

Envision for Windows

File Edit Applications Reports Tools Setup Window Help

Site Remediation (FA0301148 - Dutch Pride Dairy)

Record ID: RO0001148 Facility ID: FA0301148 Dutch Pride Dairy Local Site #

Account ID: AR0302984 STATE WATER RESOURCES CONTROL BOARD RWB Site ID: 3729

Site Name	Dutch Pride Dairy			Substance		Petroleum	<input type="checkbox"/>
Site Contact				Census			
Site Address	St No	Pre Dir	Street Name	St Type	District		
	7400		Amador Valley Blv		Location		
	Unit			City Code			
				Jurisdiction			
City, St, Zip	DUBLIN		CA	94568-	Insp Code		
Phone	() -	Ext					
Fax				Addition		Monitoring Wells	
Email				Lot		Free Product	
Case Type	O	Other groundwater		Block		Groundwater Depth	
Fund Source	F	Federal		Split			
Designated Emp	CL	<Invalid Employee>		APN			
Current Status	I	<Invalid Code>		Latitude		X Coordinate	
Contract Status	9	TASK 9 - REVIEW OF CLOSED SITES		Longitude		Y Coordinate	

Location Dates & Info Agencies Financial Comments Legacy Release Information Released Substances Samples Analytes

LOP - RECORD CHANGE REQUEST FORM

printed:
07/21/98

Mark Out What Needs Changing and Hand to LOP Data Entry
(Name/Address changes go to Annual Programs Data Entry)

Insp: EC

AGENCY # : 10000 SOURCE OF FUNDS: F SUBSTANCE: 8006619
 StID : 3729 LOC: 12/10/93
 SITE NAME: Dutch Pride Dairy DATE REPORTED : 01/11/90
 ADDRESS : 7400 -0 Amador Valley Blv DATE CONFIRMED: -0-
 CITY/ZIP : Dublin 94568 MULTIPLE RPs : N

SITE STATUS

 CASE TYPE: O CONTRACT STATUS: 4 PRIOR CODE:2B4 EMERGENCY RESP: -0-
 RP SEARCH: S DATE COMPLETED: 03/23/92
 PRELIMINARY ASMNT: C DATE UNDERWAY: -0- DATE COMPLETED: 01/22/97
 REM INVESTIGATION: - DATE UNDERWAY: -0- DATE COMPLETED: -0-
 REMEDIAL ACTION: - DATE UNDERWAY: -0- DATE COMPLETED: -0-
 POST REMED ACT MON:- DATE UNDERWAY: -0- DATE COMPLETED: -0-

ENFORCEMENT ACTION TYPE: 2 DATE ENFORCEMENT ACTION TAKEN: 10/02/93
 LUFT FIELD MANUAL CONSID: 3HCSW
 CASE CLOSED: Y DATE CASE CLOSED: 07/22/98
 DATE EXCAVATION STARTED : 06/13/90 REMEDIAL ACTIONS TAKEN: ED, ET

RESPONSIBLE PARTY INFORMATION

 RP#1-CONTACT NAME: Richard Dodge
 COMPANY NAME: -0-
 ADDRESS: 1120 Walker Ave
 CITY/STATE: Walnut Creek, C A 94596

INSPECTOR VERIFICATION:

NAME _____ SIGNATURE _____ DATE _____

DATA ENTRY INPUT:

Name/Address Changes Only Case Progress Changes

ANNPGMS _____ LOP _____ DATE _____ LOP _____ DATE _____

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

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

StID 3729

December 22, 1997

Mr. Richard Dodge
1120 Walker Ave
Walnut Creek, CA 94596

RE: Well Decommission at 7400 Amador Valley Blvd, Dublin, CA

Dear Mr. Dodge:

This office and the San Francisco RWQCB have reviewed the case closure summary for the above referenced site and concur that no further action related to the underground tank release is required at this time. Before a remedial action completion letter is sent, the onsite monitoring well (MW-13) should be decommissioned, if it will no longer be monitored. Please notify this office upon completion of well destruction so a closure letter can be issued.

Well destruction permits may be obtained from Alameda County Flood Control and Water Conservation, Zone 7. They can be reached at (510) 484-2600.

If you have any questions, I can be reached at (510) 567-6762.

Sincerely,

eva chu
Hazardous Materials Specialist

McNAMARA, HOUSTON, DODGE, McCLURE & NEY

ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS C. McCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. BLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER

GUY D. BORGES
ROGER J. BROTHERS
RAYMOND L. McKAY
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
DIANNE KREMEN COLVILLE
R. DEWEY WHEELER

PLEASE RESPOND TO:
P.O. BOX 5288
WALNUT CREEK, CA 94596

TELEPHONE: (510) 939-5330
FACSIMILE: (510) 939-0203

ENVIRONMENTAL
PROTECTION
97 OCT 28 PM 3:28
WALNUT CREEK OFFICE
1211 NEWELL AVENUE
SECOND FLOOR
WALNUT CREEK, CA 94596-5331

ELLEN H. NOLTING
JANE LUCIANO
LISA R. ROBERTS
MARTIN J. AMBACHER
DENISE BILLUPS-SLONE
KATHLEEN A. NELSON
S. LYNN APPLETON
BRENDAN J. DOOLEY
JOSEPH E. FINKEL
MICHAEL K. WALTON

J. WESLEY SMITH
JENIFER K. LEECE
PAUL E. VAN HOOMISSEN
OYNTHIA E. MILLER
PAUL B. WALSH
PATRICK M. TERRY
ERIC J. MEDEIROS
KRISTEN A. PICO
GEOFFREY J. McMILLAN, JR.
MARC R. WALL

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 110
FAIRFIELD, CA 94533-5530
(707) 427-3998

DANIEL J. McNAMARA, RETIRED

October 23, 1997

Ms. Eva Chu
1131 Harbor Bay Pkwy., #250
Alameda, CA 94502-6577

Dear Ms. Chu,

I am writing in regard to our site in Dublin at 7400 Amador Valley Blvd. At the meeting with you, my wife Jeanne, Kevin Graves of RWQCB, Jeff Granberry of Shell Oil, Karen DeMartin of Oil Changers, Diane Lundquist of Enviros, the recommendation was made By Kevin Graves that our site be closed because of low risk.

The report submitted to you from Smith Technology Corporation dated June 1997 recommended, that based on the data, 7400 Amador Valley Blvd. qualifies as a low risk groundwater case and should be closed by Alameda Services Agency.

With these two recommendations, we await confirmation from you that our site will be closed.

Sincerely,

Richard Dodge

c: Kevin Graves, RWQCB
State Water Resources Control Board

ALAMEDA COUNTY.
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

StID 2516, 3729

August 7, 1996

Mr. Jeff Granberry
Shell Oil
P.O. Box 4023
Concord, CA 94524

Ms. Jeanne Dodge
1120 Walker Ave
Walnut Creek, CA 94596

Ms. Karen Di Martini
Oil Changer
4511 Willow Rd, Suite 1
Pleasanton, CA 94588

RE: 7194 Village Pkway and 7400 Amador Valley Blvd, Dublin, CA

Dear Mr. Granberry and Ms. Dodge and Di Martini:

A meeting to discuss the above referenced sites has been set for **Wednesday, August 21, 1996 at 10:00 am** at the Alameda County Department of Environmental Health, located at 1131 Harbor Parkway, Alameda. A summary of subsurface investigations performed to date at each site will be reviewed to determine the next phase of investigations, if any, needed before case closure can be recommended.

Both sites have experienced a fuel release from former underground storage tanks. Contaminated soil was removed to the extent possible. The fuel release also impacted groundwater quality. At this meeting we will also discuss whether residual soil and groundwater contamination pose a risk to the environment and/or human health.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

c: Diane Lundquist, enviros, P.O. Box 259, Sonoma, CA 95476-0259
Kevin Graves, RWQCB
files (dutch7)

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 2516

July 6, 1995

Mr. Seth Bland
Oil Changer
4511 Willow Rd, Suite 1
Pleasanton, CA 94588

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

RE: Soil Boring at 7194 Village Parkway, Dublin 94566

Dear Mr. Bland:

As you are aware, the property (former Dutch Pride Dairy (DPD) at 7400 Amador Valley Blvd), adjacent to the above referenced Oil Changer had former underground storage tanks. When these tanks were removed, it confirmed an unauthorized release of fuel products which impacted soil and groundwater. The extent of soil contamination has not been delineated, and appears to have impacted the Oil Changer property.

DPD was requested by this Agency to conduct an offsite investigation to delineate their plume. Data collected from this phase of the investigation will result in the development of a corrective action plan to identify and evaluate all feasible alternatives for cleanup of soil and groundwater, both on- and off-site. It will also evaluate whether residual contamination would have potential impacts, through indoor and outdoor inhalation, to onsite workers.

Subsurface investigations at the Oil Changer site have included the advancement of soil borings and installation of groundwater monitoring wells to delineate the vertical and lateral extent of contamination both on- and offsite. Investigations also confirmed offsite contamination, from DPD. Be advised, the investigation by DPD will not duplicate work already performed at your site.

I appreciate your cooperation with DPD and their consultants in granting access to your site for additional investigations. If you have any questions, I can be reached at (510) 567-6762.

A handwritten signature in black ink, appearing to read "Eva Chu".

eva chu
Hazardous Materials Specialist

cc: Richard Garlow, Smith, 4441 Whisman Rd, Bdg 23, Mountain View, CA 94043
Jeanne Dodge, 1120 Walker Ave, Walnut Creek, CA 94596
files (dutché)

June 28, 1995

94-270-001-10

Ms. Eva Chu
Hazardous Materials Specialist
Alameda County Health Agency
Department of Environmental Health
1131 Harbor Bay Parkway, 2nd Floor
Alameda, CA 94502

Dodge Property (former Dutch Pride Dairy)
7400 Amador Valley Boulevard
Dublin, California

Dear Ms. Chu:

Before I get into the subject of this letter, I would like to inform you about a lot of changes which have occurred at RESNA that you may not be aware of. In January 1995, the assets of RESNA were acquired by Canonie Environmental Services Corporation. In March 1995, Canonie merged with two other companies (BCM Engineering and Riedel Engineers) to form Smith Environmental Technologies Corporation. I am currently working in the Smith Environmental office in Mountain View, California.

We initially began discussing this project with you in September of 1995. At that time you recommended that we drill between 1 to 3 borings on the adjacent Oil Changer property. The number of borings dependent on observable presence of gasoline hydrocarbons. Since that time, we have been trying to obtain access to the adjacent Oil Changer property. Initially, Oil Changer were very supportive and it appeared that there would be no problem gaining access to their property. However, as you can see from the enclosed letter, that situation has changed. Would you please provide Oil Changer with a written request and the reasoning behind the request.

Ms. Eva Chu

2

June 28, 1995

If you have any questions or if I can be of assistance, please call me at (415) 960-1640.

Very truly yours,



Richard A. Garlow
Project Supervisor

RAG/er

Enclosures

cc: Jeanne Dodge, Dodge Property



27 1995

June 26, 1995

Mr. Richard A. Garlow, Supervisor
Smith Environmental Technologies
441 North Whisman Road, Bldg. 23
Mountain View, CA 94043

Re: 7194 Village Parkway, Dublin, CA

Dear Mr. Garlow:

Our Operations management has requested a written request from the appropriate Alameda County or State Water Resources agency before signing the revised Property Access Agreement for the location above. In addition, our Environmental Compliance Officer has asked me why these new test borings are necessary given the extensive testing, remediation, and monitoring conducted by Shell Oil Company at this location. It is our understanding that Shell's reports are available to the Alameda Department of Health Services, and that they date back at least eight years. Perhaps you can elaborate further on the actual need to conduct these new tests while at the same time providing us with the appropriate regulator's request that our location be further investigated.

Please feel free to contact me with any comments or questions.

Sincerely,

A handwritten signature in black ink that reads "Seth Bland".

Seth Bland, VP Development
LUBE MANAGEMENT CORPORATION

FSB/nt

c:\Garlow4

ALCO
HAZMAT

*See
4/6/94*
RESNA
Working To Restore Nature

94 APR -6 PM 1:30

3315 Almaden Expressway, Suite 34
San Jose, CA 95118
Phone: (408) 264-7723
FAX: (408) 264-2435

April 4, 1994
130086.011

Ms. Eva Chu
Hazardous Materials Specialist
Alameda County Health Care Services Agency
80 Swan Way, Room 200
Oakland, CA 94621


Subject: Authorization to Perform a Soil and Groundwater Investigation at 7400 Amador Valley Boulevard, Dublin, California.

Ms. Eva Chu:

As we discussed today, this letter is to inform you that Ms. Jeanne Dodge has authorized RESNA Industries Inc. (RESNA) to perform investigative work at the subject site, as outlined in the Preliminary Subsurface Investigation Report and Workplan Amendment, dated January 26, 1994 (TMC Environmental Inc.). We understand that the workscope outlined in the Workplan has been reviewed by you and that you have concerns regarding the proposed boring/well locations. We will review these locations and modify them as necessary. Potential offsite borings/wells on the adjacent Oil Changers property will be evaluated. A map showing the modified boring/well locations will be sent to you for your review and approval.

Our Project Manager designated to this project is Marc Briggs. If you have any questions this letter, please call Marc or myself at (408) 264-7723.

Sincerely,
RESNA Industries Inc.


Greg Barclay
General Manager

cc: Ms. Jeanne M. Dodge
1120 Walker Avenue
Walnut Creek, CA 94596

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF CLEAN WATER PROGRAMS

2014 T STREET, SUITE 130

P.O. BOX 944212

SACRAMENTO, CALIFORNIA 94244-2120

(916) 227-4413

(916) 227-4530 (FAX)

DEC 24 1993



Richard and Jeanne Dodge
1120 Walker Avenue
Walnut Creek, CA 94596

Site: Dutch Pride Dairy
7400 Amador Valley Boulevard
Dublin, CA 94568

Dear Mr. and Mrs. Dodge:

UNDERGROUND STORAGE TANK CLEANUP FUND, CLAIM NO. 7025

The State Water Resources Control Board (State Board) takes pleasure in issuing the attached Letter of Commitment in an amount not to exceed **\$65,000**. This Letter of Commitment is based upon our review of the corrective action costs incurred to date and your application received on October 22, 1992 and may be modified by the State Board in writing by an amended Letter of Commitment.

The State Board will take steps to withdraw this Letter of Commitment after 90 calendar days from the date of this transmittal letter unless you proceed with due diligence with your cleanup effort. This means that you must take positive, concrete steps to ensure that corrective action is proceeding with all due speed. For example, if you have not started your cleanup effort, you must obtain three bids and sign a contract with one of these bidders within 90 calendar days. If your cleanup effort has already started and was delayed, you must resume the expenditure of funds to ensure that your cleanup is proceeding in an expeditious manner. You are reminded that you must comply with all regulatory agency time schedules and requirements. We constantly review the status of all active claims, and failure to proceed with due diligence will be grounds for withdrawal of this Letter of Commitment. You should read the terms and conditions listed in the Letter of Commitment. Also attached you will find:

- A "Reimbursement Request Instructions" package. You should retain this package for future reimbursement request. Among other information, the package includes instructions for completion of the "Reimbursement Request" form and the "spreadsheet". These instructions must be followed when seeking reimbursements for corrective action costs incurred after January 1, 1988. Included in these instructions are samples of Reimbursement Request forms and complete Spreadsheets. Within the package also included are:
 - Recommended Minimum Invoice Cost Breakdown.
 - A "Certification of Non-Recovery From Other Sources" which must be returned before any reimbursements can be made.
 - A "Bid Summary Sheet" to document data on bids received.
- Three "Reimbursement Request-Underground Storage Tank Cleanup Fund" forms which you must use to request reimbursement of costs incurred.
- Two "Spreadsheets" which you must use in conjunction with your Reimbursement Request.
- "Vendor Data Record" (Std. form 204) which must be completed and returned with your first Reimbursement Request.

If you have any questions regarding the Letter of Commitment or the Reimbursement Request package, please contact Blessy Torres at (916) 227-4535.

