input type="checkbox"/> 1 POLYETHYLENE WRAP	<input type="checkbox"/> 2 TAR OR ASPHALT	<input type="checkbox"/> 3 VINYL WRAP
	<input type="checkbox"/> 5 CATHODIC PROTECTION	<input type="checkbox"/> 91 NONE	<input checked="" type="checkbox"/> 95 UNKNOWN
			<input type="checkbox"/> 99 OTHER

IV. PIPING INFORMATION CIRCLE A IF ABOVE GROUND, U IF UNDERGROUND, BOTH IF APPLICABLE

A. SYSTEM TYPE	A <input checked="" type="radio"/> 1 SUCTION	A U 2 PRESSURE	A U 3 GRAVITY	A U 99 OTHER
B. CONSTRUCTION	A U 1 SINGLE WALLED	A U 2 DOUBLE WALLED	A U 3 LINED TRENCH	A <input checked="" type="radio"/> 95 UNKNOWN
C. MATERIAL	A U 1 STEEL/IRON	A U 2 STAINLESS STEEL	A U 3 POLYVINYL CHLORIDE (PVC)	A U 4 FIBERGLASS PIPE
	A U 5 ALUMINIUM	A U 6 CONCRETE	A U 7 STEEL CLAD W/FRP	A U 8 100% METHANOL COMPATIBLE FRP
	A U 9 GALVANIZED STEEL	A <input checked="" type="radio"/> 95 UNKNOWN	A U 99 OTHER	

V. LEAK DETECTION SYSTEM CIRCLE P FOR PRIMARY, OR S FOR SECONDARY, A PRIMARY LEAK DETECTION SYSTEM MUST BE CIRCLED.

P S 1 VISUAL CHECK	P S 2 INVENTORY RECONCILIATION	P S 3 VADOSE WELLS	P S 4 ELECTRONIC MONITOR	P S 5 GROUND WATER MONITORING WELLS
P S 6 PRECISION TESTING	P S 7 PRESSURE TESTING	P S 91 NONE	P S 95 UNKNOWN	P S 99 OTHER

VI. INFORMATION ON TANK PERMANENTLY CLOSED IN PLACE

1. ESTIMATED DATE LAST USED (MO/YR)	2. ESTIMATED QUANTITY OF SUBSTANCE REMAINING IN GALLONS	3. WAS TANK FILLED WITH INERT MATERIAL? <input type="checkbox"/> YES <input type="checkbox"/> NO
-------------------------------------	---	--

THIS FORM HAS BEEN COMPLETED UNDER PENALTY OF PERJURY, AND TO THE BEST OF MY KNOWLEDGE, IS TRUE AND CORRECT.

APPLICANT'S NAME (PRINTED & SIGNATURE) Ronald Matthews for Forni Corporation	DATE <u>09 Jan. 90</u>
---	------------------------

LOCAL AGENCY USE ONLY

COUNTY #	JURISDICTION #	AGENCY #	FACILITY ID #	TANK ID #
CURRENT LOCAL AGENCY FACILITY ID #	APPROVED BY NAME	PHONE # WITH AREA CODE		
PERMIT NUMBER	PERMIT APPROVAL DATE	PERMIT EXPIRATION DATE		
HECK #	PERMIT AMOUNT	SURCHARGE AMT.	FEE CODE	RECEIPT #
				BY:

NO 17765

Project Specialist (print) Pamela J. Evans

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION  
80 SWAN WAY, ROOM 200  
OAKLAND, CA 94621  
PHONE NO. 415/271-4320

**UNDERGROUND TANK CLOSURE PLAN**  
**\* \* \* Complete according to attached instructions \* \* \***

1. Business Name FORNI CORPORATION  
Business Owner BARRY M. GALLAGHER & LINDA SAYERS
2. Site Address 3600 DEPOT ROAD  
City HAYWARD, CA Zip 94545 Phone (415) 783-3400
3. Mailing Address 3600 DEPOT ROAD  
City HAYWARD, CA Zip 94545 Phone (415) 783-3400
4. Land Owner LINDA SAYERS & BARRY M. GALLAGHER  
Address SEE ATTACHED City, State \_\_\_\_\_ Zip \_\_\_\_\_
5. Generator name under which tank will be manifested \_\_\_\_\_  
FORNI CORPORATION

EPA I.D. No. under which tank will be manifested NOT YET OBTAINED

(WILL BE OBTAINED BY  
CONTRACTOR PRIOR TO  
WORK BEGINNING.)

