



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

July 30, 2010

Mr. Melvin Siegel (*Sent via E-mail to: [melvin.siegel@saralee.com](mailto:melvin.siegel@saralee.com)*)  
Environmental Manager  
Earthgrains Baking Companies, Inc.  
955 Kennedy Street  
Oakland, CA 94606

Subject: Corrective Action Plan For Fuel Leak Case No. RO0002569 and GeoTracker Global ID T0600177342, Earthgrains Baking Company, Inc., 955 Kennedy Street, Oakland, California, 94606

Dear Mr. Siegel:

Thank you for the recently submitted document entitled, "Feasibility Study/Corrective Action Plan," dated July 20, 2010, which was prepared by PSC Industrial Outsourcing, LP (PSC) for the subject site. Alameda County Environmental Health (ACEH) staff has reviewed the case file including the above-mentioned work plan for the above-referenced site. PSC has proposed dewatering and excavation of the former UST excavation as the most cost-effective remediation alternative for the site.

The remediation alternative presented in the above-mentioned Feasibility Study/Corrective Action Plan (FS/CAP) is acceptable provided that the technical comments presented below are incorporated into the Final CAP. Please note that public participation is a requirement for the CAP process. Therefore, ACEH will notify potentially affected stakeholders who live or own property in the surrounding area of the proposed remediation described in the CAP through mailing of a fact sheet (enclosed). Public comments on the proposed remediation will be accepted for a period of thirty days beginning Friday, July 30, 2010, through Monday, August, 30, 2010. Following the public comment period, the comments received, including ACEH's technical comments described below, must be addressed and incorporated into a Final CAP.

### **TECHNICAL COMMENTS**

1. **Truck Wash Dismantling, Oil Water/Separator Removal & Excavation** – In addition to dewatering and excavating impacted soil in the vicinity of the former USTs, PSC also proposes to demolish the Truck wash, remove the oil/water separator, and excavate impacted soil beneath the structure. Please note that although the remediation of impacted soil may be necessary to achieve cleanup goals and ultimately achieve case closure, the

costs associated with the remediation of non-UST related unauthorized release(s) at the site may not be fully reimbursed from UST Cleanup Fund.

### **TECHNICAL REPORT REQUEST**

Please submit technical reports to ACEH (Attention: Paresh Khatri), according to the following schedule:

- **August 30, 2010** – End of 30-day Public Participation Period
- **September 13, 2010** – Submit Final CAP, if comments are received
- **Due within 30 Days of Sampling** – Quarterly Remediation Report (4<sup>th</sup> Quarter 2010)
- **Due within 30 Days of Sampling** – Quarterly Remediation Report (1<sup>st</sup> Quarter 2011)
- **Due within 30 Days of Sampling** – Quarterly Remediation Report (2<sup>nd</sup> Quarter 2011)
- **Due within 30 Days of Sampling** – Quarterly Remediation Report (3<sup>rd</sup> Quarter 2011)

Thank you for your cooperation. Should you have any questions or concerns regarding this correspondence or your case, please call me at (510) 777-2478 or send me an electronic mail message at [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org).

Sincerely,

Paresh C. Khatri  
Hazardous Materials Specialist

Enclosure: Public Participation Fact Sheet  
List of Fact Sheet Recipients  
Responsible Party(ies) Legal Requirements/Obligations  
ACEH Electronic Report Upload (ftp) Instructions

cc: John Carrow, PSC Environmental Services, 210 West Sand Bank Road, Columbia, Illinois, 62236 (Sent via E-mail to: [JCarrow@pscnow.com](mailto:JCarrow@pscnow.com))  
Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA 94612-2032 (Sent via E-mail to: [lgriffin@oaklandnet.com](mailto:lgriffin@oaklandnet.com))  
Donna Drogos, ACEH (Sent via E-mail to: [donna.drogos@acgov.org](mailto:donna.drogos@acgov.org))  
Paresh Khatri, ACEH (Sent via E-mail to: [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org))  
GeoTracker  
File



## FACT SHEET ON ENVIRONMENTAL ASSESSMENT

**Earthgrains Baking Company**  
955 Kennedy Street, Oakland, CA 94606  
Fuel Leak Case No. RO0002569 and  
GeoTracker Global ID T0600177342

