

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



P02431

March 15, 2006

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

Tejindar P. Singh
Owner/Operator
Dublin 76
6400 Dublin Boulevard
Dublin, California 94568

NOTICE OF VIOLATION

Re: Dublin 76, 6400 Dublin Boulevard, Dublin, CA 94568

Dear Mr. Singh:

A regulatory compliance inspection was performed at the subject facility on March 13, 2006. The purpose of the inspection was to determine compliance with conditions of the facility underground storage tank (UST) operating permit, as well as provisions of Title 23, California Code of Regulations (CCR) and California Health and Safety Code (HSC) Chapter 6.7.

The following issues are noted for your attention:

- The Designated Operator for Dublin 76 failed to train all facility employees responsible for the management of the USTs. The initial training by the Designated Operator took place in January 2005. However, the annual refresher training has not been provided as of the inspection date. The training is overdue by 60 days.
- The owner/operator of Dublin 76 is ultimately responsible for assuring that the Designated Operator meets all legal requirements. Additionally, the owner/operator responsible for the USTs at Dublin 76 is required to review the monthly reports to confirm that all required actions documented in the reports are taken in a timely manner. There is no evidence that the reports are being reviewed for content or accuracy. The reports were found to contain numerous errors and omissions.

You are in violation of provisions of the CCR and HSC, as follows:

CCR Sec. 2715(f) – By July 1, 2005, and every twelve months thereafter, the designated UST operator(s) shall train facility employees for which he or she is responsible in the proper operation and maintenance of the underground storage tank system. For facility

employees hired on or after July 1, 2005, the initial training shall be conducted within 30 days of the date of hire.

HSC Sec. 25299(a) provides for civil liabilities imposed on the tank operator of up to \$5000 per tank per day per violation for:

- (2) Violation of any applicable requirement of the permit
- (6) Violation of any applicable requirement of HSC Chapter 6.7, or regulation adopted by the board pursuant to Section 25299.3.

HSC Sec. 25299(b) provides for civil liabilities imposed on the tank owner of up to \$5000 per tank per day per violation for:

- (4) Violation of any applicable requirement of the permit issued for operation of the underground tank system
- (5) Violation of any applicable requirements of HSC Chapter 6.7, or regulation adopted by the board pursuant to Section 25299.3.

At this time, Dublin 76 is required to correct the UST system management issues identified in this Notice of Violation, namely:

- Ensure that the monthly Designated Operator reports are received and reviewed in a timely manner.
- Ensure that the Designated Operator properly trains and documents all facility employees' training.

Pursuant to HSC Sec. 25288(d), Dublin 76 is required to submit a *Plan of Correction* within 60 days. This plan shall document how Dublin 76 will manage the Designated Operator monthly reports and employee training. With the *Plan of Correction* Dublin 76 must certify, that the UST system is in full compliance with HSC Chapter 6.7 and UST regulations.

Please contact me at (510) 567-6781 should you have any questions about the content of this letter.

Sincerely,



Robert Weston
Sr. Hazardous Materials Specialist

Cc: Susan Hugo, Manager, ACDEH
Susan Torrence, Alameda County District Attorney's Office

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



06-26-02

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

RO0002431

June 24, 2002

Mr. Scott Hooton
BP Oil
295 SW 41st Street, Bldg 13, STE N
Renton, WA 98055

Mr. Dave DeWitt
Tosco
2000 Crow Canyon Pl., #400
San Ramon, CA 94583

RE: Quarterly Monitoring at 6400 Dublin Blvd., Dublin, CA

Dear Messrs. Hooton and DeWitt:

I have completed review of Alisto Engineering Group's May 2002 *Site Investigation Report* prepared for the above referenced site. In February 2002, four groundwater monitoring wells (MW-8 through MW-11) were installed at the site. The initial groundwater sampling event identified 1,800 ug/l TPHg and 2,550 ug/l MtBE in groundwater from well MW-11.

At this time, please continue with quarterly groundwater monitoring of all onsite wells. For the next sampling event, please analyze for ethanol, ether oxygenates, EDB, and 1,2-DCA using Method 8260, in addition to TPHg and BTEX.

