

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



SENT
5-3-05

May 2, 2005

Mr. Andy and Mrs. Jean Hall
791 66th Ave.
Oakland, CA 94621-3713

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

Dear Mr. and Mrs. Hall:

Subject: Deposit for Oversight of Property at 1455 5th St., Oakland, CA 94607

Please submit a deposit of \$2000 payable to Alameda County Environmental Health Services so we may complete our regulatory oversight for the referenced site. It is expected this amount will allow for the completion of closure activities for the site. Any unused monies will be refunded to you or a designee.

The deposit/refund mechanism is authorized in Section 6.92.060 of the Alameda County Ordinance Code. Work on the project will be debited at the Ordinance specified rate, currently \$160/hr.

Please write the following information on your check.

- Type of project (site mitigation-SLIC)
- Site address (1455 5th St., Oakland, CA 94607)
- RO0002537

If you have any questions, please contact me at (510) 567-6765.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: files, D. Drogos, J. Jacobs/Finance

Dep1455 5th St 5_2_05

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



BWT
01-14-05

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

January 13, 2005

Mr. Andy and Ms. Jean Hall
791 66th Ave.
Oakland, CA 94607

Dear Mr. and Mrs. Hall:

Subject: Toxics Case No. RO0002537, 1455 5th St., Oakland, CA 94607

Alameda County Environmental Health staff has reviewed the January 5, 2005 Workplan for a Soil and Groundwater Assessment for the referenced site prepared by Aqua Science Engineers, ASE. The objective of this work is to satisfy the County's request for additional information, with the intention of obtaining site closure for unrestricted property use. Our office requests that the following technical comments be addressed when performing the proposed work.

TECHNICAL COMMENTS

1. Because of the uncertainty regarding historical site use and use locations, we request that two additional borings be advanced in addition to the two proposed in your work plan. We have attached a copy of Figure 2, indicating the recommended locations for the two other borings.
2. Because of the historical use of the site being vehicle service and/or machine shop we request that soil and groundwater samples be tested for the waste oil UST leak constituents ie TPH as gasoline, TPH as diesel, oil and grease, BTEX, chlorinated solvents, MTBE, EDB, EDC, semi-volatiles and the CAM 17 metals. Soil samples should be analyzed based upon indication of contamination and in the absence of evidence of contamination, taken from the capillary zone. Soil samples must be below the initial excavation depth, if within the previously excavated area.
3. Please notify our office with 48 hours prior notice prior to conducting this work.

Please submit your technical investigation report within 60 days of completion of the work.

You may contact me at (510) 567-6765 should you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

Enclosure

C: B. Chan, D. Drogos, files
Mr. D. Allen, ASE, 208 West El Pintado Rd., Danville, CA 94526
Ms. Jean Hall, 277 Castle Hill Ranch Rd., Walnut Creek, CA 94595

1_13_05 1455 5thSt



NORTH

Approx. Scale
1" = 20'

BUILDING

BUILDING

RESIDENTIAL
BUILDING

RESIDENTIAL
BUILDING

FORMER
EXCAVATION
BOUNDARIES

GATE

ASPHALT

SIDEWALK

5TH STREET

LEGEND



PROPOSED GEOPROBE BORING

**PROPOSED SOIL
BORING LOCATION MAP**

VACANT PROPERTY
1455 5TH STREET
OAKLAND, CA

AQUA SCIENCE ENGINEERS | FIGURE 2

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

August 27, 2004

Mr. Andy and Ms. Jean Hall
791 66th Ave.
Oakland, CA 94607

Dear Mr. and Ms. Hall:

Subject: Toxics Case No. RO0002537, 1455 5th St., Oakland, CA 94607

Alameda County Environmental Health staff has reviewed the case file for the subject site including the August 3, 2004 ASE *Phase I Environmental Assessment Report* and determined that additional information is needed to progress toward case closure. Given the historic use of the site from the 1930s through 2001 as a vehicle service facility and/or machine shop, we request that you evaluate shallow groundwater for the presence of heavy metals and volatile organic compounds. In addition, given the lack of investigation for the presence of chemicals of concern (COC) in soil other than lead and the unknown location(s) of historic chemical activities our office will only be able to comment on the completeness of your investigation of lead once the requested work is performed.

Please submit a brief work plan to perform this work.

You may contact me at (510) 567-6765 should you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, D. Drogos, files
Mr. D. Allen, ASE, 208 West El Pintado Rd., Danville, CA 94526

8_27_04 ssl 1455 5th St.

