

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

CERTIFIED MAIL # 7006 3450 0000 0503 3848

July 24, 2008

Mike Hester  
New Light Christian Center  
1841 Parker Street  
Berkeley, CA 94703-1919

Subject: Fuel Leak Case No. RO0002508 and Geotracker Global ID T06019741226, Rush Property Group 32<sup>nd</sup> Street / Precision Lofts, 1549 32<sup>nd</sup> Street, Oakland, CA 94608

Dear Mr. Hester:

Alameda County Environmental Health (ACEH) understands that Mr. Francis Rush with 2868 Hannah Street & Precision Lofts, LLC (Precision Lofts) and Mr. Dave DeMent with Environmental Risk Services Corp. (ERSC) have requested access to your property at 2851 Helen Street in Oakland to conduct a subsurface investigation. Mr. Rush and Mr. DeMent have informed ACEH that access has not been granted since you have not responded to their written request for access to your property. The purpose of this letter is to advise you in your decision regarding access.

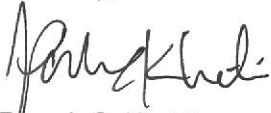
A suspected hydrocarbon release has occurred at the 1549 32<sup>nd</sup> Avenue property and has contaminated the soil and groundwater beneath the site. As the responsible party, Precision Lofts is required to investigate the extent of the release(s) and to clean up the contamination. These requirements are set by the State and this Agency provides local oversight for compliance with these laws. For this reason for Precision Lofts and ERSC (Precision Loft's Environmental Consultant) have requested access to determine the extent of the contamination that may be beneath your property and perform the cleanup as necessary, thereby complying with State law as required by this Agency.

ACEH encourages you to work with Precision Lofts and ERSC and agree upon the terms necessary (i.e. your signature on the access agreement) to allow them access to your property to conduct the subsurface investigation. If you decide to deny access or do not respond by the date specified below, and if the release does affect your property, then this Agency and the Regional Water Quality Control Board may hold you legally responsible for the contaminated condition of your property. You may then be required to conduct remedial investigation of the contamination at your own expense. Since the costs for such investigations are often high, allowing access to Precision Lofts and ERSC is clearly more reasonable. Please respond to the access request previously sent by Precision Lofts and Environmental Risk Services Corp. within thirty (30) days from the date of this letter (**August 25, 2008**).

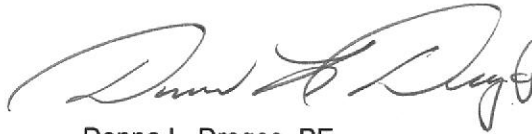
If you have any questions, please call me at (510) 777-2478 or send me an electronic mail message at [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org).

Mike Hester  
RO0002508  
July 24, 2008, Page 2

Sincerely,



Paresh C. Khatri  
Hazardous Materials Specialist



Donna L. Drogos, PE  
Supervising Hazardous Materials Specialist

cc: Francis Rush, 2868 Hannah Street & Precision Lofts, LLC, 655 3<sup>rd</sup> Street #3, Oakland, CA 94607  
Dave DeMent, Environmental Risk Services Corp., 1600 Riviera Avenue, Walnut Creek, CA 94596  
Adam Kaye, Market Holdings, LLC, 401 Roland Way, Suite 220, Oakland, CA 94621  
Ken Mifsud, Alameda County Office of the District Attorney (sent via electronic mail)  
Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA 94612-2032  
Donna Drogos, ACEH (sent via electronic mail)  
Paresh Khatri, ACEH (sent via electronic mail)  
File

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Mike Hester  
New Light Christian Center  
1841 Parker Street  
Berkeley, CA 94703**

2. Article Number  
(Transfer from service label)

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**COMPLETE THIS SECTION ON DELIVERY**

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 Addressee

B. Received by (Printed Name) C. Date of Delivery

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If YES, enter delivery address below:  No

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Return Receipt

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ALAMEDA COUNTY  
**HEALTH CARE SERVICES AGENCY**  
 Environmental Health Services Administration  
 1131 Harbor Bay Parkway, Suite 250  
 Alameda, CA 94502-6577



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**Mike Hester  
New Light Christian Center  
1841 Parker Street  
Berkeley, CA 94703**

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