6. Contractor BALCH PETROLEUM CONTRACTORS & BUILDERS, INC.  
Address P.O. BOX 361230  
City MILPITAS, CA 95035 Phone (408) 942-8686  
License Type A/B HAZ ID# 396575-A/B

7. Consultant ENVIRONMENTAL ENGINEERING CONSULTANTS  
Address 1220 CROSSMAN AVE., SUITE 200  
City SUNNYVALE, CA 94089 Phone (408) 747-1414

8. Contact Person for Investigation  
Name CHRIS MCLANE Title PRESIDENT, FORNI CORPORATION  
Phone (415) 783-3400

9. Number of tanks being closed under this plan 2  
Length of piping being removed under this plan UNKNOWN  
Total number of tanks at facility 2

10. State Registered Hazardous Waste Transporters/Facilities (see instructions).

**\*\* Underground tanks are hazardous waste and must be handled \*\*  
as hazardous waste**

a) Product/Residual Sludge/Rinsate Transporter

Name \* EPA I.D. No. \_\_\_\_\_  
Hauler License No. \_\_\_\_\_ License Exp. Date \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

b) Product/Residual Sludge/Rinsate Disposal Site

Name \* EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_



c) Tank and Piping Transporter

Name \* \_\_\_\_\_ EPA I.D. No. \_\_\_\_\_  
Hauler License No. \_\_\_\_\_ License Exp. Date \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

d) Tank and Piping Disposal Site

Name \* \_\_\_\_\_ EPA I.D. No. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

11. Experienced Sample Collector

Name TO BE DETERMINED BY: \_\_\_\_\_  
Company ENVIRONMENTAL ENGINEERING CONSULTANTS (EEC) \_\_\_\_\_  
Address 1220 CROSSMAN AVE., SUITE 200 \_\_\_\_\_  
City SUNNYVALE \_\_\_\_\_ State CA \_\_\_\_\_ Zip 94089 \_\_\_\_\_ Phone (408) 747-1414 \_\_\_\_\_

12. Laboratory

Name TO BE DETERMINED AT TIME OF SAMPLING BY E.E.C. \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
State Certification No. \_\_\_\_\_

13. Have tanks or pipes leaked in the past? Yes [ ] No [ ]

If yes, describe. UNKNOWN \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*TO BE DETERMINED BY THE CONTRACTOR AS THE TIME OF CLOSURE AND REMOVAL APPROACHES.

14. Describe methods to be used for rendering tank inert

INTRODUCTION OF 15 POUNDS OF DRY ICE PER 1000 GALLONS OF TANK VOLUME.

Before tanks are pumped out and inerted, all associated piping must be flushed out into the tanks. All accessible associated piping must then be removed. Inaccessible piping must be plugged.

The Bay Area Air Quality Management District (771-6000), along with local Fire and Building Departments, must also be contacted for tank removal permits. Fire departments typically require the use of explosion proof combustible gas meters to verify tank inertness. It is the contractor's responsibility to bring a working combustible gas meter on site to verify tank inertness.

15. Tank History and Sampling Information

Tank		Material to be sampled (tank contents, soil, ground-water, etc.)	Location and Depth of Samples
Capacity	Use History (see instructions)		
UNKNOWN UNTIL EXCAVATION	INSTALLATION DATE IS UNKNOWN  PRODUCTS STORED ARE BELIEVED TO BE GASOLINE AND/OR DIESEL  DATE LAST USED UNKNOWN- IT WAS PRIOR TO JUNE 1989	SOIL.  GROUNDWATER (IF PRESENT WHEN EXCAVATED.)	AS REQUIRED, BASED ON EXCAVATION EXPERIENCE.  <i># to be based on RWQCB guidelines</i>

One soil sample must be collected for every 20 feet of piping that is removed. A ground water sample must be collected should any ground water be present in the excavation.