Sincerely,

Dore Deaner, Manager
Underground Storage Tank
Cleanup Fund Program

Attachments

cc: Tom Peacock

Alameda County Health Agency
Div of Hazardous Materials
80 Swan Way
Oakland, CA 94621

Don Dalke

Regional Water Quality Control Board
San Francisco Bay Region
2101 Webster Street, Suite 500
Oakland, CA 94612

LETTER OF COMMITMENT FOR REIMBURSEMENT OF COSTS

CLAIM NO: 007025

AMENDMENT NO: 0

CLAIMANT: R. and J. Dodge

BALANCE FORWARD: \$0

JOINT-CLAIMANT:

THIS AMOUNT: \$65,000

CLAIMANT ADDRESS: 1120 Walker Avenue
Walnut Creek, CA 94596

NEW BALANCE: \$65,000

TAX ID / SSA NO. 570-54-9279

Subject to availability of funds, the State Water Resources Control Board (State Board) agrees to reimburse Richard and Jeanne Dodge (claimant) for eligible corrective action costs at 7400 Amador Valley Boulevard, Dublin, CA 94568 (site). The commitment reflected by this Letter is subject to all of the following terms and conditions:

1. Reimbursement shall not exceed \$65,000 unless this amount is subsequently modified in writing by an amended Letter of Commitment.
2. The obligation to pay any sum under this Letter of Commitment is contingent upon availability of funds. In the event that sufficient funds are not available for reasons beyond the reasonable control of the State Board, the State Board shall not be obligated to make any disbursements hereunder. If any disbursements otherwise due under this Letter of Commitment are deferred because of unavailability of funds, such disbursements will promptly be made when sufficient funds do become available. Nothing herein shall be construed to provide the Claimant with a right of priority for disbursement over any other claimant who has a similar Letter of Commitment.
3. Unless modified in writing by the State Board, this Letter of Commitment covers work through Phase III of corrective action work.
4. All costs for which reimbursement is sought must be eligible for reimbursement and the Claimant must be the person entitled to reimbursement thereof.
5. Claimant must at all times be in compliance with all applicable state laws, rules and regulations and with all terms, conditions, and commitments contained in the Claimant's Application and any supporting documents or in any payment requests submitted by the Claimant.
6. No disbursement under this Letter of Commitment will be made except upon receipt of acceptable Standard Form Payment Requests duly executed by or on behalf of the Claimant. All Payment Requests must be executed by the Claimant or a duly authorized representative who has been approved by the Division of Clean Water Programs.
7. Any and all disbursements payable under this Letter of Commitment may be withheld if the Claimant is not in compliance with the provisions of Paragraph 5 above.
8. Neither this Letter of Commitment nor any right thereunder is assignable by the Claimant without the written consent of the State Board. In the event of any such assignment, the rights of the assignee shall be subject to all terms and conditions set forth in this Letter of Commitment and the State Board's consent.
9. This Letter of Commitment may be withdrawn at any time by the State Board if completion of corrective action is not performed with reasonable diligence.

IN WITNESS WHEREOF, this Letter of Commitment has been issued by the State Board this 10th day of December, 1993.

STATE WATER RESOURCES CONTROL BOARD

BY [Signature]
Manager, Underground Storage Tank Cleanup Fund Program

BY [Signature]
Chief, Division Administrative Services

STATE USE :
CALSTARS CODING :
0550 - 569.02 - 30530
\$

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 3729

October 28, 1993

Mr. and Mrs. Richard Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

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

SECOND NOTICE OF VIOLATION

Dear Mr. and Mrs. Dodge:

On February 9, 1993, this office approved a workplan for additional investigation to determine the extent of groundwater contamination at **7400 Amador Valley Blvd., Dublin, CA**. This plan included the advancement of seven (7) soil borings, of which three would be converted into groundwater monitoring wells. Field work was to have commenced by April 9, 1993. To date, this workplan has not been implemented. A letter, dated July 19, 1993, was sent as a Notice that you were in violation of specific laws.

Namely, section 25298 of the California Health & Safety Code states, underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge. Therefore, you, as the responsible party are in violation of this section of the Code, for which Section 25299 specifies civil penalties of up to \$5000 per day of violation, upon conviction. This letter constitutes a Second Notice that you are in violation of the above mentioned law.

Field work, as proposed in TMC's Workplan Amendment, dated January 26, 1993, shall commence **within 45 days of the date of this letter**, or this case will be referred to the Alameda County District Attorney's Office to consider for enforcement action. Modification of required tasks or extensions of stated deadline must be confirmed in writing by this agency.

If you have any questions or comments, I may be reached at the above number.

eva chu
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney's Office
Rich Hiett, RWQCB

dutch5

McNAMARA, HOUSTON, DODGE, McCLURE & NEY
ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS C. McCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. SLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER
LINDA J. SEIFERT

PLEASE RESPOND TO:
P.O. BOX 5288
WALNUT CREEK, CA 94596-1288

WALNUT CREEK OFFICE
1211 NEWELL AVENUE
SECOND FLOOR
WALNUT CREEK, CA 94596-5331

TELEPHONE: (510) 939-5330
FACSIMILE: (510) 939-0203

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 110
FAIRFIELD, CA 94533-5530
(707) 427-3998

DIANNE KREMEN COLVILLE
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NADINE B. PERMUTT
NATALIE A. MEYER
KATHLEEN A. NELSON
JEFFREY D. HOSKING
TODD M. GREEN

OF COUNSEL
DANIEL J. McNAMARA

October 27, 1993

93 OCT 28 AM 10:52

VIA FAX AND MAIL

Eva Chu
Hazardous Materials Specialist
Alameda County Healthcare
Services Agency
Dept. of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

Re: Dodge v. Warmerdam, et al.

Dear Ms. Chu:

My name is Denise Billups-Slone, and I am an attorney representing the Dodges in litigation brought by the Dodges against various previous landowners and lessees of real property located at 7400 Amador Valley Boulevard, Dublin. I understand that you, along with other members of your agency, will be reviewing the possibility of naming other persons as "responsible parties" for the soil and groundwater contamination at 7400 Amador Valley Boulevard.

Per Mrs. Dodge's request, I am now taking this opportunity to provide you with the names and addresses of other persons who either owned the subject property or who exhibited control over the subject property and the underground storage tanks. I am also listing for you the names of lessees who subleased the property from John Warmerdam. These lessees will be able to confirm that they did not use the underground storage tanks and that Mr. Warmerdam had control of those tanks at all times.

Cornelius (deceased) and Elizabeth Van Wyk, 24567 Lone Tree Road, Escalon, CA.

The Van Wyks owned the subject property at the time the underground storage tanks were placed in 1971. In March, 1978 they sold the property to John Warmerdam. Cornelius Van Wyk and John Warmerdam were partners in a business known as Dutch Pride Dairy. Dutch Pride Dairy was the business which was operated out of 7400 Amador Valley Boulevard and was the business which purchased the

Eva Chu
October 27, 1993
Page 2

Re: Dodge v. Warmerdam, et al.

subject underground storage tanks and which sought a permit for the use of the underground storage tanks.

John and Laura Warmerdam, 2863 Grande Camino, Walnut Creek, CA.

John Warmerdam was a partner in Dutch Pride Dairy with Cornelius Van Wyk since 1968. John Warmerdam leased 7400 Amador Valley Boulevard from Cornelius Van Wyk prior to and continuing after the installation of the underground storage tanks. Mr. Warmerdam was the person who arranged for the installation of the underground storage tanks in 1971 and who arranged for the permit for the underground storage tanks. He maintained control over the subject property at all times from at least 1968 on through 1987.

Albertus Serne, 20 Rollingwood Drive, #42, Jackson, CA.

Mr. Serne was an employee of Dutch Pride Dairy from May 1, 1968 through December 1977. Serne subleased the Dutch Pride Dairy retail business from Warmerdam between 1968 and December 1977. Serne has indicated he was not involved in the installation of the tanks and that Warmerdam had complete control over the tanks.

Ramish and Surenda Patel, address unknown.

The Patels apparently subleased the property from Warmerdam from 1977 to 1984. Mr. Warmerdam will have information regarding the address of the Patels.

John and Diane Raggio, 564 Zephyr Circle, Danville, CA 94526.

The Raggios subleased the subject property from Warmerdam between April 1978 and March 31, 1987. According to the Raggios, they at no time operated the underground storage tanks. Mr. Warmerdam exercised control at all times.

John Howelett, address unknown.

According to Mr. Warmerdam, John Howelett subleased the property sometime between 1985 and 1987. We believe the underground storage tanks were inoperable at that time.

Yong Ogden, address unknown.

Eva Chu
October 27, 1993
Page 3

Re: Dodge v. Warmerdam, et al.

Yong Ogden leased the property from the Dodges from January 15, 1987 through sometime in 1989. At this time, the underground storage tanks were not in operation and Yong Ogden did not operate the gas pump.

The Dodges believe Yong Ogden may reside in Concord or may operate a hot dog stand adjacent to the 7400 Amador Valley Boulevard property.

I urge the Healthcare Services Agency to name as additional responsible parties the Van Wyks and John Warmerdam given their ownership and/or control of the subject property at all times relevant and given that they are the parties responsible for installing the underground storage tanks and for maintaining said tanks.

If you have any questions with respect to the contents of this letter, please do not hesitate to contact me at (510) 939-5330.

Very truly yours,

McNAMARA, HOUSTON, DODGE, McCLURE & NEY


Denise Billups-Slone

DBS:hly

cc: Richard and Jeanne Dodge

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

StID 3729

October 5, 1993

Mr. and Mrs. Richard Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

Subject: Date Correction on Letter

Dear Mr. and Mrs. Dodge:

An error was made in the most recent recent letter sent to you. The date of the letter has been corrected and the revised letter is enclosed. If you have any questions, please call me at the above number.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eva Chu".

eva chu
Hazardous Materials Specialist

enclosure

cc: files

dutch5.1

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 3729

October 2, 1993

Mr. and Mrs. Richard Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

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

SECOND NOTICE OF VIOLATION

Dear Mr. and Mrs. Dodge:

On February 9, 1993, this office approved a workplan for additional investigation to determine the extent of groundwater contamination at **7400 Amador Valley Blvd., Dublin, CA**. This plan included the advancement of seven (7) soil borings, of which three would be converted into groundwater monitoring wells. Field work was to have commenced by April 9, 1993. To date, this workplan has not been implemented. A letter, dated July 19, 1993, was sent as a Notice that you were in violation of specific laws.

Namely, section 25298 of the California Health & Safety Code states, underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge. Therefore, you, as the responsible party are in violation of this section of the Code, for which Section 25299 specifies civil penalties of up to \$5000 per day of violation, upon conviction. This letter constitutes a Second Notice that you are in violation of the above mentioned law.

Field work, as proposed in TMC's Workplan Amendment, dated January 26, 1993, shall commence **within 45 days of the date of this letter**, or this case will be referred to the Alameda County District Attorney's Office to consider for enforcement action. Modification of required tasks or extensions of stated deadline must be confirmed in writing by this agency.

If you have any questions or comments, I may be reached at the above number.

A handwritten signature in cursive script, appearing to read "Eva Chu".

eva chu
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney's Office
Rich Hiatt, RWQCB

dutch5

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J KEARS, Agency Director

RAFAT A SHAHID, ASST. AGENCY DIRECTOR

STID 3729

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

July 19, 1993

Mr. Richard Dodge
Mrs. Jeanne Dodge
1120 Walker Ave
Walnut Creek, CA 94596

NOTICE OF VIOLATION

Dear Mr. and Mrs. Dodge:

On February 9, 1993, this office approved a workplan for additional investigation to determine the extent of groundwater contamination at the above reference site. This plan included the advancement of seven (7) soil borings, of which three would be converted into groundwater monitoring wells. Field work was to have commenced by April 9, 1993. To date, this workplan has not been implemented. Therefore, this letter constitutes a Notice that you are in violation of specific laws.

According to Section 25298 of the California Health & Safety Code, underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge. Therefore, you, as the responsible party are in violation of this section of the Code, for which Section 25299 specifies civil penalties of up to \$5000 per day of violation, upon conviction.

Field work, as proposed in TMC's Workplan Amendment, dated January 26, 1993, shall commence **within 45 days of the date of this letter**, or this case may be referred to the Alameda County District Attorney's Office to consider for enforcement action. Modification of required tasks or extensions of stated deadline must be confirmed in writing by this agency.

If you have any questions or comments, I may be reached at the above number.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Eva Chu'.

eva chu
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney's Office
Rich Hiatt, RWQCB

dutch4

LAW OFFICES

STIMMEL & STIMMEL

A PROFESSIONAL CORPORATION

25TH FLOOR, SHELL BUILDING

100 BUSH STREET

SAN FRANCISCO, CALIFORNIA 94104-3927

TELEPHONE (415) 392-2018

FAX (415) 391-2124

OF COUNSEL

AVI WINOKUR

ANDREW H. MEISEL

FLORENCE MISCHEL

LEGAL ASSISTANTS

ANNE-MARIE WURTH

MERRILYNN PROSS

EDDICORD

LEE D. STIMMEL
ANTOINETTE D. MCGILL
ANDRINE K. SMITH

HARRY CORVIN
1913-1970

NORMAN S. STIMMEL
1939-1991

2812-6

IN RE FILE NO.:
June 25, 1993

EVA

~~Scott Seery, CHMM~~

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Room 200
Oakland, California 94621

BY FAX AND FIRST CLASS MAIL

**RE: PUBLIC RECORDS INSPECTION AND COPYING REQUEST RE STID #3729,
DUTCH PRIDE DAIRY, 7400 AMADOR VALLEY BLVD., DUBLIN, CA**

Dear Mr. Seery:

Our office was informed in a telephone conversation that in order to review and copy documents in your department's files a letter of request was necessary, followed by a telephone call requesting an appointment to review the file.

This is the required letter requesting inspection and copying of your agency's files under Government Code section 6250 et seq regarding to the following:

SITE #: 3729
SITE NAME: DUTCH PRIDE DAIRY
SITE ADDRESS: 7400 Amador Valley Blvd.
Dublin, CA 94568

Our office was also informed that a telephone call requesting an appointment to review the files was necessary. Therefore I called your office today and left a message on your voice mail requesting an appointment to review the above referenced files. I requested an appointment be scheduled next week if possible. I look forward to a return telephone call so that a time and date can be scheduled for the review of the files.

Your prompt attention to this request will be appreciated. If you have any questions or need additional information to facilitate this request, please do not hesitate to contact me.

Very truly yours,

Merrilynn Pross

Merrilynn Pross
Legal Assistant to Andrine K. Smith
cc: Warmerdam

93 JUN 22 11:30 AM

1120 Walker Avenue
Walnut Creek, Ca.
94596

June 22, 1993

Dear Ms. Chu,

I am writing to update you on the status of our property at 7400 Amador Valley Blvd. in Dublin. As you know, in good faith, we removed the tanks and soil on the property and feel we have co-operated fully to remedy the problems at the site. This has been a financial hardship as our insurance company refuses to cover the costs of this project. You may recall that the previous owner and lease holder installed and operated the pumps without permitting them through the county, without our knowledge. We have been responsible for the cleanup even though we did not contaminate the site.

On March 18, 1993 I attended and was a speaker at the State Water Resources Control Board meeting in Sacramento. I was assured that the underground storage tank fund is solvent and funds will be forthcoming. At this time we have a tentative number for class B. As soon as we are assured of a permanent number and funds are issued we will continue remediation at our site.

We do not have the personal funds to proceed with the work plan but are doing everything within our power to get this matter resolved. We have also filed lawsuits against the previous owner-operator who was responsible for the contamination. Enclosed is a letter from the State Water Resources Board concerning the cleanup fund explaining the status of the fund.

Sincerely,


Jeanne Dodge

**Alameda County Department of Environmental Health
Hazardous Materials Division**

80 Swan Way, Rm. 200, Oakland, CA 94621
Ph: 510-271-4320

BILLING FOR SERVICES

STID# 3279

A. Site Name Former Dutch Pride Dairy Phone _____
 Site Address 7400 Amador
(If no address, description of area) Number Street City Zip
 Prior Business Name _____ Prior Owner's Name _____

B. Service Requestor Randa Adham Paradiso Construction 614-8390
Contact Person Company Name Phone
 Billing Address 2600 Williams St. San Leandro 94577
Number Street City Zip

Category of Service		#Hours	x \$	/Hr	\$
<input checked="" type="checkbox"/> Site Search	(Whole Hours Only)	<u>1</u>		<u>75</u>	<u>75⁰⁰</u>
<input type="checkbox"/> File Search				/Copy	\$ _____
<input type="checkbox"/> Other					\$ _____
TOTAL CHARGE:					<u>\$ 75⁰⁰</u>

REMARKS: Rec'd check # 1131 in the amount of \$75⁰⁰
for site search. Paid IN FULL - Feb 26, 1993

You will receive an invoice in accordance with Article 11 of Chapter 6, Title 3 of the Ordinance Code of Alameda County

Service Requestor Randa Adham Randa Adham Date 2/26/93
printed name signature
 HazMat Specialist Eva Chu [Signature] Date 2/26/93
printed name signature

StID 3729

February 9, 1993

Michael Princevalle
TMC Environmental, Inc.
13908 San Pablo Ave., Suite 101
San Pablo, CA 94806

**Subject: Workplan Amendment for Former Dutch Pride Dairy,
7400 Amador Valley Road, Dublin 94568**

Dear Mr. Princevalle:

This office has completed review of the Preliminary Subsurface Soil Investigation Report and Workplan Amendment, dated January 26, 1993, for the above referenced site. We concur with your conclusions that the lateral extent of soil contamination is not completely defined. Soil borings onto the Oil Changer site appears necessary to aid in determining the lateral extent of soil contamination which may have resulted from the fuel release at the former Dutch Pride Dairy site. The referenced workplan should be amended to include at least two soil borings on the Oil Changer site. Please submit a revised site plan showing where you intend to advance these borings.

