

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH

1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

StID 3768

September 13, 1995

Ms. Teresa Jensen
Bay Bank of Commerce
1500 Washington Ave
San Leandro, CA 94577-0095

RE: Well Decommission at 1453 1st Street, Livermore, CA

Dear Ms. Jensen:

This office and the S.F. 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 should be decommissioned, if they will no longer be monitored. Please notify this office upon completion of well destruction so a closure letter can be issued.

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

Sincerely,

eva chu
Hazardous Materials Specialist

cc: files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, Assistant Agency Director

StID 3768

December 15, 1994

Ms. Teresa Jensen
Bay Bank of Commerce
P.O. Box 950
San Leandro, CA 94577

ALAMEDA COUNTY CC4580
DEPT. OF ENVIRONMENTAL HEALTH
ENVIRONMENTAL PROTECTION DIVISION
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

RE: QMR for 1453 1st Street, Livermore 94550

Dear Ms. Jensen:

I have completed review the results of the recent quarterly monitoring event in October 1994. A complete report is due to this office by **December 30, 1994**. At this time, quarterly monitoring of the well should continue. Generally, data from four consecutive quarters is reviewed for possible site closure. Should the next two quarters indicate groundwater contains trace or non-detectable levels of petroleum hydrocarbons, I will review the case for site closure. The next sampling event should be in January 1995. Groundwater should be analyzed for TPH-G, TPH-D, TOG, and BTEX.

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

Sincerely,

eva chu
Hazardous Materials Specialist

cc: files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, Assistant Agency Director

StID 3768

September 7, 1994

Mr. Dennis Healy
74-075 El Paseo Ave, Suite A-15
P.O.Box 3366
Palm Desert, CA 92261-3366

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

RE: Continue Quarterly Monitoring at 1453 1st St, Livermore

Dear Mr. Healy:

I have just received and completed review of BT Associates' June 1994 Quarterly Groundwater Monitoring Well Sampling Report for the above referenced site. This sampling event did not detect any hydrocarbons sought. Unless ground water level drops below the screened interval, 28.5 to 48.5' bgs, you should continue with quarterly monitoring and sampling of the well, so that four consecutive quarters of data are available for review for final site closure. The next sampling event should be in September 1994.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'eva chu', written in a cursive style.

eva chu
Hazardous Materials Specialist

cc: Bruce Tsutsui, 31 Nightowl Ct, Richmond, CA 94803
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, Assistant Agency Director

StID 3768

August 23, 1994

Mr. Dennis Healy
74-075 El Paseo Ave, Suite A-15
P.O. Drawer 3366
Palm Desert, CA 92261-3366

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

SECOND NOTICE OF VIOLATION

Dear Mr. Healy:

On May 10, 1994, the Alameda County Department of Environmental Health, Hazardous Materials Division, sent you a letter requesting reinstatement of quarterly sampling of the onsite monitoring well and technical reports detailing the work performed in the investigation at **1453 1st Street, Livermore**. Sampling of the well was to have occurred no later than June 1994. As of the date of this letter, however, we have not received any communication from you on this matter, and that the work had been performed. Therefore, this letter constitutes a **Second Notice** that you are in violation of specific laws and that the technical report is due.

Failure to furnish technical reports regarding documented or potential groundwater contamination violates Section 13267(b) of the California Water Code. The Regional Water Quality Control Board (RWQCB) can impose civil penalties of up to \$1,000 per day that such a violation continues.

You are required to submit the technical reports for the site to this office **within 21 days** from the date of this letter, or by **September 15, 1994**. Failure to respond **will result in referral** of this case to the RWQCB or Alameda County District Attorney to consider for enforcement action. Modification of required tasks or extensions of stated deadlines must be confirmed in writing by either this agency or the RWQCB.

If you have any questions, I may be reached at (510) 567-6700.

eva chu
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney's Office
Paul Larsen, 1453 1st Street, Livermore 94550
files (healy.3)

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 3768

May 10, 1994

Mr. Dennis Healy
74-075 El Paseo Ave, Suite A-15
P.O. Drawer 3366
Palm Desert, CA 92261-3366

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

Subject: QMR at 1453 1st Street, Livermore 94550

Dear Mr. Healy:

This office is not in receipt of any quarterly monitoring reports since the sampling event in June 1993. Please be advised that 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.

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. The next sampling event should be no later than June 1994.