Excavated/Stockpiled Soil	
Stockpiled Soil Volume (Estimated)	Sampling Plan
ESTIMATE 200 CUBIC YARDS	KEEP COVERED UNTIL CONTENT DETERMINED. ESTIMATE 1 SAMPLE PER 20 CUBIC YARDS.

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

16. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
GASOLINE	AS REQUIRED BY ANALYTICAL LABORATORY 5030	<del>EPA 8010/8020</del> + GC/FID	1 PPM
DIESEL	AS REQUIRED BY ANALYTICAL LABORATORY 3550	DOHS LUFT + GC/FID	1 PPM
BTEX	AS REQUIRED BY ANALYTICAL LABORATORY	EPA 8010/8020	0.005 PPM

17. Submit Site Health and Safety Plan (See Instructions)

THIS WILL BE PREPARED BY BALCH PETROLEUM CONTRACTORS & BUILDERS, INC. AS PART OF THEIR CONTRACT. WILL BE PREPARED AS TIME OF REMOVAL APPROACHES.

18. Submit Worker's Compensation Certificate co

Name of Insurer REPUBLIC INDEMNITY (SEE ATTACHED)

19. Submit Plot Plan (See Instructions) **2 ATTACHMENTS**

20. Enclose Deposit (See Instructions) **\$642.00 FOR 2 TANKS (ENCLOSED)**

21. **Report any leaks or contamination to this office within 5 days of discovery.** The report shall be made on an Underground Storage Tank Unauthorized Leak/Contamination Site Report form. (see Instructions)

22. Submit a closure report to this office within 60 days of the tank removal. This report must contain all the information listed in item 22 of the instructions.

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true.

I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel health and safety. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Once I have received my stamped, accepted closure plan, I will contact the project Hazardous Materials Specialist at least three working days in advance of site work to schedule the required inspections.

Signature of Contractor

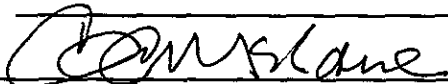
Name (please type) \_\_\_\_\_

Signature \_\_\_\_\_

Date \_\_\_\_\_

Signature of Site Owner or Operator

Name (please type) G.C. MCLANE

Signature 

Date 8-15-91

OWNERS

BARRY M. GALLAGHER  
ORDWAY BUILDING  
SUITE 2450  
ONE KAISER PLAZA  
OAKLAND, CA 94612-3685

&

LINDA SAYERS  
38444 DARNEL COURT  
FREMONT, CA 94536

# ACORD CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

8/15/91

**PRODUCER**

Curtis Day & Company  
50 Fremont St., Suite #300  
San Francisco, CA 94105

415-543-3140

CODE

SUB-CODE

04008774

**INSURED**

Forni Corporation  
3600 Depot Road  
Hayward

CA

94545

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW

**COMPANIES AFFORDING COVERAGE**

COMPANY LETTER **A**

Republic Indemnity

COMPANY LETTER **B**

COMPANY LETTER **C**

COMPANY LETTER **D**

COMPANY LETTER **E**

S

**COVERAGES**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOT WITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	ALL LIMITS IN THOUSANDS	
					EACH OCCURRENCE	AGGREGATE
	<b>GENERAL LIABILITY</b>				GENERAL AGGREGATE	\$
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OPS AGGREGATE	\$
	<input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR				PERSONAL & ADVERTISING INJURY	\$
	<input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE	\$
					FIRE DAMAGE (Any one fire)	\$
					MEDICAL EXPENSE (Any one person)	\$
	<b>AUTOMOBILE LIABILITY</b>				COMBINED SINGLE LIMIT	\$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE	\$
	<input type="checkbox"/> HIRED AUTOS					
	<input type="checkbox"/> NON-OWNED AUTOS					
	<b>EXCESS LIABILITY</b>				EACH OCCURRENCE	\$
	<input type="checkbox"/> OTHER THAN UMBRELLA FORM				AGGREGATE	\$
<b>A</b>	<b>WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY</b>	PC993471	1/01/91	1/01/92	STATUTORY	
					\$	1000 (EACH ACCIDENT)
					\$	1000 (DISEASE-POLICY LIMIT)
					\$	1000 (DISEASE-EACH EMPLOYEE)
	<b>OTHER</b>					