Otherwise, the proposed workplan for determining the extent of groundwater contamination onsite is acceptable. Field work should commence within 60 days of the date of this letter. A report must be submitted within 45 days after the completion of this phase of work at the site.

Should you have any questions about the content of this letter, please contact me at (510) 271-4530.

Sincerely,

Eva Chu
Hazardous Materials Specialist

cc: Rich Hiatt, RWQCB
Gil Jensen, Alameda County District Attorney's Office
Tom Hathcox, Dougherty Regional Fire Authority
Richard Dodge, 1120 Walker Ave., Walnut Ck., 94596
Edgar Howell/files

dutch3

McNAMARA, HOUSTON, DODGE, McCLURE & NEY

ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS G. McCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. BLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER
LINDA J. SEIFERT

PLEASE RESPOND TO:
P.O. BOX 5288

WALNUT CREEK, CA 94596-1288

WALNUT CREEK OFFICE
1211 NEWELL AVENUE
SECOND FLOOR
WALNUT CREEK, CA 94596-5331

TELEPHONE: (510) 939-5330
FACSIMILE: (510) 939-0203

93 JAN 10 11 30 AM '93
SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 110
FAIRFIELD, CA 94533-5530
(707) 427-3998

DIANNE KREMEN COLVILLE
GUY D. BORGES
RAYMOND L. MacKAY
ROGER J. BROTHERS
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
R. DEWEY WHEELER
FRANCES H. YOSHIMURA
ELLEN H. NOLTING
KIM E. McBRIDE

JANE LUCIANO
STEVEN D. MELLEMA
LISA R. ROBERTS
MARTIN J. AMBACHER
SUSAN J. SHERRILL
DAVID A. LEPORIERE
DENISE BILLUPS-SLONE
NADINE B. PERMUTT
NATALIE A. MEYER
KATHLEEN A. NELSON

OF COUNSEL
DANIEL J. McNAMARA

January 11, 1993

Ms. Eva Chu
Health Care Services Agency
Department of Environmental Health
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621

Dear Ms. Chu:

This will confirm our meeting in your office on January 8, 1993. We discussed the possibility that you could assist me in trying to obtain some reimbursement for the expense of cleanup of the property in question by including as "responsible parties" John Warmerdam, Dutch Pride Dairy, a California corporation, and Dutch Pride Dairy, a limited partnership. I understand that this request must be made pursuant to California Code regulations, Title 23, Division 3, Chapter 16, Article 11, Section 2720 ("Responsible Parties").

By way of background, my wife and I purchased the property at 7400 Amador Valley Boulevard in Dublin in 1978. At that time, the property contained a convenience store, along with two gasoline pumps for premium and regular gasoline. The store was operated as Dutch Pride Dairy. Dutch Pride Dairy apparently ran a chain of similar convenience stores in Alameda and Contra Costa Counties at that time. Mr. John Warmerdam was a principal in both Dutch Pride Dairy, a California corporation, and Dutch Pride Dairy, a limited partnership. Mr. Warmerdam sold the property to my wife and I and then leased it back and continued to operate the dairy until 1987 or 1988. At that time, Mr. Warmerdam and Dutch Pride Dairy quit leasing the property and gasoline sales stopped. I am advised by Mr. Warmerdam that the gas tanks in question were installed sometime prior to the time I purchased the property by Egan & Paradiso and or Paradiso Construction Company.

For the entire time we owned the property, I had nothing to do with the operation of the gas pump or the sales of gasoline. Furthermore, Mr. Warmerdam never advised me that he knew or suspected that leakage was occurring. Furthermore, I assumed that Mr. Warmerdam had obtained all appropriate permits for the installation, operation and inspection of the underground storage tanks. Mr. Warmerdam was also obligated by the Lease Agreement to

January 11, 1993
Page 2

maintain the real property in sanitary condition and not to cause any damage to any part of the real property.

As I mentioned to you at our meeting, I intend to continue cooperating with your office in an effort to finally resolve this matter. However, my wife and I have now spent over \$50,000 in cleaning up contaminated soil and water which we really had nothing to do with. I would appreciate your consideration in designating Mr. Warmerdam and the various Dutch Pride Dairy entities as responsible parties in this matter.

Mr. Warmerdam's residence address is 2863 Grande Camino, Walnut Creek, CA 94598. Dutch Pride Dairies are located at 507 E. 18th Street, Antioch, CA 94509. Thank you very much for your continued courtesy and cooperation.

Very truly yours,


Richard E. Dodge

RED:cf

Dictated but not read

SUMMONS (CITACION JUDICIAL)

NOTICE TO DEFENDANT: (Aviso a Acusado)

JOHN WARMERDAM, LAURA WARMERDAM, BURT SERNE, CORNELIUS VAN WYK, ELIZABETH VAN WYK, DUTCH PRIDE DAIRY, a California corporation, DUTCH PRIDE DAIRY, a limited partnership, AQUA TERRA TECHNOLOGIES, NEWMAN REALTY, FLETCHER, EGAN & PARADISO, PARADISO CONSTRUCTION COMPANY, DOES 1-

YOU ARE BEING SUED BY PLAINTIFF: 85, inclusive.
(A Ud. le está demandando)

RICHARD E. DODGE and JEANNE M. DODGE

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

<p>You have 30 CALENDAR DAYS after this summons is served on you to file a typewritten response at this court.</p> <p>A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.</p> <p>If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.</p> <p>There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).</p>	<p><i>Después de que le entreguen esta citación judicial usted tiene un plazo de 30 DIAS CALENDARIOS para presentar una respuesta escrita a máquina en esta corte.</i></p> <p><i>Una carta o una llamada telefónica no le ofrecerá protección; su respuesta escrita a máquina tiene que cumplir con las formalidades legales apropiadas si usted quiere que la corte escuche su caso.</i></p> <p><i>Si usted no presenta su respuesta a tiempo, puede perder el caso, y le pueden quitar su salario, su dinero y otras cosas de su propiedad sin aviso adicional por parte de la corte.</i></p> <p><i>Existen otros requisitos legales. Puede que usted quiera llamar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados o a una oficina de ayuda legal (vea el directorio telefónico).</i></p>
---	---

The name and address of the court is: (El nombre y dirección de la corte es)
ALAMEDA COUNTY SUPERIOR COURT - EASTERN DIVISION
5672 Stoneridge Drive
Pleasanton, CA 94566

CASE NUMBER: (Número del Caso)
7-007700-0

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es)
DOUGLAS C. McCLURE/DENISE BILLUPS-SLONE Telephone: (510) 939-5330
McNAMARA, HOUSTON, DODGE, McCLURE & NEY
Post Office 5288
Walnut Creek, CA 94596

DATE: DEC 30 1992
(Fecha)

RONALD G. OVERHOLT-EXEC. OFF./CLERK
Clerk, by KATHY McKEAN Deputy
(Actuario) (Delegado)

(SEAL)

- NOTICE TO THE PERSON SERVED: You are served**
1. as an individual defendant.
 2. as the person sued under the fictitious name of (specify):
 3. on behalf of (specify):
- under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (individual)
 other:
4. by personal delivery on (date):

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 # 3729 Site Name Former Ditch Pride Dairy Today's Date 12/16/92

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)

Site Address 7400 Amador Valley

City Dublin Zip 94568 Phone 271-4530

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 site visit - soil/GW sample

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

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

Comments:

On site visit to observe soil boring + sampling.
 Borings to south of MW-13 still exhibit hydrocarbons -
 Directed to do another boring further south - still some H.C. odor
 Borings where groundwater recharges, will be sampled for TPH-Grand BTEX
 No permission given by oil changers or shell co to do soil boring / groundwater grab sample on property per Mike Pincenello.
 55 gallon drum by MW-13 - contents should be characterized and disposed/recycled appropriately. Provide copy of bill of lading to AC DEH.

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 |
| | 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 _____ |
| | <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 |
| New Tanks | <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: _____ |

Report sent to Dick Dodge - Dec 17, 1992
 1120 Walker Ave, Walnut Creek 94596

Rev 8/88

II, III

Contact: _____

Title: _____

Signature: _____

Inspector: Eva Chy

Signature: [Signature]

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 3729

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

December 1, 1992

Michael Princevalle
TMC Environmental, Inc.
13908 San Pablo Ave., Suite 101
San Pablo, CA 94806

**Subject: Workplan for Additional Soil Investigation at
7400 Amador Valley Blvd., Dublin 94568**

Dear Mr. Princevalle:

This office has completed review of the Preliminary Subsurface Soil Investigation Workplan, dated November 20, 1992, for the above referenced site. The work proposed includes the advancement of soil borings to determine the extent of soil contamination due to petroleum hydrocarbons. Groundwater grab samples will also be taken from each boring. Existing monitoring wells will be resurveyed to evaluate groundwater flow direction and gradient.

The workplan is acceptable (noting typographical errors in Tables 1 and 2 as mentioned in our conversation) and field work should commence **within 45 days of the date of this letter**. Please notify this office 48 hours prior to the start of field activity. A report must be submitted within 45 days after the completion of this phase of work at the site. Subsequent reports are to be submitted quarterly until this site qualifies for RWQCB "sign off." All reports and proposals must be submitted under seal of a California Registered Geologist, Certified Engineering Geologist, or Registered Civil Engineer.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Eva Chu".

Eva Chu
Hazardous Materials Specialist

cc: Rich Hiett, RWQCB
Richard Dodge, 1120 Walker Ave, Walnut Creek, CA 94596
Edgar Howell/files

dutch2

Former Dutch Pride Dairy
7400 Amador Valley Blvd
October 28, 1992

Page 2

At this time, you are directed to reinstate a quarterly schedule of well sampling and monitoring. Technical summary reports documenting each well sampling and monitoring episode are also due quarterly. This schedule shall continue until further notice.

Additionally, pursuant to requirements set forth under Article 11, 23CCR, Section 2720 et seq., you are further directed to submit a Corrective Action Plan (CAP) proposal detailing plans for remediating the environmental impacts resulting from the unauthorized release at this site. This CAP proposal is due within 45 days of the date of this letter.

All technical reports and proposals must be submitted under the seal of a California Registered Geologist, Engineering Geologist or Civil Engineer.

If you have any questions regarding this matter, please contact Ms. Eva Chu at (510) 271-4530.

Sincerely,

Scott O. Seery, CHMM
Senior Hazardous Materials Specialist

cc: Eddy So, RWQCB
Gil Jensen, Alameda County District Attorney's Office
Tom Hathcox, Dougherty Regional Fire Department
Howard Hatayama, DTSC
files

dutch

92 JUL 17 PM 3:02

1120 Walker Avenue
Walnut Creek, CA 94596

July 24, 1992

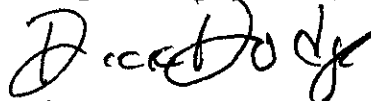
Ms. Eva Chu
Health Care Services Agency
Department of Environmental Health
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621

Dear Ms. Chu:

Here is another proposal pertaining to the work we have discussed. I have a meeting on Monday, July 27, with a third consultant and I will keep you posted. After I select a consultant and get a handle on the scope on the project, I would appreciate an opportunity to meet with you, along with the consultant.

Since the last monitoring of the MW13 was in May, I assume it is satisfactory to defer further monitoring until September. I will continue to keep you posted on progress.

Very truly yours,



Richard E. Dodge

/pf
enclosure

JUL 24 02 03:33 TREADWELL & ROLLO INC 415555041 P.2

TREADWELL & ROLLO, INC.
Consulting Engineers and Scientists
353 Sacramento Street, Suite 800
San Francisco, California 94111
(415) 955-9040

24 July 1992
P92-112

Richard E. Dodge, Esq.
1120 Walker Avenue
Walnut Creek, California 94596

Subject: Proposal for Environmental
Consulting Services
Former Dutch Pride Dairy
7400 Amador Valley Boulevard
Dublin, California

Dear Mr. Dodge:

We appreciate your meeting with Frank Rollo and me at our offices yesterday morning to discuss possible approaches to addressing outstanding environmental issues at the subject site. Based on our understanding of site conditions and on the requirements outlined in the 19 June 1992 letter to you from the Alameda County Department of Environmental Health, we agreed that a timely and cost-effective approach would be comprised of the following components:

- o on your behalf, Treadwell & Rollo, Inc. will prepare and submit a status report to the County regarding a) your retaining us as the environmental consultant, b) the progress of the ongoing monitoring program which includes MW-13, and c) our intent to meet with the County subsequent to our review of available data for the site and immediate vicinity
- o compile, review, and evaluate information in your file and in the County's file regarding the subject property and the adjacent property at 7194 Amador Valley Road
- o meet with you and the County to discuss site conditions, monitoring requirements, and their request for further site assessment and possible remediation.

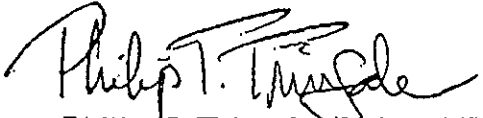
Our services are provided on a time-and-expense basis in accordance with the attached 1992 Schedule of Charges and Conditions. Based on our estimate of the time necessary to complete the tasks described above, our charges should be in the range of \$2500 to

Richard E. Dodge, Esq.
24 July 1992
Page 2

\$3000. Only the time-and-expenses incurred on the project will be billed, and we will not exceed the estimated budget without your prior knowledge and authorization.

Please call if you have any questions regarding the proposal or if you would like us to make any modifications. Otherwise, please sign the Authorization form and return it to our office as our notice to proceed. We are prepared to begin work immediately and look forward to the opportunity of providing our services to you.

Sincerely yours,
TREADWELL & ROLLO, INC.



Philip T. Tringale, P.A.D., P.E.
Associate Engineer

PTT:gej
PTT92014.GJ

Attachments: 1992 Schedule of Charges and Conditions

AUTHORIZATION TO PROCEED

The attached 1992 Schedule of Charges and Conditions includes conditions pertaining to liability and terms of payment. The undersigned hereby authorizes the services described herein and explicitly acknowledges the conditions of the consulting agreement.

Signature

Name

Title

Date

92 JUL 21 PM 3:17

1120 Walker Avenue
Walnut Creek, CA 94596

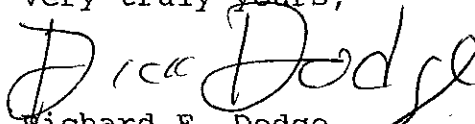
July 20, 1992

Ms. Eva Chu
Health Care Services Agency
Department of Environmental Health
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621

Dear Ms. Chu:

This letter will confirm my telephone conversation. I am enclosing a copy of the Woodward-Clyde proposal. At your convenience, could you take a look at it and determine whether their proposal will fulfill the requirements of Mr. Seery's letter of June 19. Thank you very much for your assistance.

Very truly yours,


Richard E. Dodge

/pf
enclosure

July 15, 1992

Richard E. Dodge, Esq.
McNamara, Houston, Dodge, McClure & Ney
1211 Newell Avenue
Walnut Creek, California 94596-5331

Re: Former Dutch Pride Dairy property 7400 Amador Valley Blvd.
Dublin, California 94568

Subject: Proposal for Groundwater Sampling, Agency File Review and
Work Plan Preparation for Site Characterization
(Attachment to Addendum No. 1 to Agreement No.1)

Dear Mr. Dodge:

Thank you for taking the time to meet with me at the referenced property and discuss the issues relating to the June 19, 1992 letter from the Alameda County Department of Environmental Health (ACDEH). Woodward-Clyde Consultants (WCC) is pleased to propose the following scope of services and provide estimated costs to assist you in responding to the ACDEH letter.

As we discussed during our telephone conversation July 9 and subsequent site visit July 13, 1992, the tone of the ACDEH June 19, 1992 letter suggests that it is important to demonstrate good faith and respond to their requests in a timely manner. I have received your letter response to Mr. Seery of ACDEH (dated July 13, 1992) and the attached Aqua Terra Technologies Inc. work plan. Your letter should provide ACDEH some assurance that its requests will be addressed. The attached Agreement and addendum provides a Scope of Services to respond to the ACDEH request within the 45 day time frame required provided it is executed by July 17, 1992.