Please be advised that this is a formal request for technical reports pursuant to Title 23, CCR, Section 2722(c). Any extensions of the stated deadlines, or modifications of the required tasks, must be confirmed in writing by this agency.

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

eva chu
Hazardous Materials Specialist

cc: Paul Larsen, 1453 1st Street, Livermore 94550
files

healy.2

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



R01182

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 3768

September 23, 1993

Mr. Dennis Healy
74-075 El Paseo Ave., Suite A-15
P.O. Drawer 3366
Palm Desert, CA 92261-3366

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

**Subject: Quarterly Groundwater Monitoring at 1453 1st St.,
Livermore 94550**

Dear Mr. Healy:

I have completed review of BT Associates' August 8, 1993 Quarterly Groundwater Monitoring Well Sampling Report for the above referenced site. Laboratory analyses indicated low levels of total oil and grease in groundwater. At this time, continue with quarterly sampling of the well. After four consecutive quarters, the site will be re-evaluated to determine if additional investigation is needed.

Future technical reports should be submitted under seal of a California Registered Geologist, Certified Engineering Geologist, or Registered Civil Engineer. If you have any questions, please contact me at (510) 271-4530.

Sincerely,

eva chu
Hazardous Materials Specialist

cc: Bruce Tsutsui, 31 Nightowl Ct., Richmond, CA 94803
files

healy.1

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R01182

StID 3768

June 29, 1992

Estate of Gerald McPeak
c/o Dennis Healy
70-075 El Paseo Ave
Palm Desert, CA 92261-3366

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

Subject: Monitoring Reports for 1453 First Street, Livermore

Dear Mr. Healy:

This office has reviewed the file for the above referenced site. An underground storage tank (UST) was removed in April 1990. This tank had formerly stored waste oil. Analyses of soil samples collected at the time of closure confirmed an unauthorized release of petroleum products had occurred at this site. Further over-excavation of the UST pit in August 1990 removed most of the contaminated soil. A monitoring well was installed in July 1990. Groundwater sampling has been performed intermittently, in August 1990 and April 1991, revealing trace amounts of total petroleum hydrocarbons as diesel in groundwater underlying this site.

The last report received by this office is dated May 10, 1991. Title 23 of the California Code of Regulations, Section 2652(d), requires the owner or operator of an UST facility to submit reports every 3 months or at a more frequent interval as specified by the local agency or regional board until investigation and cleanup are complete. A subsequent conversation with your consultants, Uriah Inc., suggests that the monitoring well has been dry since July 1991. Still, a summary report documenting all work performed must be sent to this office within 45 days upon completion of field activities.

At this time you are directed to continue to monitor and sample the well on a quarterly basis if current groundwater conditions permit. Samples collected from the well shall be analyzed for TPH-G and TPH-D (total petroleum hydrocarbons as gasoline and diesel), oil and grease, and BTEX (benzene, toluene, ethylbenzene and xylene).

Please send all reports documenting work performed after May 1991 to this office within 15 days of the date of this letter.


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

Dennis Healy
1453 1st St., Livermore
June 29, 1992

Page 2

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

Sincerely,


for Scott O. Seery, CHMM
Senior Hazardous Materials Specialist

cc: Eddy So, RWQCB
Mark Thomson, Alameda County District Attorney's Office
Danielle Stefani, Livermore Fire Dept.
Robert Fuchs, Vintage Realty, 2205 4th St., Livermore 94550
files

McPeak

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R01182

March 22, 1991

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

Mr. Gerald E. McPeak
c/o Mr. Robert D. Fuchs
2205 Fourth St.
Livermore, CA 94550

RE: Site investigation status at 1453 First St., Livermore

Dear Mr. McPeak:

The Alameda County Department of Environmental Health, Hazardous Materials Division is charged with overseeing the site investigation at the above address, to make sure that groundwater is protected according to guidelines established by the San Francisco Bay Regional Water Quality Control Board. According to our files, contaminated soil from the removal of a waste oil tank has been excavated and left on-site. In addition, the hole was filled in with clean fill, and a monitoring well was installed to assess groundwater quality directly underneath the former tank area.

The last report on the site was dated August 29, 1990, and it appears that no further work has occurred since then. As the property owner, it is your responsibility to ensure that the monitoring well is sampled on a quarterly basis; as of the date of this letter, it has been over seven months since the last groundwater sample was taken. In addition, the stockpiled soil must be treated and/or disposed of legally; it cannot be abandoned on the lot.

