

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



PO828

May 4, 1999  
StID # 1117

ENVIRONMENTAL HEALTH SERVICES  
ENVIRONMENTAL PROTECTION (LOP)  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94602-6577  
(510) 567-6700

DETERMINATION OF NO FURTHER ACTION AND PROPOSED SITE CLOSURE

FAX (510) 337-3335

Sierra Academy c/o  
Mr. Joel Tuttle  
9465 Earhart Rd.  
Oakland CA 94621

INTENT TO MAKE A DETERMINATION THAT NO FURTHER ACTION IS  
REQUIRED OR ISSUE A CLOSURE LETTER FOR Sierra Academy, 9465 Earhart  
Rd., Oakland CA 94621

Dear Mr. Tuttle:

This letter is to inform you that Alameda County Environmental Health Department, Local Oversight Program (LOP), intends to make a determination that no further action is required at the above site or to issue a closure letter. Please notify this agency of any input and recommendations you may have on these proposed actions within 20 days of the date of this letter.

In accordance with section 25297.15 of Ch. 6.7 of the Health & Safety Code, you must provide certification to the local agency that all of the current record fee title owners have been informed of the proposed action. Please provide this certification to this office within 20 days of the date of this letter.

If you have any questions about these proposed actions, please contact Barney Chan at (510) 567-6765.

Sincerely,

Thomas Peacock  
Manager, LOP

cc: Chuck Headlee, RWQCB  
Mr. L. Griffin, OFD-OES, 504 14<sup>th</sup> St., 7<sup>th</sup> Floor, Oakland CA 94612

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY

April 2, 1999  
SHELDON KEARS, Agency Director  
SHD # 1117

RO# 828

Mr. Joel Tuttle  
Sierra Academy  
9465 Earhart Rd.  
Oakland CA 94621

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

**Re: Request for Underground Storage Tank Closure Report for Sierra Academy,  
9465 Earhart Rd., Oakland CA 94621**

Dear Mr. Tuttle:

As you are aware, the above site has been transferred to Alameda County Environmental Health Local Oversight Program (LOP) for our administering. You have been sent a **Notice of Responsibility** letter notifying you of this action. At this time, we request the submittal of your underground storage tank closure report for the removal of the two tanks, which occurred on December 22, 1998. To date, we have only been given copies of analytical reports for the soil and groundwater samples taken during the removals. Your closure report should include, at a minimum, the following:

- A site map and a sampling map
- A narrative of the activities associated with the removal
- Copies of receipts or manifests for the disposal of the tanks and any waste material
- A description of the conditions of the tanks and the subsurface
- A description of the sampling methods
- Chain of custody records
- Sign copies of all laboratory results

Our office will review site data and make recommendations for additional site work or case closure. At this time, we cannot make an informed decision as to the additional needs (if any) for this site without the submittal of this report.

Please submit the requested closure report **within 30 days or by May 3, 1999**. In addition, I have included an Underground Storage Tank Unauthorized Release (Leak) Report. Please complete this report and return to our office **within 10 days of receipt**. You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan  
Hazardous Materials Specialist  
Enclosure

C: B. Chan, files

Mr. David Nieman, DPE Companies, LTD., 363 Pacer Ct., Vallejo, CA 94591  
Mr. D. Klettke, Port of Oakland, P.O. Box 2064, Oakland CA 94607-2064

clrp-9465Earhart



R0828

December 28, 1993

CERTIFIED MAILER #: P 386 338 223

Sierra Service Center  
9465 Earhart Rd.  
Oakland, 94621

UGTID:1117

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

**Re: FIVE-YEAR PERMITS FOR OPERATION OF UNDERGROUND STORAGE TANK(S)  
9465 Earhart Rd. Oakland, 94621**

Dear Owner/Operator:

According to our records your facility referenced above has not received a five-year permit to operate UST's. In order to obtain a permit you must complete the following items marked below and return them within 30 DAYS. The necessary forms are enclosed. You may complete a "Consolidated Underground Tank Management Plan" which will assist you in preparing a monitoring plan, site plot plan and spill response plan for your tank(s). If supplemental information or forms are required, please submit it to this office with the completed questionnaire and application forms:

- \_\_\_ 1. An accurate and complete plot plan.
- \_\_\_ 2. A written spill response plan. (enclosed)
- \_\_\_ 3. A written tank monitoring plan. (enclosed)
- \_\_\_ 4. Results of precision tank test(s), (initial and annual).
- \_\_\_ 5. Results of precision pipeline leak detector tests (initial and annual).
- \_\_\_ 6. Complete UST PERMIT FORM A-one per facility. (enclosed)
- \_\_\_ 7. Complete UST PERMIT FORM B-one per tank. (enclosed)
- \_\_\_ 8. Complete UST PERMIT FORM C-one per tank if information is available. (enclosed)
- \_\_\_ 9. Letter stating how the tank is to be maintained during one year closure.

Be advised that Title 23 of the California Code of Regulation prohibits the operation of "ANY" UST without a permit. If our records are in error, you must contact this office immediately TO AVOID POSSIBLE ENFORCEMENT ACTION. Please feel free to contact this office at (510) 271-4320; to answer any questions which may arise in completing the mandatory five-year permit process. Be prepared to provide your zip code to speak with the Hazmat Specialist handling your case.

Sincerely,

PAUL SMITH  
HazMat Specialist

c: Edgar Howell, Chief, Hazardous Materials Div. (files)


Alameda County Health Care Services Agency, Department of  
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

5330 Foothill Blvd  
Oakland, CA 94610

) Proof of Service of  
) Notice of  
) Pre-Enforcement  
) Review Panel  
)

I Eva Chu, do hereby certify  
that I served Mary Ann Aguirre  
with a copy of the attached **Notice of Pre-Enforcement Review**  
**Panel** on December 15, 1993 by certified  
mailer #P 422 218 124

Dated: 12/15/93   
(signature)

**Alameda County Health Care Services Agency, Department of  
Environmental Health, Hazardous Materials Division**

|  |  |
|--|--|
| <p><b>In Re The Property Known As :</b> )<br/>5330 Foothill Blvd )<br/>Oakland, CA 94610 )</p> | <p><b>Notice of<br/>Further Pre-Enforcement<br/>Review Panel</b></p> |
|--|--|


Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a **Review Panel** will convene on **January 18, 1994** at **1:00 PM** in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This **Further Review Panel** will re-convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this **Further Review Panel** on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties served herein from said responsibility or obligations:

1. M/M Edward Simas  
Xtra Oil Co.  
2307 Pacific Ave  
Alameda, CA 94501
2. Walter Simas  
c/o Walter Youngman  
1981 N. Broadway, Suite 300  
Walnut Creek, CA 94596
3. Walter Youngman  
Conservator for Walter J. Simas  
1981 N. Broadway, Suite 300  
Walnut Creek, CA 94596
4. Jorge Del Rio  
802 Sea Chase Drive  
Redwood City, CA 94605

5. Mary Ann Aguirre  
Freeman & Garcia  
1101 Sylvan Ave., Suite C-106  
Modesto, CA 95350
6. Marcela & Miguel Flores  
802 Sea Chase Dr.  
Redwood City, CA 94605
7. John McDougal  
4864 American River Drive  
Carmichael, CA 94596

Dated:

12/15/93  
(signature)

dream3

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :

5330 Foothill Blvd  
Oakland, CA 94610

) Proof of Service of  
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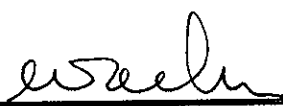
I Eva Chu, do hereby certify

that I served Jorge Del Rio  
with a copy of the attached **Notice of Pre-Enforcement Review**

**Panel** on December 15, 1993 by certified

mailer # P 422 218 123

Dated: 12/15/93

  
(signature)

**Alameda County Health Care Services Agency, Department of  
Environmental Health, Hazardous Materials Division**

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