SCOPE OF SERVICES

Groundwater Sampling

WCC will collect one groundwater sample and a travel blank from the monitoring well located on the former Dutch Pride Dairy property referenced above. Before it is sampled,

Woodward-Clyde Consultants

Richard E. Dodge, Esq.
McNamara, Houston, Dodge, McClure & Ney
Page - 2
July 15, 1992

the water level in the well will be measured and recorded in a field notebook. To ensure that a representative groundwater sample is collected, the well will be purged of approximately wetted three casing volumes of water, depending upon the relative water level recovery rate. Water quality parameters (pH, temperature and electrical conductivity) will be measured and recorded during well purging and prior to and after sampling to verify that a representative groundwater sample will be collected from the well.

The sample and a travel blank will be collected using a clean Teflon bailer and transferred into laboratory-prepared sample containers. Sample containers will be labelled and placed into a chilled ice chest for transportation to the analytical laboratory. The sample and travel blank will be analyzed for total petroleum hydrocarbons (quantified as gasoline) and benzene, toluene, ethyl benzene and total xylenes by modified EPA Methods 8015 and 8020. It is anticipated that the analyses will be performed by Anametrix Laboratories, Inc. of San Jose, CA on their priority turnaround with the results reported about 5 working days after the samples are received by the laboratory. An accelerated turnaround is recommended to provide the data to ACDEH by August 3, 1992.

Analytical results will be reviewed by a WCC chemist for quality assurance/quality control (QA/QC) compliance with method protocols. A letter report containing the analytical results, QA/QC review, and a summary of the field procedures will be sent to you within one week of receiving the results from the analytical laboratory. Disposal of groundwater produced during well purging and sampling are not included in this Scope of Services. Subsequent groundwater monitoring rounds required by ACDEH will be covered under a separate contract addendum.

Agency File Review

WCC will review available information regarding the former Dutch Pride Dairy property and the adjacent former Shell Service Station property on file at ACDEH. Notes from and photocopies of pertinent information will be made and incorporated into the project files for use in preparation of site characterization plans and subsequent documents to the ACDEH. Available information regarding the property located to the west of the former Dutch Pride Dairy property that you mentioned during the site visit will also be reviewed. As we agreed during our July 13 meeting, you will provide copies of all pertinent documents and correspondence currently in your files to WCC in advance of the file review to save time and avoid duplication of effort.



Woodward-Clyde Consultants

Richard H. Dodge, Esq.
McNamara, Houston, Dodge, McClure & Ney
Page - 3
July 15, 1992

Prepare Work Plan

Information gained during groundwater sampling and the agency file review will be used to prepare a work plan in response to the ACDEH request in its June 19, 1992 letter. It is anticipated that the complete Corrective Action Plan (CAP) for remediation cannot be prepared without first conducting some characterization of the lateral and vertical extent of onsite soil and groundwater contamination. The CAP requested by ACDEH is apparently intended to provide for remediation of the contamination onsite, which cannot be accomplished without knowing its vertical and lateral extent. The response to the CAP request will therefore be a phased approach to include the following:

- Preparation of a work plan for soil and groundwater contamination characterization; and
- A meeting with ACDEH to discuss the results of the characterization and anticipated remediation.

Since the extent of remediation necessary cannot be determined at this time, the cost estimate below does not include preparation of a work plan for soil and groundwater remediation.

SCHEDULE AND BUDGET

ACDEH requested the CAP work plan within 45 days of their June 19, 1992 letter, i.e., August 3, 1992. It is anticipated that groundwater sampling, the agency file review and preparation of the soil and groundwater characterization work plan can be accomplished by this date, providing the well is sampled by July 17, 1992 and the analytical results are received within five working days. The meeting with ACDEH will be scheduled by WCC as soon as possible after August 3, 1992 to agree on a schedule for implementation of the work plan and submittal of subsequent plans.

Work performed on this project will be on a time and materials basis in accordance with the Agreement for Professional Services and the WCC 1992 Standard Schedule of Charges - Hazardous Waste (attached). The estimated cost to complete the above Scope of Services is \$7,600. A break down of the total cost by task is provided below. The total estimated cost will not be exceeded without your prior consent.



**Woodward-Clyde
Consultants**

Richard E. Dodge, Esq.
McNamara, Houston, Dodge, McClure & Ney
Page - 4
July 15, 1992

<u>Task</u>	<u>WCC Labor</u>	<u>Other Costs</u>	<u>Total</u>
<u>Project Start up</u> - Initial scoping letter, contracts, site visit	\$ 1,200	\$ 0	\$ 1,200
<u>Groundwater Sampling</u> - collect and analyze one well sample and prepare a letter report	\$ 1,700	\$ 400	\$ 2,100
<u>Agency file review and Work Plan</u> - review ACDEH files and prepare site characterization work plan	\$ 4,000	\$ 100	\$ 4,100
Subtotals	\$ 6,900	\$ 500	\$ 7,400
Communications (3% of labor)			\$ 200
ESTIMATED PROJECT TOTAL			\$ 7,600

Two copies of WCC's Agreement for Professional Services and related Attachments are enclosed with this letter. Please review the contract and its attachments and call either of the undersigned with any questions or comments you may have. If you have no comments or questions, please sign and date both copies in the places indicated, keep one for your files and return the other copy of the executed agreement to us. In addition to the signed agreement, WCC requests a retainer in the amount of \$3,000 to perform the Scope of Services. Thank you for allowing Woodward-Clyde Consultants the opportunity to provide environmental consulting services to you.

Sincerely,



Leo F. Gentile
Project Geologist
ADH/WP/DOCS/A-0486.D/PD
Enclosures



Larry R. Houps, P.E.
Senior Project Engineer



✓ 7/14/92
e

McNAMARA, HOUSTON, DODGE, McCLURE & NEY
ATTORNEYS AT LAW

WALNUT CREEK OFFICE
1211 NEWELL AVENUE
SECOND FLOOR
WALNUT CREEK, CA 94596-5331

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS C. McCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. SLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER
LINDA J. SEIFERT

PLEASE RESPOND TO:
P.O. BOX 5288
WALNUT CREEK, CA 94596-1288

TELEPHONE: (510) 939-5330
FACSIMILE: (510) 939-0203

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 110
FAIRFIELD, CA 94533-5530
(707) 427-3998

DIANNE KREMEN COLVILLE
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DENISE BILLUPS-SLOAN
NADINE B. PERMUTT
NATALIE A. MEYER
KATHLEEN A. NELSON

July 13, 1992

OF COUNSEL
DANIEL J. McNAMARA

92 JUL 16 10 00 AM '92

Mr. Scott O. Seery, CHMM
Sr. Hazardous Materials Specialist
Alameda County Health Care Services
Department of Environmental Health
Hazardous Materials Division
80 Swan Way, Room 200
Oakland, CA 94621

Re: Quarterly Monitoring at Former Dutch Pride Dairy
7400 Amador Valley Boulevard, Dublin 94568

Dear Mr. Seery:

Thank you for your letter of June 19, 1992. I have retained the services of Woodward-Clyde Consultants to perform the requested monitoring at 7400 Amador Valley Boulevard. Additionally, I have asked Woodward-Clyde to assist me in the formulation of a corrective action plan and investigation will be done in due course. I anticipate receipt of the test results of the monitoring well within a couple of weeks and will forward the report to your office.

Very truly yours,

McNAMARA, HOUSTON, DODGE, McCLURE & NEY


Richard E. Dodge

RED (cf)

cc: Woodward-Clyde Consultants
Attention: Mr. Leo Gentile

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

StID 3729

June 19, 1992

Richard Dodge
1120 Walker Ave
Walnut Creek, CA 94596

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

**Subject: Quarterly Monitoring at Former Dutch Pride Dairy
7400 Amador Valley Blvd., Dublin 94568**

Dear Mr. Dodge:

This office has reviewed the files for the above referenced site. In January 1990, two underground storage tanks (UST) were removed. Groundwater was present in the UST pit. Laboratory analyses confirm both soil and water contamination, up to 6,000 and 92 parts per million (ppm) total petroleum hydrocarbons as gasoline (TPH-G), respectively. The UST pit was overexcavated on June 13, 1990, stopping short of the site's eastern property line adjacent to the former Shell Station (presently Oil Changers), due to risk of jeopardizing the structural integrity of the adjacent property's parking lot. Soil samples collected from the excavation's eastern sidewall indicated up to 900 ppm TPH-g and 7.4 ppm benzene, while the water sample indicated 190 parts per billion (ppb) TPH-g and 37 ppb benzene. Groundwater was sampled from MW-13 on February 11, 1991, exhibiting 1,500 ppb TPH-G and 290 ppb benzene. To our knowledge, this was the last time groundwater was sampled. Furthermore, groundwater flow direction indicates that the contamination may have migrated offsite towards the east beneath the adjacent property (Oil Changers, 7194 Amador Valley Blvd).

Title 23 of the California Code of Regulations (23CCR), Section 2652(d), requires the owner or operator of an UST facility to submit reports every three months, or at a more frequent interval as specified by the local agency or regional water board, until investigation and cleanup are complete. In addition, the California Health and Safety Code (CHSC), Section 25298, states that underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge.

Therefore, you are currently in violation of both the CHSC and 23CCR, for which CHSC Section 25299 specifies civil penalties of up to \$5,000, for each day of violation. Failure to furnish technical reports regarding documented or potential groundwater contamination further violates Section 13276 of the California Water Code. The San Francisco Regional Water Quality Control Board (RWQCB) can impose civil penalties of up to \$1,000 per day that such violations continue.

Former Dutch Pride Dairy
7400 Amador Valley Blvd
June 19, 1992

Page 2

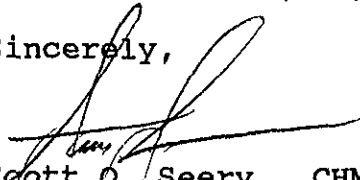
At this time, you are directed to reinstate a quarterly schedule of well sampling and monitoring. Technical summary reports documenting each well sampling and monitoring episode are also due quarterly. This schedule shall continue until further notice.

Additionally, pursuant to requirements set forth under Article 11, 23CCR, Section 2720 et seq., you are further directed to submit a Corrective Action Plan (CAP) proposal detailing plans for remediating the environmental impacts resulting from the unauthorized release at this site. This CAP proposal is due within 45 days of the date of this letter.

All technical reports and proposals must be submitted under the seal of a California Registered Geologist, Engineering Geologist or Civil Engineer.

If you have any questions regarding this matter, please contact Ms. Eva Chu at (510) 271-4530.

Sincerely,



Scott O. Seery, CHMM

Senior Hazardous Materials Specialist

cc: Eddy So, RWQCB
Gil Jensen, Alameda County District Attorney's Office
Tom Hathcox, Dougherty Regional Fire Department
Howard Hatayama, DTSC
files

dutch

DATE: 3/2/92

TO : Local Oversight Program

FROM: Ron OWCARZ

SUBJ: Transfer of Eligible Oversight Case

Site name: DUTCH PRIDE DAIRY

Address: 7400 Amador Valley Blvd city Dublin Zip 94568

Closure plan attached? Y N DepRef remaining \$193.80

DepRef Project # 789 STID #(if any) 3729

Number of Tanks: 2 removed? Y N Date of removal 1/11/90

Leak Report filed? Y N Date of Discovery 1/11/90

Samples received? Y N Contamination: Soil + water

Petroleum Y N Types: Avgas Jet leaded unleaded Diesel
fuel, oil waste oil kerosene solvents

Monitoring wells on site 1 Monitoring schedule? Y N

Briefly describe the following:

Preliminary Assessment NA

Remedial Action Soil excavation + removal + replacement of 1 MW

Post Remedial Action Monitoring need quarterly results

Enforcement Action review lab results 65 mg/l TRH-G + 290 ppb B

Comments:

McNAMARA, HOUSTON, DODGE, McCLURE & NEY
ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
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WALNUT CREEK, CA 94596-5331

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FACSIMILE: (415) 939-0203

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 210
FAIRFIELD, CA 94533-5530
(707) 427-3998

November 4, 1991

DIANNE KREMEN COLVILLE
RAYMOND L. MacKAY
STUART CHARLES GILLIAM
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R. DEWEY WHEELER
FRANCES H. YOSHIMURA
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SARAH J. BOUHABEN
NADINE B. PERMUTT
JEFFREY C. STOTTER

OF COUNSEL
DANIEL J. McNAMARA

Mr. Gil Wister
Hazardous Materials Specialist
Alameda County Health Care
Services
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

file

Re: Dutch Pride Dairy, 7400 Amador Valley Blvd., Dublin

Dear Mr. Wister:

The remainder of the contaminated soil has been removed from 7400 Amador Valley Boulevard. The soil was removed on August 9, 1991, and disposed of at the Redwood Land Fill in Novato. The remaining dirt removed totaled 144 yards. Copies of the manifests are enclosed for your records.

Very truly yours,

McNAMARA, HOUSTON, DODGE, McCLURE & NEY

Richard E. Dodge
Richard E. Dodge

RED/cf
enclosures


63111-5-1111-03



8950 REDWOOD HIGHWAY
 P.O. BOX 793
 NOVATO, CALIFORNIA 94948
 TEL: (415) 892-2851
 FAX: (415) 898-1354

parc
~~1056~~
 20.00

- PERSONS USING THESE PREMISES DO SO AT THEIR OWN RISK.
- CHILDREN AND PETS ARE NOT ALLOWED OUT OF VEHICLES.
- NO RUMMAGING IN DUMP AREA.
- NO SMOKING ON DUMP SITE.
- PLEASE NOTIFY OFFICE OF ANY COMPLAINT.

X 

DRIVER'S SIGNATURE

ACCOUNT NUMBER: 00000000000000000000
 JOB NUMBER: DUBLIN
 VEHICLE: PLU1
 CLM OPER: *F. Pali*
 TIME: 13:31:24 DATE: 8/9/91
 YARDS: 36.00 LOAD #: 100
 PER YARD 5.00 FEE 180.00

2 TKS

Cash

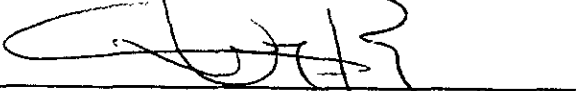
*** CUSTOMER COPY

TOTAL 180.00
 INVOICE# 9102



8950 REDWOOD HIGHWAY
 P.O. BOX 793
 NOVATO, CALIFORNIA 94948
 TEL: (415) 892-2851
 FAX: (415) 898-1354

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- PLEASE NOTIFY OFFICE OF ANY COMPLAINT.

X 

DRIVER'S SIGNATURE

ACCOUNT NUMBER: 00000000000000000000
 JOB NUMBER: DUBLIN
 VEHICLE: PLU1
 CLM OPER: *F. Pali*
 TIME: 8:52:23 DATE: 8/9/91
 YARDS: 18.00 LOAD #: 58
 PER YARD 5.00 FEE 90.00

LZ
 RECEIVED BY



8950 REDWOOD HIGHWAY
 P.O. BOX 793
 NOVATO, CALIFORNIA 94948
 TEL: (415) 892-2851
 FAX: (415) 898-1354

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- PLEASE NOTIFY OFFICE OF ANY COMPLAINT.

[Signature]
 DRIVER'S SIGNATURE

LZ
 RECEIVED BY

ACCOUNT NUMBER: 0 CUSTOMER:
 JOB NUMBER: DUBLIN
 VEHICLE: POLI, BOB

TIME: 7:54:28 DATE: 8/12/91

COMMODITY: D.C./P. C. DIRT

YARDS: 36.00 LOAD #: 59

PER YARD 5.00 FEE 180.00

TOTAL 180.00
 INVOICE: 9232

81/51-1

*** CUSTOMER COPY



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 P.O. BOX 793
 NOVATO, CALIFORNIA 94948
 TEL: (415) 892-2851
 FAX: (415) 898-1354

- PERSONS USING THESE PREMISES DO SO AT THEIR OWN RISK.
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- NO RUMMAGING IN DUMP AREA.
- NO SMOKING ON DUMP SITE.
- PLEASE NOTIFY OFFICE OF ANY COMPLAINT.