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS**

RE: ALL CALIFORNIA OPERATIONS

**CERTIFICATE HOLDER**

ALAMEDA CTY. HEALTH CARE SERVICES AGENCY  
DEPARTMENT OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS DIVISION  
80 SWAN WAY, ROOM 200  
OAKLAND, CA 94621

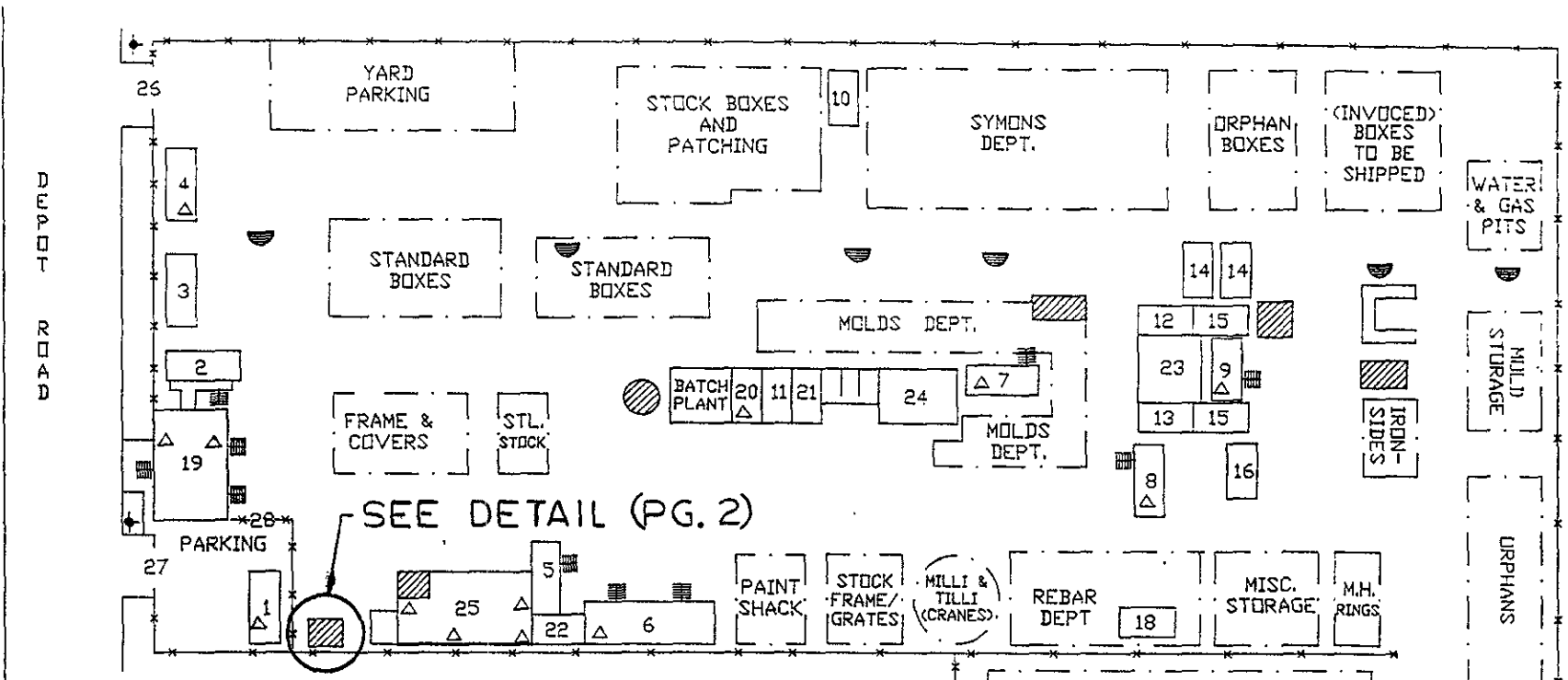
**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENT OR REPRESENTATIVE.