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

email: Brady Nagle

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



06-26-02

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

RO0002431

June 24, 2002

Mr. Scott Hooton
BP Oil
295 SW 41st Street, Bldg 13, STE N
Renton, WA 98055

Mr. Dave DeWitt
Tosco
2000 Crow Canyon Pl., #400
San Ramon, CA 94583

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At this time, please continue with quarterly groundwater monitoring of all onsite wells. For the next sampling event, please analyze for ethanol, ether oxygenates, EDB, and 1,2-DCA using Method 8260, in addition to TPHg and BTEX.

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

eva chu
Hazardous Materials Specialist

email: Brady Nagle

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



01-25-02

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

RO0002431

January 25, 2002

Mr. Scott Hooton
BP Oil
295 SW 41st Street, Bldg 13, Suite N
Renton, WA 98055

RE: Work Plan Approval for Former BP No. 11120 at 6400 Dublin Blvd, Dublin

Dear Mr. Hooton:

I have completed review of Alisto Engineering Group's January 2002 *Work Plan for Site Investigation* prepared for the above referenced site. The proposal to install four groundwater monitoring wells at the site is acceptable. Be advised that former wells at the site were screened assuming that groundwater was under confined conditions. However, the boring logs did not suggest water was encountered in an obvious zone with a confining layer above. Please have at least one borehole advanced continuously to identify possible sand stringers or other permeable layers bearing water. Based on field observations, the well can then be screened appropriately.

Field work should commence within 45 days of the date of this letter. Please provide at least 72 hours advance notice of field activities. If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Dave DeWitt
Brady Nagle

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



01-11-02

RO0002431

January 10, 2002

Mr. Scott Hooton
BP Oil
295 S W 41st Street
Renton, WA 98055-4931

Mr. Dave DeWitt
Tosco
2000 Crow Canyon Pl, #400
San Ramon, CA 94583

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

SECOND NOTICE OF VIOLATION

Dear Messrs. Hooton and DeWitt:

On January 31 and again on October 17, 2000, the Alameda County Department of Environmental Health, Hazardous Materials Division, sent you letters (see enclosures) requesting a workplan for the installation of replacement groundwater monitoring wells to monitor the MTBE plume at **6400 Dublin Blvd., Dublin, CA**. As of the date of this letter, however, we have not received any communication from you on this matter. Therefore, this letter constitutes a **Second Notice** that you are in violation of specific laws and that the technical report is due.

According to Section 25298 of the California Health and 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 \$5,000, for each day of violation. Also, 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 report for the site to this office **within 45 days** from the date of this letter, or by **January 28, 2002**. Failure to respond may 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 can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

tosco11120-10b

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



01-11-02

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

RO0002431

January 10, 2002

Mr. Scott Hooton
BP Oil
295 S W 41st Street
Renton, WA 98055-4931

Mr. Dave DeWitt
Tosco
2000 Crow Canyon Pl, #400
San Ramon, CA 94583

RE: December 7, 2001 Letter Regarding 6400 Dublin Blvd, Dublin, CA

Dear Messrs. Hooton and DeWitt:

I am re-issuing and have included all current responsible parties (RPs) in the Notice of Violation issued in December 2001. Under California's UST laws, all parties named as RPs are jointly and severally liable for the investigation and cleanup at petroleum UST site.

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

eva chu
Hazardous Materials Specialist

attachment

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



12-10-01

RO0002431

December 7, 2001

Mr. Scott Hooton
BP Oil
295 S W 41st Street
Renton, WA 98055-4931

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

SECOND NOTICE OF VIOLATION

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You are required to submit the technical report for the site to this office **within 45 days** from the date of this letter, or by **January 28, 2002**. Failure to respond may 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 can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

email: Dave DeWitt

tosco11120-10

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700
(510) 337-9432

StID 2095/RO-2431

January 31, 2000

Mr. Dave DeWitt
Tosco Marketing Co.
2000 Crow Canyon Pl. #400
San Ramon, CA 94583

Mr. Scott Hooton
BP Oil Co.
295 S W 41st Street
Renton, WA 98055-4931

RE: **MTBE Delineation at Tosco #11120, 6400 Dublin Blvd., Dublin, CA**

Dear Messrs. DeWitt and Hooton:

This office has provided environmental regulatory oversight for the cleanup of leaking underground storage tanks (USTs) at the above referenced site since 1993. Soil and groundwater contamination was confirmed when groundwater monitoring wells were installed in October 1992. By April 1993 a total of seven groundwater monitoring wells were installed at the site.