[Signature]
 DRIVER'S SIGNATURE

LZ
 RECEIVED BY

ACCOUNT NUMBER: 0 CUSTOMER: F. Pali
 JOB NUMBER: DUBLIN
 VEHICLE: POLI, BOB

TIME: 14:28:24 DATE: 8/12/91

COMMODITY: D.C./P. C. DIRT

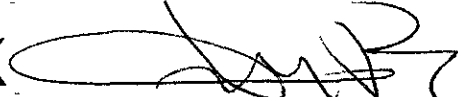
YARDS: 36.00 LOAD #: 237

PER YARD 5.00 FEE 180.00



8950 REDWOOD HIGHWAY
 P.O. BOX 793
 NOVATO, CALIFORNIA 94948
 TEL: (415) 892-2851
 FAX: (415) 898-1354

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- NO SMOKING ON DUMP SITE.
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X 
 DRIVER'S SIGNATURE

RECEIVED BY

ACCOUNT NUMBER: *F Pali*
 JOB NUMBER: DUBLIN
 VEHICLE: BOBCAT
 (COMPUD) 11/2 11.0. 7/1. 0. DINK

CUSTOMER: -

TIME: 8:53:31

DATE: 07/09/91

YARDS: 10.00

LOAD #: 179

PER YARD 5.00

FEE 50.00

TOTAL 50.00
 INVOICE: 0050

612/52-2

*** CUSTOMER COPY



January 28, 1991

Mr. Gil Wistar
Hazardous Materials Specialist
Alameda County, Department of Environmental Health
Hazardous Materials Program
80 Swan Way, Room 200
Oakland, CA 94621

Subject: Response to the Hazardous Materials Program letter dated January 21, 1991


Dear Mr. Wistar:

In response to the Hazardous Materials Program (HMP) letter dated January 21, 1991, Aqua Terra Technologies, Inc. (ATT) will be meeting with Mr. Richard Dodge within the first week of February 1991 to discuss matters presented in the HMP letter. Compliance will be obtained for all matters specified in the HMP letter.

Please contact ATT with any questions or comments regarding matters discussed herein.

Sincerely,

AQUA TERRA TECHNOLOGIES, INC.


Kimberly S. Lagomarsino
Staff Scientist

KSL:sd

cc: Richard Dodge
Lester Feldman, RWQCB

Aqua Terra Technologies
Consulting Engineers
& Scientists

2950 Buskirk Avenue
Suite 120
Walnut Creek, CA
94596
415 934-4884

MCNAMARA, HOUSTON, DODGE, MCCLURE & NEY
ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS C. MCCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. SLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER

OF COUNSEL
DANIEL J. MCNAMARA

PLEASE RESPOND TO:
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FACSIMILE (415) 939-0203

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WALNUT CREEK, CALIFORNIA 94596-5331
(415) 939-5330

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 210
FAIRFIELD, CALIFORNIA 94533-5530
(707) 427-3998

January 28, 1991

91 JAN 29 AM 11:19
DIANNE KREMEN COLVILLE
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RAYMOND L. MACKAY
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
TIMOTHY J. ROWLEY
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Mr. Gil Wistar
Hazardous Materials Specialist
Alameda County Health Care Services
Department of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

Re: Dutch Pride Dairy, 7400 Amador Valley Blvd.
Dublin, California

Dear Mr. Wistar:

Thank you for your letter of January 21, 1991. I am enclosing per your request, Aqua Terra's report of January 23, 1991, which answers your requests 2, 3 and 4. In response to request 1, I am enclosing a copy of the manifest from H & H Environmental Services. Finally, I am enclosing my check in the amount of \$500.

Thank you for your continued assistance. Please let me know if you need additional information.

Very truly yours,


Richard E. Dodge

RED:cf
Enclosures

cc: Mr. Terrance E. Carter

DICTATED BUT NOT READ

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 21, 1991

Mr. Richard E. Dodge
McNamara, Houston, Dodge, McClure & Ney
1211 Newell Ave., 2nd Fl.
Walnut Creek, CA 94596-5331

Re: Dutch Pride Dairy, 7400 Amador Valley Blvd., Dublin

Dear Mr. Dodge:

In a letter from your office dated September 28, 1990, you indicated that the excavation at the above site had been pumped out, that the hole had been or was in the process of being backfilled, and that your consultant was scheduled to install a monitoring well during the first week of October. So far, this office has received no documentation on these activities. **Therefore, no later than 5 p.m. on Tuesday, February 19, 1991, you are directed to submit to this office the following:**

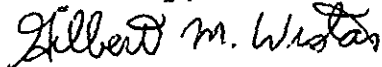
1. the manifest(s) for disposal of groundwater from the pit;
2. the monitoring well installation report, including analytical results from soil and groundwater samples;
3. the results of January 1991 quarterly sampling in this well, since this and all monitoring wells must be sampled at least every three months;
4. an analysis of subsurface contamination at the site or originating from the site, and recommendations for further work; and
5. an additional deposit for our ongoing oversight of the case, in the amount of \$500. Previous funds on deposit for this site have been exhausted.

This letter constitutes a formal request for technical reports according to Sec. 13267 of the California Water Code. This letter also constitutes a formal request for site mitigation documents according to Sec. 25299.37 of the California Health and Safety Code. Copies of all documentation sent here should also be sent to the Regional Water Quality Control Board in Oakland (attn: Lester Feldman). In addition, all submitted reports must be signed and sealed by a California-registered geologist or engineer.

Mr. Richard E. Dodge
January 21, 1991
Page 2 of 2

If you have any questions about this letter, please contact the undersigned at 271-4320.

Sincerely,



Gil Wistar
Hazardous Materials Specialist

cc: Terry Carter, Aqua Terra Technologies (2950 Buskirk Ave., Ste.
120, Walnut Creek, CA 94596)
Tom Hathcox, Dougherty Regional FD
Lester Feldman, RWQCB
Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division
Rafat A. Shahid, Asst. Agency Director, Environmental Health
files

MCNAMARA, HOUSTON, DODGE, MCCLURE & NEY
ATTORNEYS AT LAW

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OF COUNSEL
DANIEL J. MCNAMARA

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RAYMOND L. MACKAY
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
TIMOTHY J. ROWLEY
R. DEWEY WHEELER
FRANCES H. YOSHIMURA
ELLEN H. NOLTING
SYDNEY E. FAIRBAIRN
KIM E. MCBRIDE
LISA R. ROBERTS
MATTHEW J. LEWAN
MARTIN J. AMBACHER
JENNA S. ROUSE
SUSAN J. SHERRILL

September 28, 1990

Mr. Gill Wister
Hazardous Materials Specialist
Alameda County Health Care
Services Agency
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

Re: 7400 Amador Valley Boulevard
Dublin, CA

Dear Mr. Wister:

This will confirm our telephone conversation of September 20. I have made arrangements to have the remaining water in the pit dumped out and the excavation back-filled. The bulk of this work was done on Thursday, September 27. Terry Carter will be arranging for the monitoring well and I anticipate that will be installed in the next week or so. Thanks for your continued courtesy and cooperation.

Very truly yours,

MCNAMARA, HOUSTON, DODGE, MCCLURE & NEY



Richard E. Dodge

RED/pf

MCNAMARA, HOUSTON, DODGE, MCCLURE & NEY
ATTORNEYS AT LAW

WILLIAM K. HOUSTON, JR.
RICHARD E. DODGE
DOUGLAS C. MCCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. SLATTERY
THOMAS E. PFALZER
WILLIAM J. DIFFENDERFER

OF COUNSEL
DANIEL J. McNAMARA

PLEASE RESPOND TO:
P. O. BOX 5288
WALNUT CREEK, CA 94596-1288
FACSIMILE (415) 939-0203

90 JUN 18 11 16 AM '90
12121 NEWELL AVENUE, SECOND FLOOR
WALNUT CREEK, CALIFORNIA 94596-5331
(415) 939-0230

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 210
FAIRFIELD, CALIFORNIA 94533-5530
(707) 427-3998

DIANNE KREMEN COLVILLE
LINDA J. SEIFERT
RAYMOND L. MACKAY
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
TIMOTHY J. ROWLEY
R. DEWEY WHEELER
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KIM E. McBRIDE
LISA R. ROBERTS
MATTHEW J. LEWAN
MARTIN J. AMBACHER
JENNA S. ROUSE
SUSAN J. SHERRILL

June 18, 1990

Mr. Gil Wister
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

Dear Mr. Wister:

I am writing to update the progress on the Dutch Price Dairy Property. On June 12 and 13, 1990, the remainder of the soil was excavated and placed on plastic on the property for aeration. Additionally, monitoring well MW-10 was removed. The work was done under the direct supervision of Terry Carter of Aqua Terra Technologies.

I had intended to demolish the building on the property so that the soil could be spread out over the property to aerate. However, Mr. Carter suggested that the heavy requirement required to demolish the building might inadvertently track some of the soil off the property and recommended deferring demolition. Accordingly, I will leave the building intact until such time as you and he approve removal of the soil. I have arranged for cyclone fencing to be placed around the material.

Mr. Carter recommended not backfilling the excavation pending his tests. Accordingly, I will defer placing clean soil on the excavation until such time as he gives me the approval therefor.

I will continue to keep you posted on developments.

Very truly yours,


Richard E. Dodge

RED/cf

Dictated But Not Read

MCNAMARA, HOUSTON, DODGE, MCCLURE & NEY
ATTORNEYS AT LAW

WILLIAM K HOUSTON, JR.
RICHARD E DODGE
DOUGLAS C MCCLURE
MICHAEL J. NEY
THOMAS G. BEATTY
ROBERT M. SLATTERY
THOMAS E PFALZER
LEONARD J. COOK

OF COUNSEL
DANIEL J. MCNAMARA

PLEASE RESPOND TO:
P. O. BOX 5288
WALNUT CREEK, CA 94596-1288
FACSIMILE (415) 939-0203

1211 NEWELL AVENUE, SECOND FLOOR
MAILING ADDRESS P. O. BOX 5288
WALNUT CREEK, CALIFORNIA 94596-5331
(415) 939-5330

SOLANO COUNTY OFFICE
639 KENTUCKY STREET, SUITE 210
FAIRFIELD, CALIFORNIA 94533-5530
(707) 427-3998

DIANNE KREMEN COLVILLE
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ROGER J. BROTHERS
RAYMOND L. MACKAY
STUART CHARLES GILLIAM
RICARDO A. MARTINEZ
TIMOTHY J. ROWLEY
R. DEWEY WHEELER
FRANCES H. YOSHIMURA
ELLEN H. NOLTING
CRAIG M. GARRITY
SYDNEY E. FAIRBAIRN
KAREN A. O'ROURKE
LISA R. ROBERTS

June 5, 1990

Mr. Gil Wister
Hazardous Materials Specialist
Alameda County Health Care Services Agency
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 200
Oakland, CA 94621

Dear Mr. Wister:

This will confirm my telephone conversation with you regarding the Dutch Pride Dairy property. I just wanted to bring you up to date on the progress. The soil that was previously excavated when the tanks were removed has been removed from the site and disposed of at the Richmond Dump. I have the necessary permits from the Richmond Dump and will be happy to send you copies if you need them.

I am going to have the building on the property torn down in the next couple of weeks and at the same time will have the remainder of the soil in question excavated and spread out on the rest of the property. At the same time, the water in the pit will be removed and monitoring well MW-10 will be removed.

The work was delayed somewhat in the last two weeks by a couple of factors. The rain was unanticipated and prevented work on a couple of days. Secondly, the work was halted when the previous contractor on the job, G&L Construction Company, reported to the California Highway Patrol, the City of Dublin, and the company from which the dump truck was rented, that we were illegally hauling toxic waste from the Dutch Pride Dairy site. As this was a new development, I had the soil rechecked by Terry Carter and I understand that the City of Dublin also checked the soil and confirmed that it contained roughly 60 parts per million, as we had previously discussed. I am not certain why G&L Construction believes that there is toxic waste on the property,

Mr. Gil Wister
June 5, 1990
Page 2

but I have written the owner of the company, Mr. Callahan, and asked him to contact you immediately with reference to information concerning the presence of toxic waste. I believe the toxic waste may have come from his operations when he was attempting to remove the tanks. At any rate, I doubt that there is any toxic waste on the property and would hope that Mr. Callahan would be in touch with you if there is.

I will be keeping you posted on developments and wish to thank you for your continued courtesy and cooperation.

Very truly yours,

A handwritten signature in cursive script that reads "Richard E. Dodge". The signature is written in dark ink and is positioned above the typed name.

Richard E. Dodge

RED/pf

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



Certified Mailer # P 062 128 182

May 15, 1990

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

Mr. Richard E. Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

FINAL NOTICE OF VIOLATION

Dear Mr. Dodge:

As you're aware, the Alameda County Department of Environmental Health, Hazardous Materials Division has been overseeing the underground tank situation on property that you own, located at 7400 Amador Valley Blvd., in Dublin. Between June 1988 and June 1989, this office sent you notices of violation and other notifications regarding the abandoned tanks on the property. Finally, this past January, the tanks were removed, with significant contamination being found in both soil and groundwater from the pit.

On March 22, 1990, a meeting was held in this office to discuss the contamination at Dutch Pride Dairy and how it affected the planned groundwater remediation system next door at the former Shell Oil site, 7194 Amador Valley Blvd. At this meeting, Jim Haro of Alamo Mortgage and Terry Carter of Aqua Terra Technologies, together representing the property owner, agreed to the following:

1. Excavation and disposal of soil up to the Oil Changers property line, or beyond, as necessary;
2. Removal and disposal of water standing in the pit, followed by pit backfill with imported clean fill; and
3. Destruction of Exceltech's monitoring well MW-10, and replacement with another properly constructed monitoring well.

All of these actions, including the development and initial sampling of the new monitoring well, were to have been completed by May 1, 1990. However, as of the date of this letter, nothing has occurred at the site. Therefore, you are in violation of Sec. 25298(c)(4) of the California Health and Safety Code (H&SC), regarding closure procedures for underground tanks. According to Sec. 25299(a)(6) of the H&SC, each violation of Sec. 25298 carries a potential fine of \$5,000 per day for each day the violation continues. You are deemed to remain in violation until you have completed all of the above actions to our satisfaction, consistent with the Division's memorandum summarizing the March 22, 1990 meeting at our office.

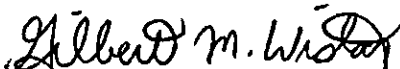
Mr. Richard Dodge
May 15, 1990
Page 2 of 2

It has come to our attention that one of your representatives has contacted the Dublin Public Works Dept., asking their permission to fill the pit at Dutch Pride Dairy with backfill excavated from the hole. Please be advised that the County Hazardous Materials Division has oversight responsibility for this site until it is cleaned up to our satisfaction, and no agency other than the Water Board has the authority to make such decisions. On this subject, only clean fill will be permitted in the pit, and this backfilling can occur only after the removal and proper disposal of water standing in the pit.

We are requiring the work agreed to at the March 22 meeting (outlined in this letter as well) to be completed immediately. As stated above, because Dutch Pride Dairy has failed to observe specific deadlines, particularly in light of the fact that Shell's groundwater treatment program depends on timely completion of soil/groundwater cleanup/characterization at Dutch Pride Dairy, you are violating the California Health and Safety Code. And because this is the Final Notice of Violation in a series of communications dating back nearly two years, we are referring this case to the Alameda County District Attorney's Office for enforcement.

If you have any questions about this letter, please contact the undersigned at 271-4320.

Sincerely,



Gil Wistar
Hazardous Materials Specialist

cc: George Callahan, G & L Construction (1051 Serpentine Ln.,
Pleasanton, CA 94566)
Terry Carter, Aqua Terra Technologies (2950 Buskirk Ave., Ste.
120, Walnut Creek, CA 94596)
Lester Feldman, Regional Water Quality Control Board
Jim Haro, Alamo Mortgage (1407 Oakland Blvd., Ste. 203, Walnut
Creek, CA 94596)
Tom Hathcox, Dougherty Regional Fire District
Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division
Diane Lundquist, Shell Oil (P.O. Box 4023, Concord, CA 94524)
Rafat A. Shahid, Asst. Agency Director, Environmental Health
Lee Thompson, Director of Public Works, City of Dublin (P.O. Box
2340, Dublin, CA 94568)
files

P 062 128 182

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

Sent to	Richard Dodge
Street and No	1120 Walker Ave
P.O. State and ZIP Code	Walnut Creek 94596
Postage	\$
Certified Fee	
Special Delivery Fee	
Special Delivery Fee	
Postage and Fees	
Postmark or Date	5-14-90

Form 3800



Telephone Number: (415)

M E M O R A N D U M

To: Distribution

From: Gil Wistar, Hazardous Materials Specialist *Gil Wistar*

Date: March 22, 1990

Re: Meeting between Shell and Dutch Pride Dairy on groundwater cleanup, 7194 Amador Valley Blvd., Dublin

BACKGROUND

- On March 22, 1990, there was a meeting at the offices of the Alameda County Department of Environmental Health (ACDEH) regarding groundwater cleanup at the former Shell Oil Co. site shown above. The ACDEH had called the meeting to facilitate progress in Shell's groundwater remediation project.
- Shell Oil Co. has prepared a remediation plan and performed a pump test at the site; air stripping of extracted groundwater and its subsequent disposal to the sanitary sewer was chosen as the most cost-effective cleanup option. The radius of influence associated with a steady extraction rate of 3 gpm will impact the Dutch Pride Dairy (DPD) site at 7400 Amador Valley Blvd.
- Shell has all the necessary permits in place to operate the groundwater treatment system. This system must now be fabricated, a process that will take about three months. Shell has indicated that it will not begin groundwater extraction until contamination at DPD is addressed.
- Both underground tanks at the DPD site have been removed; the tanks had holes and the water standing in the excavation pit is contaminated. Soil surrounding the pit may also be contaminated.

