

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY  
DAVID J. KEARS, Agency Director

Certified Mail #: 7002 2030 0006 9574 1341

April 28, 2008

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

**NOTICE OF RESPONSIBILITY**

**Site Name & Address:**

**PACIFIC PIPE COMPANY  
1685 24TH ST  
OAKLAND, CA 94607**

**Local ID: RO0002568  
Related ID: NA  
RWQCB ID: NA  
Global ID: T06019758726**

**Responsible Party:**

**JABARI HERBERT  
CAPITAL STONE GROUP  
1485 8TH STREET  
OAKLAND CA 94607**

**Date First Reported: 4/11/2003**

**Substance: 12034,8,8006619 Multiple Releases**

**Funding for Oversight: LOPS - LOP State Fund**

**Multiple RPs?: Yes**

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified PACIFIC PIPE CO as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5650.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker KHATRI, PARESH, at this office at (510)777-2478 if you have questions regarding your site.

  
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ARIU LEVI, Director  
Contract Project Director

Date: 4/29/08

Action: Add  
Reason:

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

April 28, 2008

**Site Name & Address:**

**PACIFIC PIPE COMPANY**  
**1685 24TH ST**  
**OAKLAND, CA 94607**

**Local ID: RO0002568**  
**Related ID: NA**  
**RWQCB ID: NA**  
**Global ID: T06019758726**

**All Responsible Parties**

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**RP has been named a Primary RP - VICTOR IVRY**

**PACIFIC PIPE CO**

29 BROOKSIDE RD | ORINDA, CA 94563 | Phone No Phone Number Listed

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**RP has been named a RP - JABARI HERBERT**

**CAPITAL STONE GROUP**

1485 8TH STREET | OAKLAND, CA 94607 | Phone No Phone Number Listed

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**Responsible Party Identification Background**

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

April 28, 2008

## Responsible Party Identification

### Existence of Unauthorized Release

Three 1000-gallon, two 8000-gallon, and two 7500-gallon underground fuel storage tanks (UST) were removed from the site in April 1987. In August 2002, analyses of shallow groundwater samples from six borings drilled in the vicinity of the tanks had reported concentrations of gasoline constituents and diesel range hydrocarbons. In June 2004, analyses of shallow groundwater samples from eight borings, three drilled at the locations of former USTs and five drilled in close proximity of suspected UST locations, had reported concentrations of gasoline constituents and diesel range hydrocarbons.

### Responsible Party Identification

Pacific Pipe Company owned the property from circa 1940 till May 15, 2006. Pacific Pipe Company is a responsible party because it owned the USTs (definition 1), formerly owned the property where an unauthorized release occurred (definition 3), and had control over the USTs at the time of or following the unauthorized release (definition 4).

Capitol Stone Group, LLC, purchased the property on May 15, 2006. Capitol Stone Group, LLC is a responsible party because it owns the property where an unauthorized release occurred (definition 3).

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<b>JABARI HERBERT</b>	
<b>CAPITAL STONE GROUP</b>	
<b>1485 8<sup>TH</sup> STREET</b>	
<b>OAKLAND, CA 94607</b>	
PS Form 3800, June 2002	
See Reverse for Instructions	

Sent To  
Street, Apt. No.  
or PO Box No.  
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