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
4-22-04

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

April 22, 2004

Mr. Andy and Ms. Jean Hall
791 66th Ave.
Oakland, CA 94607

Dear Mr. and Ms. Hall:

Subject: Toxics Case No. RO0002537, 1455 5th St., Oakland, CA 94607

Alameda County Environmental Health staff has reviewed the case file for the subject site and determined that additional information is needed to progress toward case closure. We request that you evaluate shallow groundwater for the presence of soluble lead and mercury. These analytes were initially detected at levels of potential concern. In order to evaluate site closure for unrestricted land use, an appropriate groundwater sample should be collected and tested for these chemicals.

Please submit a brief work plan to perform this work.

You may contact me at (510) 567-6765 should you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, D. Drogos, files
Mr. D. Allen, ASE, 208 West El Pintado Rd., Danville, CA 94526

ssi 1455 5th St.

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



9-22-03

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

September 21, 2003

Mr. Andy and Mrs. Jean Hall
791 66th Ave.
Oakland, CA 94621-3713

Dear Mr. and Mrs. Hall:

Subject: Environmental Case No. RO0002537, 1455 5th St., Oakland, CA 94607

Alameda County Environmental Health staff has reviewed the case file for the referenced site including the Aqua Science Engineers (ASE) *August 8, 2003 Workplan for Excavation and Offsite Disposal of Lead-Bearing Soil*. The work plan proposes the excavation of specific areas of the property to defined depths and the collection and analysis of confirmation soil samples for lead. Our office concurs with the work plan, however, please observe the following technical comment when performing this work.

TECHNICAL COMMENT

1. The area of proposed excavation near former boring B-14 should be increased to a depth of 3' based upon prior analytical data.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, D. Drogos
Mr. Dave Allen, Aqua Science Engineers Inc., 208 W. El Pintado, Danville, CA 94526

Wpap1455 5thSt

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



05-08-03

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

May 8, 2003

Mr. Andy and Mrs. Jean Hall
791 66th Ave.
Oakland, CA 94621-3713

Dear Mr. and Mrs. Hall:

Subject: Deposit for Oversight of Property at 1455 5th St., Oakland, CA 94607

Please submit a deposit of \$2100 payable to Alameda County, Environmental Health Services so we may initiate our regulatory oversight for the referenced property. It is expected that the amount requested will allow the project to be completed with a zero balance. Otherwise, additional deposit will be requested or any unused monies will be refunded to you or a designee.

The deposit/refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on the project will be debited at the Ordinance specified rate, currently \$105 per hour.

Please be sure to write the following identifying information on your check or cover letter.

- Type of project (site mitigation-SLIC)
- Site address (1455 5th St., Oakland, CA 94607)
- RO0002537

If you have any questions, please contact me at (510) 567-6765.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, D. Drogos

Dep1455 5th St

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Director



Department of Environmental Health
Hazardous Materials Program
#80 Swan Way, Rm. 200
Oakland, CA 94621

R02538

Telephone Number: (415) 271-4320

Certified Mail #P 833 981 224

January 26, 1989

Clement Ave. Project
P.O. Box 8685
Emeryville, CA

Attn: Howard Goldenberg

Re: Final Notice of Violation

Dear Sir:

This letter serves as your final notice of violation for failure to comply with the requirements of the California Health and Safety Code.

As the property owner of 2235 Clement Ave. in Alameda you were made aware of the laws and regulations governing the monitoring and closure requirements for underground tanks on June 23, 1988. Since that contact, numerous attempts have been made by this office to assist you in gaining compliance. In addition to several telephone conversations where monitoring alternatives and closure requirements were discussed with yourself and employees of your management firm, forms for tank registration and tank closure were sent both to yourself and Barbara Spaldy on June 23, and November 8, 1988.

On December 8, 1988 this office was contacted by your attorney, Mr. Fred Howell. The status of the underground tank and responsibility for the tank were discussed. Mr. Howell was informed that January 1989 would be the deadline for an adequate response to the concerns of Alameda County. To date, no response has been received by this office that indicates an acceptance of responsibility or a course of action involving the underground tank.

You are again made aware of the code sections the responsible party is in violation of:

California Health and Safety Code, Section 25284, which states, no person shall own or operate an underground storage tank unless a permit for it's operation has been issued by the local agency to the owner.