ITEMS AGREED TO AT THE MEETING

- Aqua Terra Technologies (ATT) is preparing a work plan to address soil contamination around the DPD tank pit. This will consist of:
 1. Excavation and disposal of contaminated soil up to the Oil Changers property line (or possibly beyond, if necessary);

2. Removal and disposal of water standing in the DPD pit;
 3. Backfilling the pit to grade with clean fill; and
 4. Destruction of Ensco Environmental Services' (EES') monitoring well MW-10 (under proper permit), and the installation and sampling of a new well MW-10A within 10 feet and downgradient of the original pit.
- Samples from new well MW-10A will be representative of contamination, if any, that has migrated from the DPD site.
 - After well MW-10A is sampled, Shell will negotiate with DPD to determine the proportion of costs for groundwater remediation they will share, if appropriate.
 - Shell will begin fabrication of its proposed groundwater pump and treat system so that remediation could begin on July 1, 1990.

DUE DATES

- ATT to submit its work plan to ACDEH on or before March 29, 1990.
- DPD to excavate contaminated soil, pump out the pit, and backfill to grade by April 19, 1990.
- DPD to install, develop, and sample well MW-10A by May 1, 1990, and submit analytical results to ACDEH and distribution list by May 7, 1990.
- DPD to sample MW-10A again by June 1, 1990, submitting the results to ACDEH and distribution list by June 8, 1990.
- Shell and DPD to conclude negotiations by July 9, 1990; groundwater treatment to begin this same date.

Distribution

Terry Carter, Aqua Terra Technologies (2950 Buskirk Ave., Ste. 120, Walnut Creek, CA 94596)
Richard & Jeanne Dodge (1120 Walker Ave., Walnut Creek, CA 94596)
Jim Haro, Alamo Mortgage Corp. (1407 Oakland Blvd., Ste. 203, Walnut Creek, CA 94596)
Diane Lundquist, Shell Oil Co. (P.O. Box 4023, Concord, CA 94524)
Randy Stone, Ensco Environmental Services (41674 Christy St., Fremont CA 94538-3114)

cc: Tom Hathcox, Dougherty Regional Fire District
Lester Feldman, Regional Water Quality Control Board
Gil Jensen, Alameda County District Attorney, Consumer and Environmental Protection Division
Rafat A. Shahid, Asst. Agency Director, Environmental Health files

Site: Dutch Pride Dairy 7400 Amador

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Director



ALAMEDA COUNTY HLTH CARE SVC
HAZARDOUS MATERIALS DIVISION
80 SWAN WAY, SUITE 200
OAKLAND, CA 94621
(415) 271-4320

Telephone Number: (415)

MEMORANDUM

To: Distribution
From: Gil Wistar, Hazardous Materials Specialist *Gil Wistar*
Date: March 22, 1990
Re: Meeting between Shell and Dutch Pride Dairy on groundwater cleanup, 7194 Amador Valley Blvd., Dublin

BACKGROUND

- On March 22, 1990, there was a meeting at the offices of the Alameda County Department of Environmental Health (ACDEH) regarding groundwater cleanup at the former Shell Oil Co. site shown above. The ACDEH had called the meeting to facilitate progress in Shell's groundwater remediation project.
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- Shell has all the necessary permits in place to operate the groundwater treatment system. This system must now be fabricated, a process that will take about three months. Shell has indicated that it will not begin groundwater extraction until contamination at DPD is addressed.
- Both underground tanks at the DPD site have been removed; the tanks had holes and the water standing in the excavation pit is contaminated. Soil surrounding the pit may also be contaminated.

ITEMS AGREED TO AT THE MEETING

- Aqua Terra Technologies (ATT) is preparing a work plan to address soil contamination around the DPD tank pit. This will consist of:
 1. Excavation and disposal of contaminated soil up to the Oil Changers property line (or possibly beyond, if necessary);

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

EMERGENCY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input type="checkbox"/> NO	FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I AM A DESIGNATED GOVERNMENT EMPLOYEE AND THAT I HAVE REPORTED THIS INFORMATION TO LOCAL OFFICIALS PURSUANT TO SECTION 25100.7 OF THE HEALTH AND SAFETY CODE.
REPORT DATE 02/02/90	CASE #	SIGNED _____ DATE _____

REPORTED BY	NAME OF INDIVIDUAL FILING REPORT Terrance E. Carter	PHONE (415) 934-4884	SIGNATURE <i>Terrance E Carter 02/02/90</i>	
	REPRESENTING <input checked="" type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD <input type="checkbox"/> LOCAL AGENCY <input type="checkbox"/> OTHER	COMPANY OR AGENCY NAME Aqua Terra Technologies, Inc.		
	ADDRESS 2950 Buskirk, Suite 120			

RESPONSIBLE PARTY	NAME Owner: Richard Dodge	CONTACT PERSON Richard Dodge	PHONE ()	STATE CA	ZIP 94596
	ADDRESS 1120 Walker Avenue				

SITE LOCATION	FACILITY NAME (IF APPLICABLE) Dutch Pride Dairy	OPERATOR Vacant Property	PHONE ()	STATE CA	ZIP 94568	
	ADDRESS 7400 Amador Valley Blvd.					
	CROSS STREET Village Parkway		TYPE OF AREA <input checked="" type="checkbox"/> COMMERCIAL <input type="checkbox"/> INDUSTRIAL <input type="checkbox"/> RURAL <input type="checkbox"/> RESIDENTIAL <input type="checkbox"/> OTHER		TYPE OF BUSINESS <input type="checkbox"/> RETAIL FUEL STATION <input type="checkbox"/> FARM <input type="checkbox"/> OTHER Vacant	

IMPLEMENTING AGENCIES	LOCAL AGENCY Alameda County Health Care Services	CONTACT PERSON Gil Wistar	PHONE (415) 271-4320
	REGIONAL BOARD San Francisco RWQCB	PHONE (415) 464-1255	

SUBSTANCES INVOLVED	(1) NAME Gasoline	QUANTITY LOST (GALLONS) <input checked="" type="checkbox"/> UNKNOWN
	(2)	<input type="checkbox"/> UNKNOWN

DISCOVERY/ABATEMENT	DATE DISCOVERED 02/01/90	HOW DISCOVERED <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> OTHER		
	DATE DISCHARGE BEGAN <input checked="" type="checkbox"/> UNKNOWN	METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input type="checkbox"/> REMOVE CONTENTS <input type="checkbox"/> REPLACE TANK <input checked="" type="checkbox"/> CLOSE TANK <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> OTHER		
	HAS DISCHARGE BEEN STOPPED? <input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE			

SOURCE/CAUSE	SOURCE OF DISCHARGE <input checked="" type="checkbox"/> TANK LEAK <input type="checkbox"/> UNKNOWN <input type="checkbox"/> PIPING LEAK <input type="checkbox"/> OTHER	TANKS ONLY/CAPACITY 10,000 GAL AGE 15 YRS <input type="checkbox"/> UNKNOWN	MATERIAL <input type="checkbox"/> FIBERGLASS <input checked="" type="checkbox"/> STEEL <input type="checkbox"/> OTHER	CAUSE(S) <input type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input checked="" type="checkbox"/> CORROSION <input type="checkbox"/> UNKNOWN <input type="checkbox"/> SPILL <input type="checkbox"/> OTHER
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CASE TYPE	CHECK ONE ONLY <input checked="" type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED)
-----------	--

CURRENT STATUS	CHECK ONE ONLY <input checked="" type="checkbox"/> SITE INVESTIGATION IN PROGRESS (DEFINING EXTENT OF PROBLEM) <input type="checkbox"/> CLEANUP IN PROGRESS <input type="checkbox"/> SIGNED OFF (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> NO FUNDS AVAILABLE TO PROCEED <input type="checkbox"/> EVALUATING CLEANUP ALTERNATIVES
----------------	--

REMEDIAL ACTION	CHECK APPROPRIATE ACTION(S) (SEE BACK FOR DETAILS) <input type="checkbox"/> CAP SITE (CD) <input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (IT) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input checked="" type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> OTHER (OT)
-----------------	---

COMMENTS	Work plan in progress.
----------	------------------------

WATER RESOURCES CONTROL BOARD
DIVISION OF WATER QUALITY - UST CLEANUP PROGRAM
SITE SPECIFIC QUARTERLY REPORT
01/01/92 THROUGH 03/31/92

AGENCY # : 10000 SOURCE OF FUNDS: F SUBSTANCE: 8006619
StID : 3729
SITE NAME: Dutch Pride Dairy DATE REPORTED : 01/11/90
ADDRESS : 7400 Amador Valley Blv DATE CONFIRMED:
CITY/ZIP : Dublin 94568 MULTIPLE RPs : N

SITE STATUS

CASE TYPE: G	CONTRACT STATUS: 3	EMERGENCY RESP:
RP SEARCH: S		DATE COMPLETED:
PRELIMINARY ASMNT: U	DATE UNDERWAY:	DATE COMPLETED:
REM INVESTIGATION:	DATE UNDERWAY:	DATE COMPLETED:
REMEDIAL ACTION:	DATE UNDERWAY:	DATE COMPLETED:
POST REMED ACT MON:	DATE UNDERWAY:	DATE COMPLETED:

ENFORCEMENT ACTION TYPE: 1 DATE ENFORCEMENT ACTION TAKEN:
LUFT FIELD MANUAL CONSID: 3,H,C,S,W
CASE CLOSED: DATE CASE CLOSED:
DATE EXCAVATION STARTED : 06/13/90 REMEDIAL ACTIONS TAKEN: ED, ET

RESPONSIBLE PARTY INFORMATION

RP#1-CONTACT NAME: Richard Dodge
COMPANY NAME:
ADDRESS: 1120 Walker Ave
CITY/STATE: Walnut Creek, C A 94596

*Need additional
well monitoring!
5-11-92*

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 Dutch Pride Dairy Today's Date 1/11/90

Site Address 7400 Amador Village Pkwy.

City Dublin, CA Zip 94568 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:

Removal of two 10,000-gal. gasoline tanks, which are unprotected, bare steel. Groundwater found at a depth of 8-9 feet in excavation. Obvious contamination visible in hole (floating product), and there is a strong smell of gasoline from endwall soil samples. Leak report given to Rich Brush of ATT.

4 soil samples collected from tank pit prior to removal of the tanks. Samples taken from black clay at tank endwalls about 1 ft. above current water level. One soil sample taken beneath product piping. Water sample will be collected, possibly after pumping water from pit and letting fresh groundwater come in.

Stockpile contains about 200 yards of pea gravel/soil - this will be sampled according to Water Board requirements.

Have authorization for tanks to be removed later, without my presence.

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(c)
- 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. Precs 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

II, III

Contact: RICHARD BRUSH

Title: STAFF TECH.

Signature: Richard C. Brush

Inspector: _____

Signature: Gilbert M. Winter

G.W.

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

89 NOV 31 PM 12:33

89 DEC -5 AM

ACCEPTED 1/4/90

DEPARTMENT OF ENVIRONMENTAL HEALTH
470 - 27th Street, Third Floor
Oakland, CA 94612
Telephone: (415) 874-7237

Jmw

These plans have been reviewed and found to be acceptable and essential to meet the requirements of State and local health laws. Changes to your plans indicated by this Department are to assure compliance with State and local laws. The project proposed herein is now released 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:

- _____ Removal of Tank and Piping
- _____ Sampling
- _____ Final Inspection

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

THIS IS A FINANCIAL PENALTY FOR NOT OBTAINING THESE PERMITS.

all piping must be removed with tanks

Project # 4552989
Fee Paid \$498
Date 12/11/89

UNDERGROUND TANK CLOSURE/MODIFICATION PLANS

1. Business Name Dutch Pride Dairy
Business Owner Richard AND JEANNE Dodge
2. Site Address 7400 Amador Valley Blvd.
City Dublin, CA zip 94588 Phone _____
3. Mailing Address 1120 Walker Ave.
City Walnut Cr, CA zip 94596 Phone _____
4. Land Owner Richard AND JEANNE Dodge
Address 1120 Walker Ave City, State Walnut Cr CA zip 94596
5. EPA I.D. No. CAC 000 217 609
6. Contractor Tom Daniels Excavating
Address P.O. Box 335
City Danville, CA 94526 Phone 820-3558
License Type A ID# 447475
7. Consultant Aqua Terra Technologists - Terry Carter
Address 2950 Buskirk Ave, Suite 120
City Walnut Cr, CA Phone 934-4884
94596

3. Contact Person for Investigation

Name KEITH CASTER Title Proj. MANAGER
Phone 934-4884

9. Total No. of Tanks at facility 2

10. Have permit applications for all tanks been submitted to this office? Yes [] No []

11. State Registered Hazardous Waste Transporters/Facilities

a) Product/Waste Tranporter

Name ~~Same as Refineries Service~~ Refineries Service EPA I.D. No. CA 093166728
Address 13331 N. Hwy 33, P.O. Box 171
City Patterson State CA Zip 95363

b) Rinsate Transporter

Name _____ EPA I.D. No. _____
Address _____
City _____ State _____ Zip _____

c) Tank Transporter

Name U-H Ship Service EPA I.D. No. CA 004771-168
Address 220 China Basin
City San Francisco CA State _____ Zip 94104

d) Tank Disposal Site

Name Same as # C EPA I.D. No. _____
Address _____
City _____ State _____ Zip _____

e) Contaminated Soil Transporter

Name Same as # C EPA I.D. No. _____
Address _____
City _____ State _____ Zip _____

12. Sample Collector

Name TERRI CARTER
 Company AQUA TERRA Tech.
 Address 2950 Baskirk, Suite 120
 City Walnut Cr State CA Zip 94596 Phone 934-9884

13. Sampling Information for each tank or area

Tank or Area		Material sampled	Location & Depth
Capacity	Historic Contents (past 5 years)		
10,000	GAS	SOIL	NATIVE SOIL AT EACH END
10,000	GAS	SOIL	" "

14. Have tanks or pipes leaked in the past? Yes [] No [] UNKNOWN
 If yes, describe. _____

15. NFPA methods used for rendering tank inert? Yes [] No []
 If yes, describe. Dry Ice - UNDER FIRE DEPT.

An explosion proof combustible gas meter shall be used to verify tank inertness.

16. Laboratories
 Name PACE
 Address 11 DIGITAL DR.
 City NOVATO State CA Zip 94949
 State Certification No. # 148

17. Chemical Methods to be used for Analyzing Samples

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Number
GAS BTXE	TPH-GAS - EPA-5030 BTXE - EPA-8020	

18. Submit Site Safety Plan

19. Workman's Compensation: Yes [] No []

Copy of Certificate enclosed? Yes No []

Name of Insurer NA CASUALTY OF CA

20. Plot Plan submitted? Yes No []

21. Deposit enclosed? Yes No []

22. Please forward to this office the following information within 60 days after receipt of sample results.

- a) Chain of Custody Sheets
- b) Original Signed Laboratory Reports
- c) TSD to Generator copies of wastes shipped and received
- d) Attachment A summarizing laboratory results

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 and safety.

I will notify the Department of Environmental Health at least two (2) working days (48 hours) after approval of this closure plan in advance to schedule any required inspections. 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.

Signature of Contractor

Name (please type) TOM DANIELS EXCAVATING, INC
Signature *Thomas A Daniels*
Date 11/30/89

Signature of Site Owner or Operator

Name (please type) Richard and Jeanne Dodge
Signature *Tony Carter for Richard and Jeanne Dodge*
Date Nov 29 89 per their APPROVAL

AQUA TERRA TECHNOLOGIES SITE SAFETY PLAN

A. GENERAL INFORMATION

Site: Dairy

Location: 7400 Dublin Blvd., Dublin, CA

Plan Prepared By: T. C.

Date: Nov 21, 89

Plan Approved By:

Date:

Objectives: collect soil samples - TANK REMOVAL

Proposed Date Of Investigation:

Background Review:

Complete:

Preliminary: X

Documentation/Summary:

Overall Hazard:

Serious:

Moderate:

Low: X

Unknown:

B. SITE/WASTE CHARACTERISTICS

Waste Type(s):

Liquid:

Solid: X

Sludge:

Gas:

Characteristic(s):

Corrosive:

Ignitable:

Radioactive:

Volatile: X

Toxic:

Reactive:

Unknown:

Other(name):

Facility Description:

See site plan

Principal Disposal Method (type and location):

AQUA TERRA TECHNOLOGIES SITE SAFETY PLAN (continued)

Unusual Features (power lines, terrain, utilities, etc.):

None

Status: Active: Inactive: Unknown:

History: (agency action, complaints, injuries, etc.)