AUTHORIZED REPRESENTATIVE

*Phillip J. Buchanan*  
Phillip J. Buchanan  
118400000

NORTH



SEE DETAIL (PG. 2)

TRAILERS

- 1. OFFICE SUPPLY
- 2. SALES
- 3. CATALOG
- 4. RECEIVING/DRIVERS
- 5. YARD BATHROOM
- 6. LUNCH ROOM
- 7. MOLD OFFICE
- 8. SYMONS OFFICE
- 9. MECHANIC OFFICE

CONTAINERS

- 10. PATCHING
- 11. LAB
- 12. SYMONS TOOLS
- 13. YARD TOOLS/SUPPLIES
- 14. MECHANIC TOOLS (x2)
- 15. MECHANIC SUPPLIES (x2)
- 17. STORAGE
- 18. UNKNOWN
- 16. SHOP TOOLS

BUILDINGS & MISC. STRUCTURES

- 19. MAIN OFFICE
- 20. BATCH PLANT OFFICE
- 21. CURING ROOM
- 22. SHOP CAGE
- 23. SAW ROOM
- 24. STEAM ROOM
- 25. SHOP

GATES

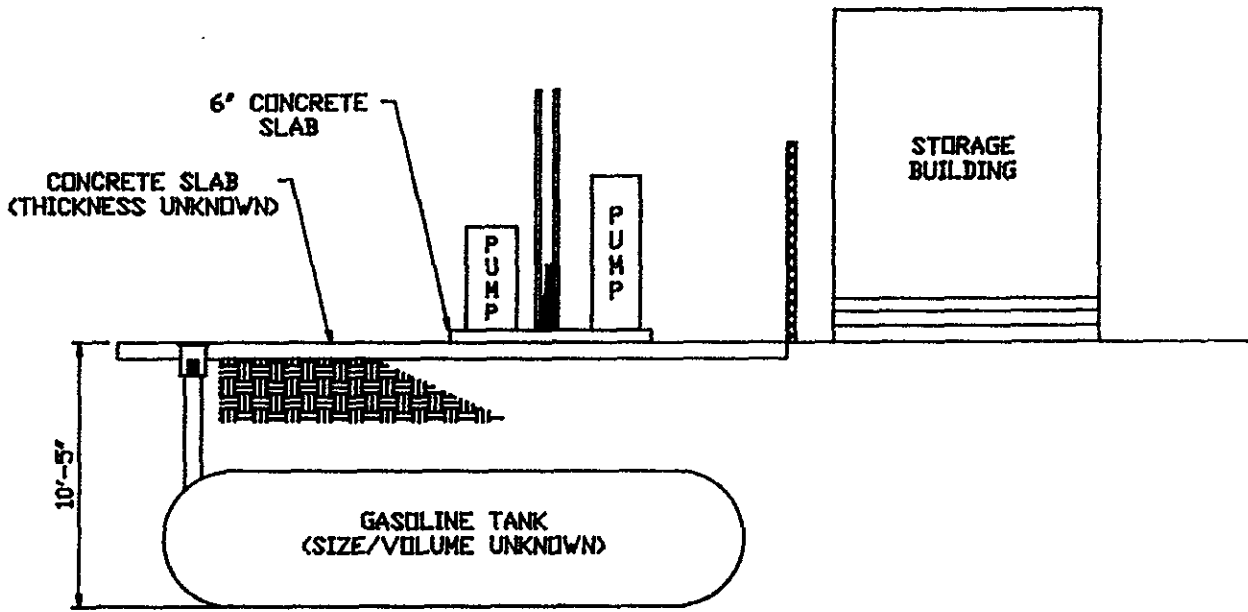
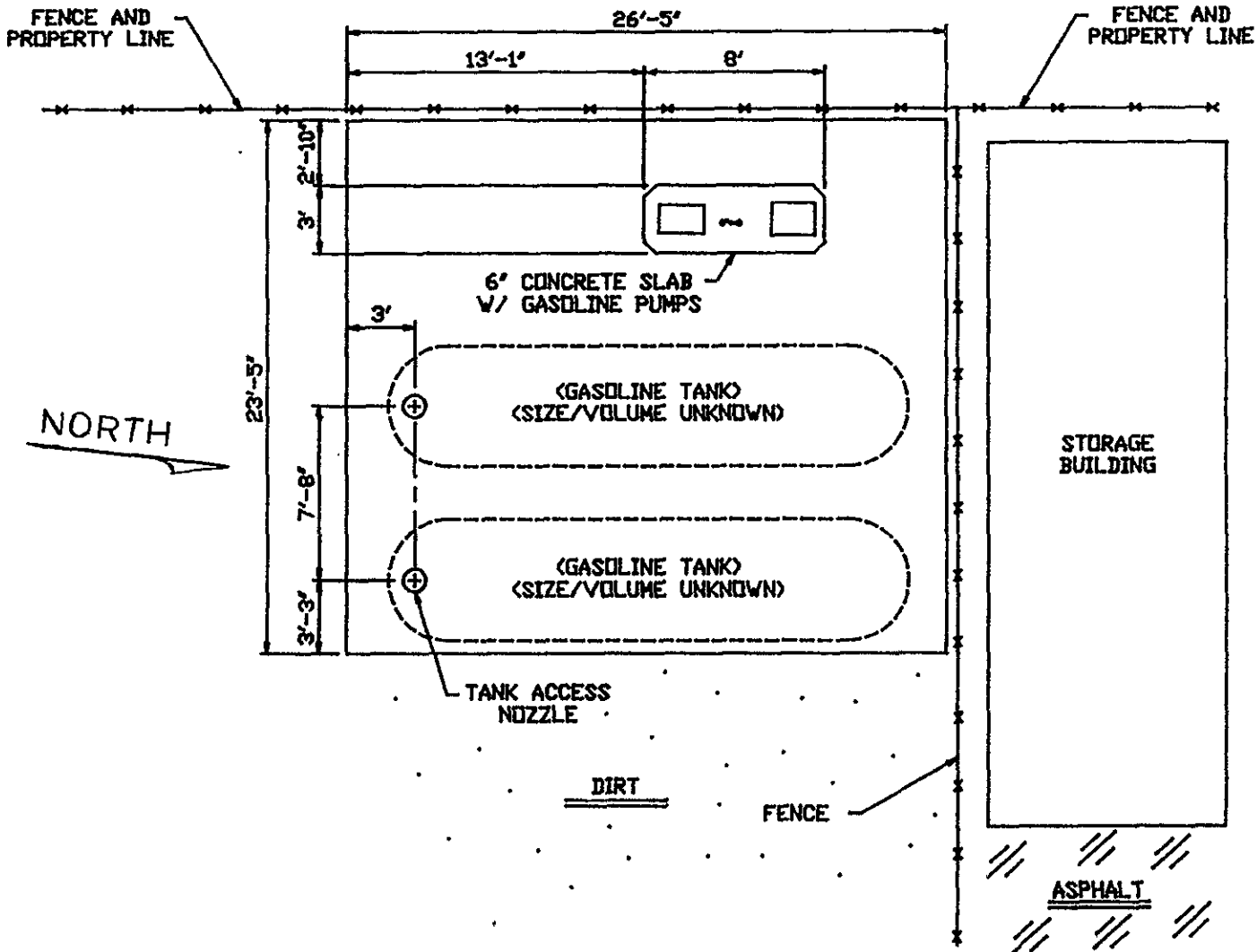
- 26. MAIN/YARD
- 27. OFFICE PARKING
- 28. WALK THROUGH

--- PRODUCT & STORAGE AREAS

--- FENCE

☺ STORM DRAIN INLET

▨ HAZARDOUS MATERIAL (SEE PG.# FOR DETAIL)