Therefore, you are directed to have an appropriately trained professional collect a groundwater sample immediately from the monitoring well, and every 90 days henceforth. The samples must be analyzed at a state-certified lab, and include the following analyses:

TPH-G (method 5030);
TPH-D (method 3510);
oil & grease (method 5520 C&F);
BTEX (methods 602 or 624); and
metals (Cd, Cr, Pb, Zn, Ni).

If this well shows contamination has reached groundwater, additional monitoring wells may have to be installed.

In addition, please submit a proposal for the disposition of stockpiled soils from the former waste oil pit. The contaminants in this pile need to be characterized so that a rational decision can be

Mr. Gerald McPeak
March 22, 1991
Page 2 of 2

made regarding treatment or disposal options. This proposal is due in this office no later than April 8, 1991. A report on groundwater sampling is due no later than April 30, 1991. We are overseeing this site under the designated authority of the Regional Water Quality Control Board, and this letter constitutes a formal request for technical reports, per Sec. 13267(b) of the California Water Code. Failure to respond in a timely manner could result in civil liabilities under the Water Code of up to \$1,000 per day. Other violations of California law may also be cited.

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

Sincerely,

Gilbert M. Wistar

Gil Wistar
Hazardous Materials Specialist

cc: John Cummings, SCS Engineers (6761 Sierra Ct., Suite D, Dublin,
CA 94568)
Timothy B. Rien, Attorney-at-Law (197 South S St., Livermore,
CA 94550)
Howard Hatayama, DOHS
Danielle Stefani, Livermore Fire Dept.
Lester Feldman, San Francisco Bay RWQCB
Rafat Shahid, Asst. Agency Director, Environmental Health
files

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Certified Mailer # P 062 127 736

March 20, 1990

Mr. Bob Fuchs
Vintage Realty
2205 Fourth St.
Livermore, CA 94550

NOTICE OF VIOLATION

Dear Mr. Fuchs:

The Alameda County Department of Environmental Health, Hazardous Materials Division, responded to an anonymous citizen's complaint regarding the vacant property at 1453 First St. in Livermore. The complaint alleged illegal storage of hazardous materials/wastes, as well as contaminated groundwater in a nearby drinking water well. Upon inspecting the site, the Division found an underground storage tank that has apparently been used for the accumulation of waste oil. There is no record of this tank's being registered and permitted with this office; the fact that it is now not in use but still in the ground violates Sec. 25298 of the California Health and Safety Code, which specifically prohibits the abandonment of underground tanks. Therefore, this tank must be removed as soon as possible, according to procedures established by this office and the San Francisco Bay Regional Water Quality Control Board (RWQCB). Our underground tank closure forms and instructions are included with this letter.

In addition, the former Sunshine Outdoor Products site has a sump adjacent to the underground tank that contains a mixture of oil and water. This liquid, as well as any sludge at the bottom, must be removed from the sump and disposed of properly. If after cleaning out this sump it appears that fluids within it may have migrated through cracks to the soil below, then this soil will need to be sampled.

Inside the former repair garage, there is an unusual residue on the floor. This residue consists of a white to green precipitate and covers most of the floor. You are required to determine what this substance is, whether it is considered hazardous, and if it represents contamination of the subsurface.

Finally, on the parking lot at 1453 First St. there is one 55-gallon drum partly full of an unknown waste/material, and a rectangular oil dispenser that is open, rusting, and has some oily material in the

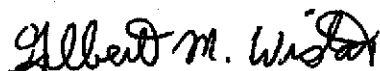
Mr. Bob Fuchs
March 20, 1990
Page 2 of 2

bottom. These containers violate labeling and storage provisions of Title 22 of the California Code of Regulations; the material in each of them must be identified and disposed of appropriately as soon as possible.

You will need the services of a professional consultant to handle these matters. Please submit a Plan of Correction addressing all of the above items to this office within 30 days, i.e., no later than **April 20, 1990**. This plan should consist of a comprehensive work proposal prepared by a consultant and accompanied by a cover letter signed by the property owner or agent indicating the owner or agent's commitment to following through with the work plan.

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

Sincerely,



Gil Wistar
Hazardous Materials Specialist

enc.

cc: Kent Madenwald, SCS Engineers (6761 Sierra Ct. #D, Dublin, CA 94568)
Randy Griffith, Livermore FD
Howard Hatayama, DOHS
Gil Jensen, Alameda County District Attorney, Consumer and Environmental Protection Division
Rafat A. Shahid, Asst. Agency Director, Environmental Health files