N/A

C. HAZARD EVALUATION

<u>Parameter:</u>	TLV (ppm)	IDLH (ppm)	LEL (%)	HEALTH skin/eyes/inge/inha
	<u>10</u>	_____	_____	X

Special Precautions and Comments:

Gloves - NIOSH

D. SITE SAFETY WORK PLAN

Perimeter Establishment: Map/Sketch Attached: *Yes*
Site Secured: *Yes*

Perimeter Identified:

Zone(s) of Contamination Identified: *No*

Personal Protection:

Level of Protection: A _____ B _____ C D _____

Modifications: *N/A*

AQUA TERRA TECHNOLOGIES SITE SAFETY PLAN (continued)

Surveillance Equipment & Materials: *N/A*
Instrument: Action Level:

Site Entry Procedures: *With Contractor*

Decontamination Procedures: *N/A*

Personal:

Equipment:

First Aid: (type of equipment available): *Level 1 kit
Behind seat of truck.*

Work Limitations (time of day, weather, heat/cold stress): *N/A*

Investigation-Derived Material Disposal: *N/A*

AQUA TERRA TECHNOLOGIES SITE SAFETY PLAN (continued)

Team Composition: Terry Carter

Team Member

Terry Carter

Responsibility

Assure compliance of
SAFETY STANDARDS
during sample collection.
~~Use~~ Use 1 liter hydrocarbon
levels (LEL) using
LEL Meter (Gas Tech)

E. EMERGENCY INFORMATION

Local Resources:

Ambulance: 911

Hospital Emergency Room: 939-3000

Poison Control Center:

Police: 911

Fire Department: 911

Explosives Unit: 911

Agency Contact: National Response Center (NAC)

Toxic Chemical and Oil Spills:

(1-800-424-8802)

Site Resources:

Water Supply: W/A

Telephone:

Radio:

Other:

Emergency Contacts:

Name:

Bruce Bonmild

Phone:

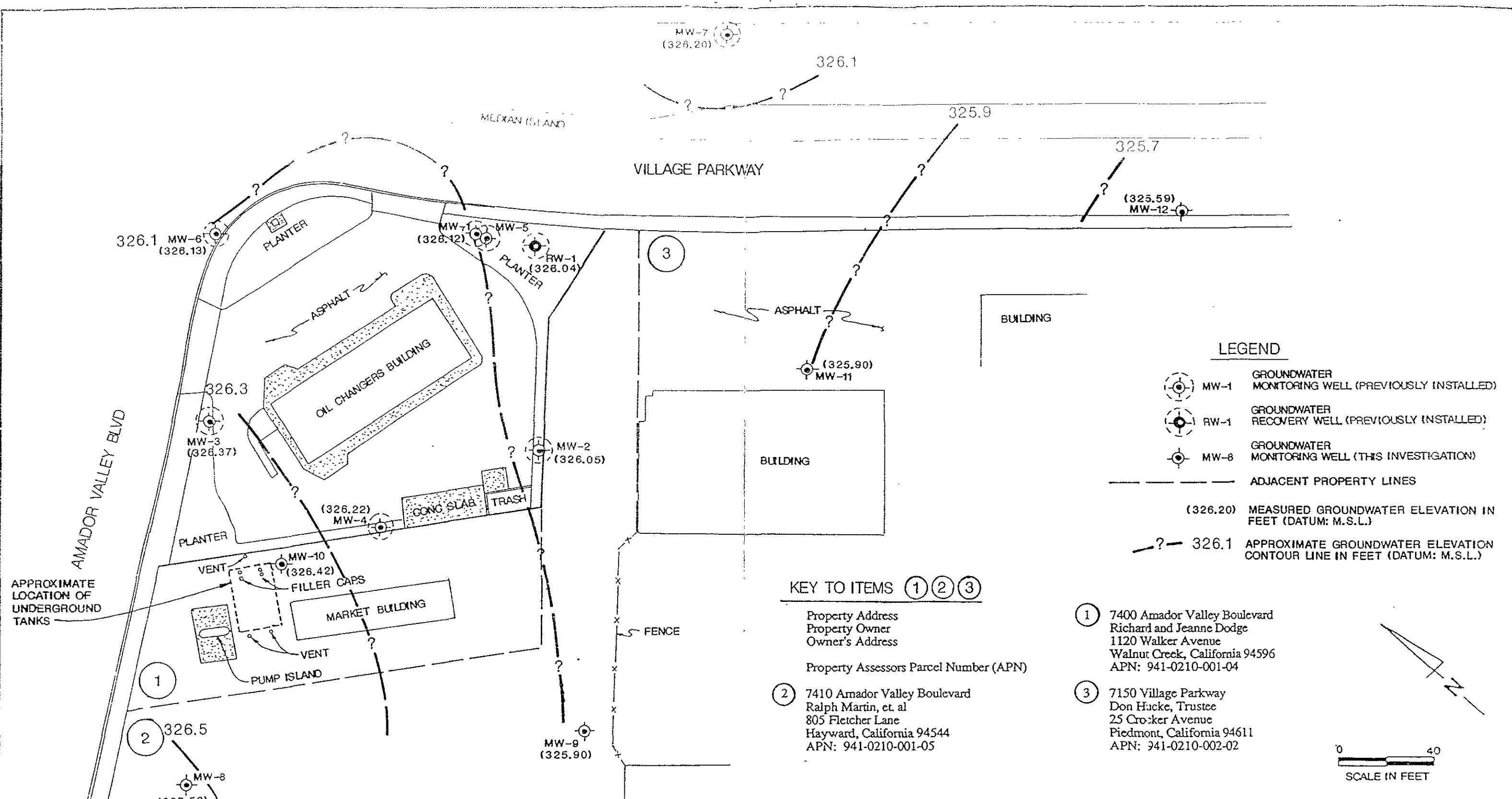
939-4884

Emergency Routes:

Hospital: (90 N), East on Eugene in Blvd,
to 1601 - 1st St. Mount Hope.

Other:

Site Sketch: work zones, command post, etc.)
Attached.



REV	DESCRIPTION	DATE	BY	APPD



GROUNDWATER ELEVATION CONTOUR MAP (3/1/89) FORMER SHELL STATION 7194 AMADOR VALLEY BLVD DUBLIN, CALIFORNIA		REVIEWED BY:	APPROVED BY:
		DESIGNED BY:	DATE:
		JOB #: 1826G	DRAWN BY: SLS
		DATE: 5-9-89	DRAWING #: FIG. 11

ACORD. CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

11/27/89

PRODUCER

R & R INSURANCE BROKERS, INC.
313 LENNON LANE STE 100
WALNUT CREEK, CA 94598

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

CODE SUB-CODE

INSURED

TOM DANIELS EXCAVATING, INC.
P.O. BOX 335
DANVILLE, CA 94526

- COMPANY LETTER **A** TRANSCONTINENTAL INS.
- COMPANY LETTER **B** TRANSPORTATION INS.
- COMPANY LETTER **C** CNA CASUALTY OF CA.
- COMPANY LETTER **D**
- COMPANY LETTER **E**

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, NOTWITHSTANDING 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	
A	GENERAL LIABILITY				GENERAL AGGREGATE	\$ 1,000,
	X COMMERCIAL GENERAL LIABILITY				PRODUCTS-COMP/OPS AGGREGATE	\$ 1,000,
	CLAIMS MADE X OCCUR.	#GL 9002800969	6/30/89	6/30/90	PERSONAL & ADVERTISING INJURY	\$ 1,000,
	X OWNER'S & CONTRACTOR'S PROT.				EACH OCCURRENCE	\$ 1,000,
					FIRE DAMAGE (Any one fire)	\$ 50,
					MEDICAL EXPENSE (Any one person)	\$ 5,
B	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT	\$ 1,000,
	X ANY AUTO	#BUA200280671	6/30/89	6/30/90	BODILY INJURY (Per person)	\$
	X ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
	X SCHEDULED AUTOS				PROPERTY DAMAGE	\$
	X HIRED AUTOS					
	X NON-OWNED AUTOS					
	GARAGE LIABILITY					
	EXCESS LIABILITY					
	OTHER THAN UMBRELLA FORM					
	WORKER'S COMPENSATION				STATUTORY	
C	AND	#PWC 00280971	4/1/89	4/1/90	\$ 2,000,	(EACH ACCIDENT)
	EMPLOYERS' LIABILITY				\$ 2,000,	(DISEASE-POLICY LIMIT)
					\$ 2,000,	(DISEASE-EACH EMPLOYEE)
	OTHER					

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

RE: ALL CALIFORNIA OPERATIONS OF THE NAMED INSURED.
JOB: GNL INS. 7194 AMADOR VALLEY BLVD., DUBLIN, CA.

CERTIFICATE HOLDER

ALAMEDA CO. HEALTH DEPT
80 SWAN WAY #200
OAKLAND, CA 94612

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 AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Shell Oil Company



EAST BAY
MARKETING DISTRICT

P.O. Box 4023
Concord, CA 94524
(415) 676-1414

September 21, 1989

Mr. & Mrs. Richard Dodge
1120 Walker Avenue
Walnut Creek, CA 94596

Dear Mr. and Mrs. Dodge:

SUBJECT: PROPERTY LOCATED AT
7400 AMADOR VALLEY BLVD.
DUBLIN, CA

As you are aware, Shell Oil Company has been conducting an investigation of its former site at 7194 Amador Valley Boulevard, adjacent to your property. Soil and groundwater tests indicate contamination is present on your property due to your underground fuel tanks. This was outlined to you in an April 27, 1989 letter from Shell's District Real Estate Representative, Mr. Chris Christensen.

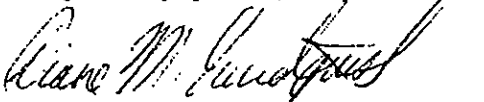
Mr. Jim Haro, your representative, requested copies of Shell reports which were forwarded to him on June 16, 1989. In discussions with him at that time, he indicated the tanks at your property were to be removed and the contamination would not be addressed until then.

Shell has completed design, and is currently awaiting agency approvals, for installation of a groundwater extraction and treatment system on its former site. However, until contamination on your property is addressed, the system cannot be put into operation. The reasons for this are: 1) the possibility of pulling contamination onto the Shell site and 2) contaminated water from your upgradient site will continue to flow onto the Shell site, negating any treatment effect.

Mr. Haro informed me that the tanks will be removed from your property in the next 30-45 days. Until such time as the contamination on your site is addressed, Shell cannot operate its system. This may become a concern to the regulatory agencies.

If you have any questions regarding Shell's investigation, please contact me at (415) 676-1414, Ext. 127.

Very truly yours,


Diane M. Lundquist
District Environmental Engineer

JM926402

ALAMEDA COUNTY
DEPARTMENT OF ENVIRONMENTAL HEALTH
HAZARDOUS MATERIALS
10/1/89

cc: Seth Bland, Oil Changers
Reuben Chow, ENSCO
Rafat Shahid, Alameda County Dept. of Environ. Health
Tom Callaghan, RWQCB

JM926402



a subsidiary of environmental system company

June 26, 1989

Alameda County
Department Of Environmental Health
Hazardous Materials Program
80 Swan Way, Room 200
Oakland, CA 94621

Attention: Mr. Rafat A. Shahid, Chief
Hazardous Materials Division

Subject: Remediation Plan of Former Shell Station
7194 Village Parkway, Dublin, California
EES Project No. 1826G

Dear Mr. Shahid:

This letter is in response to suggestions and requirements stated in your letter to Ms. Diane Lundquist of Shell Oil Company dated May 17, 1989. Your suggestions and requirements, and our responses are given below.

- "The groundwater extraction system must be designed to contain and capture all contamination that has migrated from the site. Therefore, the installation and operation of the supplemental recovery wells needed to accomplish this should take place as soon as possible after the remediation system goes on-line. The locations and number of additional wells should be based on a hydrologic analysis of the minimum total extraction rate required to capture the contaminant plume."

EnSCO Environmental Services Inc. (EES) will perform a step-drawdown and constant discharge pump test to evaluate the hydrologic characteristics of the upper most aquifer underlying the site. The results obtained from these tests will allow us to evaluate the effectiveness of the presently planned system. The need, if any, for additional groundwater monitoring and/or extraction wells as well as the proper discharge rate(s) to capture the contaminant plume can be determined at that time.

- "The remediation program should continue until dissolved benzene in every downgradient monitoring well stabilizes at a level below 0.7 ppb, which is this contaminant's DOHS action level in drinking water."

EES will continue the remediation program and will monitor all downgradient monitoring wells until a stabilized benzene concentration level below 0.7 ppb is achieved.

- "In addition, you will need to perform an effectiveness evaluation of all components of the remediation operation six months after system startup. The purpose of the

ALAMEDA COUNTY
DEPT. OF ENVIRONMENTAL HEALTH
HAZARDOUS MATERIALS

evaluation will be to show that the system is doing what it was intended to do; the evaluation at a minimum should indicate whether:

- a. the capture zone is in fact adequate to contain the plume;
 - b. dissolved hydrocarbons and BTEX levels are declining in groundwater beneath the site; and
 - c. the air stripping system is removing contaminants from water in the manner and at the rate anticipated."
- a. EES will provide monthly monitoring of the remediation system which will include groundwater level measurements in all groundwater monitoring and extraction wells. A comparison of these groundwater elevation measurements with measurements obtained prior to the remediation system startup will provide information necessary to evaluate the adequacy of the capture zone(s).
 - b. EES will obtain groundwater samples for analyses on a monthly basis from all groundwater monitoring wells. These samples will be analyzed for total petroleum hydrocarbons as gasoline (TPHG) and benzene, toluene, ethyl benzene and total xylenes (BTEX) to monitor the concentration levels of these gasoline tracer compounds.
 - c. EES will obtain water samples for analyses of TPHG and BTEX concentration levels of the groundwater being introduced into the air stripping tower as well as the treated water being discharged from the tower on a monthly basis. A comparison of these results will provide information to evaluate the performance of the remediation system.

If any of these components is found to be below expectation levels, modification of the remediation system likely to bring about the desired results can be discussed with your agency as well as other agencies involved in this remediation program.

- "Monthly groundwater sampling and water level monitoring should continue uninterrupted until remediation is complete; quarterly progress reports summarizing this groundwater data, as well as remedial operations to date, will need to be submitted to this office and to the Water Board."

EES will continue the described monthly monitoring of the remediation system until remediation is complete. EES will provide quarterly progress reports summarizing the progress of the remediation program to your office and to the San Francisco Bay Regional Quality Control Board.

Referencing EES June 12, 1989, Quarterly Report and the June 5, 1989, Final Assessment Report, an off-site upgradient source of contamination exists. EES understands that this issue is currently being addressed by the neighboring property owner. The outcome of their investigation may influence the proposed remediation plan for the Shell Station.

Alameda County
Project No. 1826G
Page 3

If you have any questions regarding this letter please feel free to contact either Reuben Chow or myself.

Sincerely,
Ensco Environmental Services, Inc.



Richard A. Garlow
Project Geologist



Neil H. Zickefoose, C.E.G., 398
Senior Program Geologist

RAG/NHZ/sw

cc: Ms. Diane Lundquist, Shell Oil Company
Reuben Chow, EES

6/22/89 6/20/89
U.S. POST SERVICE
FIRST CLASS PERMIT
NO. 1000 BOSTON MA 02111

Dear Mr. Wistar,

Enclosed find the card
for Jim Haro who is handling
the tent removal for us and
getting us a loan to
accomplish the removal.

My husband is currently under
treatment for leukemia so we will
be out of the area for the
next three months with short
trips back to Walnut Creek.

Therefore Jim Haro has agreed
to help us out. Please contact
me by July 1 if you have any
questions.

JIM Haro 935-1800

Richard & Jeanne Dodge
935-7119

Sincerely,

Jeanne Dodge

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)

June 1, 1989

Richard E. & Jeanne M. Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

RE: Underground tanks at 7400 Amador Valley Blvd., Dublin

Dear Mr. and Mrs. Dodge:

In a recent conversation with Mr. Gil Wistar of my staff, you indicated your intention to remove the underground tanks on the property shown above, prior to its development. You also requested a copy of Alameda County's closure plan, which is enclosed. Please note that state law requires underground storage tanks to be removed as soon as possible after their abandonment.

This office has sent you three notices of violation regarding the tanks on your property, dated June 3 and July 27, 1988, and April 25, 1989. Therefore, we will be looking for quick action on your part to remove the tanks properly. Section 25299 of the California Health and Safety Code specifies maximum civil penalties of \$5,000 per day for failure to close tanks as required, or for improper closure of tanks.

