



COUNTY OF ALAMEDA  
PUBLIC WORKS AGENCY  
399 Elmhurst Street • Hayward, CA 94544-1395  
(510) 670-5480

RECEIVED

November 10, 2008

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ENVIRONMENTAL HEALTH SERVICES

Francis Rush  
Rush Property  
2200 Adeline Street, Suite 350  
Oakland, CA 94607

RE: Improperly Constructed Well (Boring B-2)-Fuel Leak Case No. RO0002562 and Geo Tracker Global ID T0600194544, Rush Property 28<sup>th</sup> Street, 1173 28<sup>th</sup> Street, Oakland, CA 94608

Dear Mr. Rush:

We received a letter dated October 31, 2008 from the Alameda County Environmental Health Services (ACEH) which states that B-2 (boring) was constructed as a well and is improperly constructed. Our records also do not show B-2 as a well. This is a violation of the County Well Standards.

**Alameda County, Water Well Ordinance, Chapter 6.88.070 Enforcement, Section D. States:**

**D. Penalty.** Any person who does any work for which a permit is required by this chapter and who fails to obtain a permit shall be guilty of a misdemeanor punishable by fine not exceeding five hundred dollars (\$500.00) or by imprisonment not exceeding six months, or by both such fine and imprisonment, and such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any such violation is committed, continued, or permitted, and shall be subject to the same punishment as for the original offense. (Prior gen. Code § 3-160.6)

Please have your consultant firm contact our office and have well B-2 destroyed or re-drilled into a well through the permit process to meet the County and State Well Standards.

Please contact me within 10 working days to resolve this issue or this will become an enforcement action.

You can contact me at 510-670-6633.

Sincerely

James Yoo  
Environmental Compliance Specialist  
Water Resources Section

JY:

P.2

Rush Property 28<sup>th</sup> Street, 1173 28<sup>th</sup> Street, Oakland, CA 94608

Cc: Paresh C. Khatri, ACEH, 1131 Harbor Bay Parkway, Suite 250, Alameda CA 94502-6577  
Donna L. Drogos, P.E., ACEH, 1131 Harbor Bay Parkway, Suite 250, Alameda CA 94502-6577  
Leroy Griffin, Oakland Fire Dept, 250 Frank H. Ogawa Plaza, Ste. 3341 Oakland, CA 94612-2032

Jim Gribi, Gribi Associates, 1090 Adams Street, Suite K, Benicia, CA 94510