Quarterly groundwater monitoring began in October 1992. TPHg and MTBE concentrations increased in well MW-3 in or about June 1994. Up to 18,000ppb TPHg and 37,000ppb MTBE have been detected in well MW-3. Four USTs and associated piping were removed in April 1996 and two new double-walled USTs were installed in a newly excavated pit.

Petroleum hydrocarbon concentrations in groundwater began to decrease after the old generation of USTs was removed. In October 1998, this office began review and recommended case closure for the site. In December 1998, the SF-RWQCB concurred with closure. The groundwater monitoring wells were decommissioned in February 1999 and this office issued a Remedial Action Completion Certification letter in March 1999.

Shortly after closure, this office received a final *Fourth Quarter 1998 Groundwater Monitoring* report for the sampling event that took place in December 1998. Groundwater from well MW-7 contained 16,000ppb MTBE.

A limited subsurface investigation was performed in May 1999 that confirmed the presence of elevated MTBE in groundwater (up to 22,000ppb MTBE near former well MW-7).

The subject site has been re-opened as an active LOP site. At this time, the extent of the MTBE plume must be delineated. A workplan for the installation of permanent groundwater monitoring wells is due to this office within 60 days of the date of this letter, or by **March 31, 2000**.

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



Sent 1/31/00

202431

StID 2095

January 31, 2000

Mr. Dave DeWitt
Tosco Marketing Co.
2000 Crow Canyon Pl. #400
San Ramon, CA 94583

Mr. Scott Hooton
BP Oil Co.
295 S W 41st Street
Renton, WA 98055-4931

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700
(510) 337-9432

RE: MTBE Delineation at Tosco #11120, 6400 Dublin Blvd., Dublin, CA

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The subject site has been re-opened as an active LOP site. At this time, the extent of the MTBE plume must be delineated. A workplan for the installation of permanent groundwater monitoring wells is due to this office within 60 days of the date of this letter, or by **March 31, 2000**.

Messrs. DeWitt and Hooton
re: 6400 Dublin Blvd., Dublin, CA
January 31, 2000
Page 2 of 2

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', with a long horizontal flourish extending to the right.

eva chu
Hazardous Materials Specialist

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



202888

~~202431~~ / 202888

ENVIRONMENTAL HEALTH SERVICES

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

StID 2095

December 28, 1998

Mr. Scott Hooton
BP Oil
295 SW 41st Street
Renton, WA 98055-4931

RE: Well Decommission at 6400 Dublin Blvd, Dublin, CA

Dear Mr. Hooton:

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 wells (MW-1 through MW-7) 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.

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

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R02888
R02431

ENVIRONMENTAL HEALTH SERVICES

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

May 12, 1998

ATTN: Sir Or Madam

Tosco Northwest Co
601 Union St #2500
Seattle WA 98101

RE: Project # 830B - Type I
at 6400 Dublin Blvd in Dublin 94568

Dear Property Owner/Designee:

Our records indicate the deposit/refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$429.22, payable to Alameda County, Environmental Health Services, within two weeks of receipt of this letter.

It is expected that the amount requested will allow the project to be completed with a zero balance. Otherwise, more money will be requested or any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently \$94 per hour.

Please be sure to write the following identifying information on your check:

- project #
- type of project and
- site address

(see RE: line above).

If you have any questions, please contact Amir Gholami at (510) 567-6876.