If you have any questions on this matter, please contact Gil Wistar, Hazardous Materials Specialist, at 271-4320.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Edgar B. Howell' followed by a flourish.

Rafat A. Shahid, Chief
Hazardous Materials Division

Enclosure

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division

5/23/89

Dear Mr. Wistor,

I'm writing regarding our property at 7400 Amador Valley Rd. in Dublin.

As per our conversation, we are in the process of getting bids to remove the gas tanks from the property. We're working with Shell Oil who had the property next door. They are sending a list of recommended companies.

We plan to develop the property so the tanks will definitely be removed.

1120 Walker Ave
Walnut Creek, Ca.
94596

Sincerely,
Janne Dodge
935-7119

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



Certified mailer # P 833 981 423

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

May 17, 1989

Ms. Diane Lundquist
Shell Oil Co.
1390 Willow Pass Rd.
P.O. Box 4023
Concord, CA 94520

**RE: Remediation plan at former Shell station, 7194 Village Pkwy.,
Dublin**

Dear Ms. Lundquist:

The Alameda County Department of Environmental Health, Hazardous Materials Division, has reviewed the remedial action plan prepared by Ensco Environmental Services for the site shown above. The Division has also discussed the plan and its implementation with the Regional Water Quality Control Board in Oakland. Based on this review and consultation, the Division accepts your general approach to groundwater remediation. Specific comments on the plan follow.

The groundwater extraction system must be designed to contain and capture all contamination that has migrated from the site. Therefore, the installation and operation of the supplemental recovery wells needed to accomplish this should take place as soon as possible after the remediation system goes on-line. The locations and number of additional wells should be based on a hydrologic analysis of the minimum total extraction rate required to capture the contaminant plume.

The remediation program should continue until dissolved benzene in every downgradient monitoring well stabilizes at a level below 0.7 ppb, which is this contaminant's DOHS action level in drinking water.

In addition, you will need to perform an effectiveness evaluation of all components of the remediation operation six months after system startup. The purpose of the evaluation will be to show that the system is doing what it was intended to do; the evaluation at a minimum should indicate whether:

- a. the capture zone is in fact adequate to contain the plume;

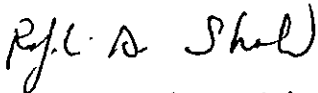
Ms. Diane Lundquist
May 17, 1989
Page 2 of 2

- b. dissolved hydrocarbons and BTEX levels are declining in groundwater beneath the site; and
- c. the air stripping system is removing contaminants from water in the manner and at the rate anticipated.

Monthly groundwater sampling and water level monitoring should continue uninterrupted until remediation is complete; quarterly progress reports summarizing this groundwater data, as well as remedial operations to date, will need to be submitted to this office and to the Water Board.

Should you have any questions about points raised in this letter, please contact Gil Wistar, Hazardous Materials Specialist, at 271-4320.

Sincerely,



Rafat A. Shahid, Chief
Hazardous Materials Division

RAS/GW

cc: Tom DeHollander, Dublin-San Ramon Services District
Howard Hatayama, DOHS
Sandra Lopez, BAAQMD
Victor Taugher, City of Dublin
John Turney, Ensco Environmental Services
Dyan Whyte, RWQCB

P 833 981 423

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
Street and No 7194V: 1199E Pkwy	
P O, State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

SENDER: Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery
↑(Extra charge)↑ ↑(Extra charge)↑ CW

3. Article Addressed to: Richard E. Dodge Jeanne M. Dodge 1120 Walker Ave. Walnut Creek, CA 94596	4. Article Number P 833 981 424 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature - Addressee X	8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X <i>Richard E. Dodge</i>	
7. Date of Delivery 5/25	

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified mailer #P 833 981 366

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

April 25, 1989

Richard E. & Jeanne M. Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

SECOND NOTICE OF VIOLATION

Dear Mr. and Mrs. Dodge:

On May 23, 1988, it was noted that your property at 7400 Amador Valley Blvd. in Dublin (presently operating as Dutch Pride Dairy), had underground storage tanks (USTs) that were not in use. These tanks had apparently held hazardous substances at one time, i.e., motor vehicle fuel. In accordance with the California Code of Regulations, Title 23, Chapter 3, Subchapter 16, you must perform one of the following actions:

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

You must notify this Department of your intentions, and to obtain the necessary instructions and forms, within 10 days. Having made the same request in two separate letters (June 3 and July 27, 1988), this office has received nothing from you thus far.

Please note that Section 25299(a) of the California Health and Safety Code states that any UST operator is liable for a civil penalty of up to \$5,000 per day for failing to properly close the tank, as required by Section 25298. Also, Section 25299(b) specifies the same penalty for abandonment or improper closure of any UST.

If you have any questions concerning this matter, please contact Gil Wistar, Hazardous Materials Specialist, at 271-4320.

Sincerely,

Rafat A. Shahid, Chief,
Hazardous Materials Division

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Agency

0 833 981 366

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

PS Form 3800, June 1985

Sent to	
Street and No	
P.O., State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Director



Certified Mailer #P 759 896 734
July 27, 1988

Telephone Number: (415) 271-4320

Richard E. & Jeanne M. Dodge
1120 Walker Ave.
Walnut Creek, CA 94596

NOTICE OF VIOLATION

Dear Mr. and Mrs. Dodge:

On May 23, 1988, it was noted that your property at 7400 Amador Valley Blvd. in Dublin, presently operating as Dutch Pride Dairy, had some underground storage tanks which were not in use. There was evidence that these tanks had previously held hazardous substances, i.e. motor vehicle fuel. 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
2. 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.

If you have any questions concerning this matter, please contact Thomas Peacock, at 271-4320.

Sincerely,

Rafat A. Shahid, Chief,
Hazardous Materials Division

RAS:tfp

cc: Gil Jensen, Alameda County District Attorney, Consumer and Environmental Protection

P 759 896 734

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to <i>Richard E.</i>	
Street and No	
P O, State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

SENDER: Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery
↑(Extra charge)↑ ↑(Extra charge)↑

<p>3. Article Addressed to:</p> <p>Richard E. & Jeanne Dodge 1120 Walker Ave. Walnut Creek CA 94596</p> <p>RE: 7400 Amador Valley Dublin</p>	<p>4. Article Number P 759 896 734</p> <p>Type of Service:</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD</p> <p><input type="checkbox"/> Express Mail</p>
<p>5. Signature - Addressee</p> <p>X <i>Jeanne Dodge</i></p>	<p>Always obtain signature of addressee or agent and DATE DELIVERED.</p>
<p>6. Signature - Agent</p> <p>X</p>	
<p>7. Date of Delivery</p> <p><i>7/29</i></p>	<p>8. Addressee's Address (ONLY if requested and fee paid)</p>

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Director



Certified Mailer #P 691 214 988

Telephone Number: (415) 271-4320

June 3, 1988

Mr. Dodge
1120 Walter Ave.
Walnut Creek, CA 94596

NOTICE OF VIOLATION

Dear Mr. Dodge:

On May 23, 1988, it was noted that your property at 7400 Amador Valley Blvd. in Dublin, presently operating as Dutch Pride Dairy, had some underground storage tanks which were not in use. There was evidence that these tanks had previously held hazardous substances, i.e. motor vehicle fuel. 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
2. 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.

If you have any questions concerning this matter, please contact Thomas Peacock, at 271-4320.

Sincerely,

Rafat A. Shahid, Chief,
Hazardous Materials Division

RAS:tfp

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection

P 691 214 988

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to <i>W. Prager</i>	
Street and No <i>1120 Walter Ave</i>	
P.O., State and ZIP Code <i>W.C. 94596</i>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

SENDER: Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery
↑(Extra charge)↑ ↑(Extra charge)↑

3. Article Addressed to: <p style="text-align: center;">MR. DODGE 1120 WALTER AVE. WALNUT CREEK, CA 94596</p>	4. Article Number <p style="text-align: center;">P 691 214 988</p> Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail
5. Signature — Addressee X	Always obtain signature of addressee or agent and DATE DELIVERED. 8. Addressee's Address (<i>ONLY if requested and fee paid</i>)
6. Signature — Agent X	
7. Date of Delivery	

WHITE - ENV. HEALTH
 YELLOW - FACILITY
 PINK - FILES

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

County Use Only
 [] Daily

Hazardous Material Inspection Form

Site ID# _____ Site Name Patch Pride Dairy Date: 5/23/88
 Site Address 7400 Anador Valley EPA ID# _____
 City, Zip Dublin 94568 Phone 928-5593

___ 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

The marked items represent violations of the Calif. Administrative Code (CAC) or the Health & Safety Code (HS&C)

1a. GENERATOR (Title 22)	
___ 1. Waste ID	66471
___ 2. EPA ID	66472
___ 3. > 90 days	66508
___ 4. Labels	66493
___ 5. Biennial	66492
Manifest	
___ 6. Records	66480
___ 7. Correct	66484
___ 8. Copy sent	66492
___ 9. Exception	66484
___ 10. Copies Rec'd	66492
Misc.	
___ 11. Treatment	66371
___ 12. On-site Disp. (H.S.&C.)	25189.5
___ 13. Ex Haz. Waste	66570
Prevention	
___ 14. Communication	67121
___ 15. Aisle Space	67124
___ 16. Local Authority	67126
___ 17. Maintenance	67120
___ 18. Training	67105
Contin. gency	
___ 19. Prepared	67140
___ 20. Name List	67141
___ 21. Copies	67141
___ 22. Emg. Coord. Tmg.	67144
Containers, Tanks	
___ 23. Condition	67241
___ 24. Compatibility	67242
___ 25. Maintenance	67243
___ 26. Inspection	67244
___ 27. Buffer Zone	67246
___ 28. Tank Inspection	67259
___ 29. Containment	67245
___ 30. Safe Storage	67261
___ 31. Freeboard	67257
1b. TRANSPORTER (Title 22)	
___ 32. Application	66428
___ 33. Insurance	66428
___ 34. Comp. Cert.	66448
___ 35. CHP Insp.	66448
___ 36. Containers	66485
Manifest	
___ 37. Vehicles	66465
___ 38. EPA ID #s	66531
___ 39. Correct	66541
___ 40. HW Delivery	66543
___ 41. Records	66544
Cont'rs	
___ 42. Name	66545
___ 43. Covers	66545
___ 44. Recyclables	66800

Comments:

You must either apply for permits for the underground tanks on your property at 7400 Anador Valley Blvd. Dublin.

or
 Apply for closure of the tanks through this Dept.
 Immediately

Owner
 Mr. Dodge
 1129 Walter Ave.
 Walnut Creek CA
 94596

Contact: Young Ogden
 Title: Owner
 Signature: [Signature]

Applied Time: _____
 Inspector: [Signature]
 Signature: [Signature]

Newman Realtors Escrow Dept.

AND WHEN RECORDED MAIL THIS DEED AND, UNLESS OTHERWISE SHOWN BELOW, MAIL TAX STATEMENTS TO:

7400 Amador Valley Blvd
Dublin

NAME Mr. & Mrs. Richard Dodge
ADDRESS c/o Newman Realtors
P.O. Box 4956,
CITY & STATE Walnut Creek, Ca. 94596
ZIP Attn: Harvey Smith

Title Order No. 16481 Escrow No. 4537

SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

The undersigned declares that the documentary transfer tax is \$ 110.00 and is
 computed on the full value of the interest or property conveyed, or is
 computed on the full value less the value of liens or encumbrances remaining thereon at the time of sale. The land,
tenements or realty is located in
 unincorporated area ~~city~~ Township of Pleasanton

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

JOHN WARMERDAM and LAURA WARMERDAM, his wife

hereby GRANT(S) to

RICHARD E. DODGE and JEANNE M. DODGE, his wife as joint tenants

the following described real property in the Township of Pleasanton
county of Alameda, state of California:

See description attached hereto and made a part hereof.

Dated April 4, 1978

John Warmerdam
John Warmerdam

Laura Warmerdam
Laura Warmerdam

STATE OF CALIFORNIA }
COUNTY OF Contra Costa } SS.
April 4, 1978

before me, the under-

LEASE

THIS LEASE executed in duplicate is made this 1st day of April, 1978, at Antioch, California, by and between RICHARD E. DODGE and JEANNE M. DODGE, of 1120 Walker Avenue, Walnut Creek, California, hereinafter called "Lessors", and JOHN WARMERDAM, of 3810 Delta Fair Boulevard, Antioch, California, hereinafter referred to as "Lessee".

IT IS AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. DESCRIPTION OF PREMISES: Lessors hereby lease to Lessee and Lessee hereby hires from Lessors that certain property with appurtenances as situated in the County of Alameda, State of California, and upon which the business known as "Dutch Pride Drive-In Dairy" is now located, and more commonly known as 7400 Amador Valley Boulevard, Dublin, California.
2. TERM OF LEASE: The term of this lease shall be for a period of nine (9) years commencing on April 1, 1978, and ending on March 31, 1987. The Lessee has the option to renew the lease for ^{two} additional ~~two~~ five year terms at the end of this lease. Rent to be negotiated between Lessors and Lessee.
3. RENT: For and during the term of this lease, Lessee shall pay to Lessors as rent for the leased premises the sum of \$1,000.00 per month without deduction or offset, at such place as may be designated by Lessor. Said sum shall be payable monthly in advance on the first day of each month, commencing April, 1978.

terms and conditions herein specified so far as applicable.

14. ASSIGNMENT OR SUBLETTING: Lessee shall not assign this lease, or any interest therein, and shall not sublet the said premises or any part thereof, or any right or privilege appurtenant thereto, or suffer any other person to occupy or use the said premises or any portion thereof without the written consent of Lessors first had and obtained, and a consent to one assignment, subletting, occupation or use by another person shall not be deemed to be a consent to any subsequent assignment, subletting, occupation, or use by another person. Any such assignment or subletting without such consent shall be void and shall, at the option of Lessors, terminate this lease. This lease shall not, nor shall any interest therein, be assignable as to the interest of Lessee by operation of law without the written consent of Lessors.

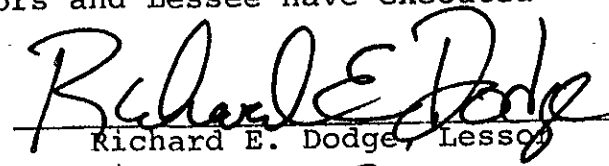
15. BINDING ON SUCCESSORS: The covenants and conditions contained herein shall, subject to the provisions as to assignment, apply to and bind the heirs, successors, executors, administrators, and assigns, of all the parties herein, and all of the parties hereto shall be jointly and severly liable hereunder.

16. TIME: Time is of the essence of this lease.

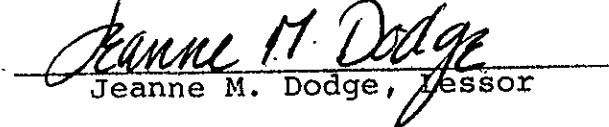
IN WITNESS WHEREOF, Lessors and Lessee have executed this lease on April 1, 1978.



JOHN WARMERDAM, Lessee



Richard E. Dodge, Lessor



Jeanne M. Dodge, Lessor

AFFIDAVIT OF PUBLICATION

---Fictitious-Business-Name-Statement-----

FILED

In the Matter of

JUL - 9 1976

---Dutch Pride Dairy-----

J. R. OLSSON, County Clerk
CONTRA COSTA COUNTY
By: S. Shaw Deputy

STATE OF CALIFORNIA, }
County of Contra Costa } ss.

-----Jackie S. Davidson-----

of said County, being duly sworn, deposes and says: THAT she is and at all times herein mentioned was a citizen of the United States of America, over the age of twenty-one years, and that she is not, nor was she at any of the times hereinafter named a party to, nor interested in the above entitled matter; that she is the PRINCIPAL CLERK OF THE PRINTER of the "ANTIOCH LEDGER", a newspaper of general circulation, printed and published in the City of Antioch, County of Contra Costa, State of California, and which newspaper is published for the dissemination of local and telegraphic news and intelligence of a general character, and which newspaper at all times here mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of Antioch, County of Contra Costa, State of California, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to: and which

Filed June 7, 1976
J.R. OLSSON,
County Clerk
Contra Costa County
By S. Shaw, Deputy
File No. 76-772
FICTITIOUS BUSINESS
NAME STATEMENT
The following person is doing
business as:
DUTCH PRIDE DAIRY
at
3810 Delta Fair Boulevard
Antioch, California 94509
JOHN WARMERDAM
2863 Grande Camino
Walnut Creek, Ca.
This business is conducted by a
limited partnership.
Signed:
John Warmerdam
This statement was filed with the
County Clerk of Contra Costa
County on date indicated by file