ALAMEDA COUNTY DEPARTMENT OF ENVIRONMENTAL HEALTH  
 HAZARDOUS MATERIALS DIVISION  
 80 SWAN WAY, ROOM 200  
 OAKLAND, CA 94621  
 (415) 271-4320

BUSINESS PLAN - PART I

1. Business Name XYZ COMPANY  
 Site Address 1234 STEEL DRIVE  
 City SMITHSVILLE, CA Zip 94546  
 Mailing Address 410 BROADWAY  
 City **E** NEW YORK CITY, NY Zip 10001
2. Contact Person CHARLES DARWIN Phone No. (418) 812-4618
3. Total Area of Business in Square Feet 45,000
4. Hazardous Materials/Waste Storage and Handling Area in Square Feet:  
2,000

5. HAZARDOUS SUBSTANCES OR WASTES OVER 55 GALLONS\*, 500 LBS.\* OR 200 CUBIC FEET\*

	Gallons* (liquid)	Pounds* (solid)	Cubic Feet* (gaseous)	Number of Items
Hazardous Materials	10,550	<b>M</b> 500	2,800	7
Hazardous Waste	660	2,000	0	3
GRAND TOTAL	11,210	6,500	<b>P</b> 2,800	10

OWNER OR OPERATOR'S SIGNATURE

*Charles Darwin*

PRINTED NAME Charles Darwin

DATE January 24, 1989

\* Metric Equivalents may be used

**E**

INSTRUCTIONS

3. Area of business as determined in lease or from property deed.

5. For liquids use gallons or liters; for solids use pounds or kilograms; for gases use cubic feet or liters. Report the total of the materials or wastes and calculate the grand total. Number of items represent the number of different chemical formulations, trade names, or wastes. Each amount should represent the maximum at any one time.

Example: XYZ Company has the following hazardous materials and wastes:

MATERIALS

<u>Item</u>	<u>Amount</u>	<u>Identity</u>
1	8	55-gallon drums of Smith cleaning solvent
2	2	55-gallon drums of caustic
3	1	10,000 gallon underground storage tank of unleaded gasoline
4	10	50-lb. bags of Mercuric chloride
5	40	100-lb. bags of Potassium cyanide
6	10	200-cubic foot tanks of acetylene
7	2	400-cubic foot tanks of Hydrogen sulfide



WASTES

8	10	55-gallon drums of waste tank sludge
9	2	55-gallon drums of waste oil
10	2	1000-lb. bins of lead scraps



Compute the total as follows:

**HAZARDOUS MATERIALS:**

$$\begin{aligned} \text{Gallons: } & (8 \times 55) + (2 \times 55) + (1 \times 10,000) \\ & = 440 + 110 + 10,000 \\ & = 10,550 \text{ gallons} \end{aligned}$$

$$\begin{aligned} \text{Pounds: } & (10 \times 50) + (40 \times 100) \\ & = 500 + 4,000 \\ & = 4,500 \text{ lbs.} \end{aligned}$$

$$\begin{aligned} \text{Cubic Ft.: } & (10 \times 200) + (2 \times 400) \\ & = 2,000 + 800 \\ & = 2,800 \text{ cu. ft.} \end{aligned}$$

Number of Items: 7

**HAZARDOUS WASTES:**

$$\begin{aligned} \text{Gallons: } & (10 \times 55) + (2 \times 55) \\ & = 550 + 110 \\ & = 660 \text{ gallons} \end{aligned}$$

$$\begin{aligned} \text{Pounds: } & (2 \times 1,000) \\ & = 2,000 \text{ lbs.} \end{aligned}$$

Number of Items: 3

**GRAND TOTAL (Materials and Wastes)**

$$\begin{aligned} \text{Gallons: } & 10,550 + 660 \\ & = 11,210 \text{ gallons} \end{aligned}$$

$$\begin{aligned} \text{Pounds: } & 4,500 + 2,000 \\ & = 6,500 \text{ lbs.} \end{aligned}$$

$$\begin{aligned} \text{Cubic Ft.: } & 2,800 + 0 \\ & = 2,800 \text{ cu. ft.} \end{aligned}$$

Number of Items: 7 + 3 = 10