Sincerely,

Tom Peacock, Manager
Environmental Protection

c: files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO2888 (STID 2095)

✓ RO2431

~~RO2879~~

StID 2095

September 23, 1996

Mr. Scott Hooton
BP Oil
295 SW 41st Street, Suite N
Renton, WA 98055-4931

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

RE: Groundwater Sampling at 6400 Dublin Blvd, Dublin, CA

Dear Mr. Hooton:

In April 1996 four underground storage tanks (three gasoline and one waste oil tanks) at the above referenced site were removed and replaced with new USTs. Soil and grab groundwater samples were collected from the fuel tank excavation and from the waste oil tank excavation. Low levels of PCE were identified from a soil sample collected from the waste oil excavation. Also, low levels of semi-volatile organic compounds were identified in the two grab groundwater samples collected.

For the next sampling event, please include the analyses for chlorinated hydrocarbons and semi-volatile organic compounds from groundwater samples collected from wells MW-1 and MW-4.

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

eva chu
Hazardous Materials Specialist

c: Chester Bennett, Tosco, 2130 Professional Dr, #100, Roseville,
CA 95661-3738
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

R02431

June 26, 1995

Mr. Scott Hooton
BP Oil, Bldg 13, Suite N
295 SW 41st Street
Renton, WA 98055-4931

Alameda County Environmental Health Dept.
Environmental Protection Division
1131 Harbor Bay Parkway, Room 250
Alameda CA 94502-6577
(510) 567-6700

RE: BP Service Stations in Alameda County

Dear Mr. Hooton:

To date, many of the quarterly monitoring reports are being sent to our former address, and to the wrong case workers. For your information, the following sites are currently handled by me:

- (R0318) 1. BP Station #11126 at 1541 Park Street, Alameda,
- (R0281) 2. BP Station #11104 at 1716 Webster Street, Alameda,
- (R02431, R02888) 3. BP Station #11120 at 6400 Dublin Blvd, Dublin,
- (R0211) 4. BP Station #11116 at 7197 Village Pkwy, Dublin, and
- (R0403) 5. BP Station #11133 at 2220 98th Ave, Oakland.

Our "permanent" address is: 1131 Harbor Bay Parkway, Alameda, CA 94502-6577.

Hopefully, reports will be reached me in a more timely manner, now.

eva chu
Hazardous Materials Specialist

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RO 2888

✓RO2431

RAFAT A. SHAHID, Assistant Agency Director

StID 2095

August 31, 1994

Mr. Scott Hooton
BP Oil
295 SW 41st Street, Bldg 13, Ste N
Renton, WA 98055

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

RE: QMRs for BP Oil Station #11120, 6400 Dublin Blvd, Dublin
94568

Dear Mr. Hooton:

Our files show the most recent quarterly report of groundwater monitoring at the above referenced site to be dated April 1994, for the sampling event occurring in March 1994. As you are aware, 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.

Please continue to submit quarterly monitoring reports in a timely manner, **within 60 days after field work**. And, if quarterly monitoring has stopped, it must be reinstated immediately.

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.

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

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
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

DAVID J. KEARS AGENCY
~~XXXXXXXXXXXX~~ Agency Director



Department of Environmental Health
Hazardous Materials Division
80 Swan Way, Room 200
Oakland, CA 94621

R02888

✓ R02431

Certified mailer # P 833 981 249

~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXX~~
(415) 271-4320

March 16, 1989

Mr. Saleh Karaman
Karaman Service Center
6400 Dublin Blvd.
Dublin, CA 94568

Re: Failed precision test for Mobil station 10-L9M, 6400 Dublin
Blvd., Dublin

Dear Mr. Karaman:

The Alameda County Department of Environmental Health, Hazardous
Materials Division has received a report of a failed precision leak
test of two of the underground tanks at your facility. The test
was performed on January 11, 1989 by Paradiso Construction Co. of
Oakland.

To verify the loss of product demonstrated during the leak test,
you must re-test the two tanks that failed, within 30 days of the
date of this letter, and send the results to this office. The two
tanks are not to be used unless and until they pass a precision
test.

If you have any questions about underground tank regulations
administered by Alameda County, contact Gil Wistar, Hazardous
Materials Specialist, at 271-4320.

Sincerely,

Rafat A. Shahid, Chief
Hazardous Materials Division

cc: Mr. R. J. Edwards
Regional Environmental Manager
Mobil Oil
3800 W. Alameda Ave., Suite 700
Burbank, CA 91505-4331