Clement Ave. Project
January 26, 1989
Page 2

California Health and Safety Code, Section 25299 (a1,2,5), which states, any operator of an underground storage tank is liable for a civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000) per day for operating an underground storage tank which has not been issued a permit, or fails to monitor the underground storage tank, or fails to properly close an underground storage tank.

California Health and Safety Code, section 25299 (b1,3,4), which states, any owner of an underground storage tank is liable for a civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000) per day for failing to obtain a permit, for abandoning or improperly closing any underground tank, or for knowing failure to take reasonable and necessary steps to assure compliance with this chapter by the operator of an underground tank.

It has become apparent to this office that legal action against your facility will be required to gain compliance. The Alameda County District Attorney's Office has been so notified, and they have been requested to open a file on this facility.

You are requested to respond to this office with a report on the status of the underground tank at your facility within ten days from the above letter date.

If you have any questions concerning the contents of this letter please contact Hazardous Materials Specialist, Ariu Levi. Mr. Levi can be reached at 271-4320.

Sincerely,


Rafat Shahid, Chief,
Hazardous Materials Program

cc: Lisa McCann, RWQCB
Dwight Hoenig, SDOHS
Roger Abendroth, Reliance Sheet and Strip
Gil Jensen, Alameda County District Attorney's Office
Consumer and Environmental Protection
Capt. Helms, Alameda Fire Dept.

ALAMEDA COUNTY
HEALTH CARE SERVICES

DAVID J. KEARS AGENCY
~~DAVID J. KEARS~~, Director



Department of Environmental Health
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621

R02538

Telephone Number: (415) 271-4320

January 26, 1989

Certified Mail #P 833 981 223

Reliance Sheet & Strip Co.
2235 Clement Ave.
Alameda, CA 94501

Attn: Roger Abendroth

Re: Final Notice of Violation

Dear Sir:

This letter serves as your final notice of violation for failure to comply with the requirements of the California Health and Safety Code.

Your facility was made aware of the laws and regulations governing the monitoring and closure requirements for underground tanks on June 14, 1988. Since that contact, numerous attempts were made by this office to assist you in gaining compliance. In addition to several telephone conversations with yourself and the attorney for Reliance Sheet and Strip, your facility was visited by Hazardous Materials Specialist, Ariu Levi. The appropriate forms for tank permitting or closure and removal were sent to representatives of the property owners on June 23, and November 8, 1988.

On November 30, 1988 this office was contacted by your attorney, Steve Denebeim, and informed that a decision concerning the status of the underground tank would be reached within two weeks. To date, no response has been received by this office that indicates an acceptance of responsibility or a course of action involving the underground tank.

You are again made aware of the code sections you are in violation of:

California Health and Safety Code, Section 25284, which states, no person shall own or operate an underground storage tanks unless a permit for it's operation has been issued by the local agency to the owner.

California Health and Safety Code, Section 25299 (a1,2,5), which states, any operator of an underground storage tank is liable for a civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000) per day for operating an underground storage tank which has not been issued a permit, or fails to monitor the underground storage tank, or fails to properly close an underground storage tank.

Reliance Sheet & Strip
January 26, 1989
Page 2

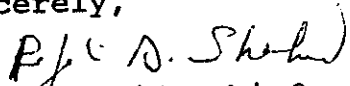
California Health and Safety Code, Section 25299 (b1,3,4), which states, any owner of an underground storage tank is liable for a civil penalty of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5,000) per day for failing to obtain a permit, for abandoning or improperly closing any underground tank, or for knowing failure to take reasonable and necessary steps to assure compliance with this chapter by the operator of an underground tank.

It has become apparent to this office that legal action against your facility will be required to gain compliance. The Consumer and Environmental Protection Division of the Alameda County District Attorney's Office has been so notified, and they have been requested to open a file for this facility.

You are requested to respond to this office with a report on the status of the underground tank at your facility within ten days from the above letter date.

If you have any questions concerning the contents of this letter please contact Hazardous Materials Specialist, Ariu Levi. Mr. Levi can be reached at 271-4320.

Sincerely,


Rafat Shahid, Chief,
Hazardous Materials Program

cc: Lisa McCann, RWQCB
Dwight Hoenig, SDOHS
Howard Goldenberg, Clement Ave. Project
Gil Jensen, Alameda County District Attorney's Office
Consumer and Environmental Protection
Capt. Helms, Alameda Fire Dept.