ENVIRONMENTAL HEALTH DEPARTMENT  
ENVIRONMENTAL PROTECTION  
1131 Harbor Bay Parkway, Suite 250  
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FAX (510) 337-9335

### Site Remediation Summary

This fact sheet has been prepared to inform community members and other interested stakeholders regarding the status of the soil and groundwater cleanup at the Earthgrains Bakery site located at 955 Kennedy Street, in Oakland, California. Earthgrains Baking Companies, Inc. (Earthgrains) is the lead responsible party for the case and their environmental consultant is PSC Industrial Outsourcing, LP (PSC). Eight underground storage tank (UST) systems operated at the site from 1967 to 2005.

### Site Background

The Site is bounded by Dennison Street to the north, Frederick Street to the south, Kennedy Street to the east, and King Street to the west. Surrounding properties to the north, south, and west of the site are mainly industrial and commercial businesses. Interstate 880 is located east of Kennedy Street. The site occupies approximately five acres of commercial property in Oakland, California. Earthgrains owns and operates a 105,000 square-foot plant consisting of a bakery, product distribution center, and thrift store at the site. The entire site is covered with building structures, asphalt, or concrete pavement. A stand-alone truck wash building is located west of the plant and a former truck maintenance garage was located in the northwestern corner of the site. The Earthgrains facility (formerly Kilpatrick's Bakeries, Inc.) was constructed in the late 1960s and has operated as a bakery and product distribution center. Earthgrains installed and operated eight UST systems at the site from 1967 to 2005 for fleet operations and back-up oven fuel storage.

### Site Investigations

Alameda County Environmental Health (ACEH), the local regulatory agency, oversees investigation and cleanup activities at the site. From 2003 to 2009, soil and groundwater investigations were completed at the site. These

investigations characterized the hydrogeology, subsurface conditions, and the nature, extent, and fate of the petroleum contamination, primarily diesel fuel.

### Remediation Alternative: Dewatering, Excavation & Disposal

Dewatering and excavation is proposed to remediate the shallow soil and groundwater at the site using conventional earth moving equipment. Contaminated groundwater will be pumped from dewatering wells and disposed of off-site. Clean backfill material would be imported as necessary to restore the desired final site grade. This method is effective because it would remove contaminated soil and groundwater, which would be confirmed by soil and groundwater sampling and analysis.

### Next Step

Earthgrains is working with ACEH to implement a soil and groundwater cleanup at the site. The proposed alternative is described in a report prepared by PSC on behalf of Earthgrains: "Feasibility Study / Corrective Action Plan," dated July 16, 2010. The public is invited to review and comment on the cleanup action proposed in the Report. The report and case file are available for review on ACEH's website (<http://www.acgov.org/aceh/lop/ust.htm>) or the State Water Resources Control Board's GeoTracker website (<http://www.geotracker.waterboards.ca.gov/>). The case file is also available for review on-line at the ACEH located at 1131 Harbor Bay Parkway in Alameda, California. Please send a fax to 510-337-9335 to request a date and time to review the case file. Please send written comments regarding the proposed action to Paresh Khatri at the address below. All written comments received by **August 30, 2010** will be forwarded to the Responsible Party and will be considered and responded to prior to a final determination on the proposed cleanup action.

*For Additional information, please contact:*

Paresh Khatri  
Alameda County Environmental Health  
1131 Harbor Bay Parkway, Ste 250  
Alameda, CA 94502  
Phone: 510-777-2478  
E-mail: Paresh.Khatri@acgov.org

John Carrow  
PSC Industrial Outsourcing, LP  
210 West Sand Bank Road  
Columbia, IL 62236-1044  
Phone: 618-792-2468  
E-mail: JCarrow@pscnow.com



# FACT SHEET ON ENVIRONMENTAL ASSESSMENT

## Earthgrains Baking Company

955 Kennedy Street, Oakland, CA 94606

Fuel Leak Case No. RO0002569 and

GeoTracker Global ID T0600177342

Page 2 of 2



RO0002569

List of Recipients

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CONLEY FAMILY LP  
PO BOX 24333  
OAKLAND CA 94623

RESIDENT  
845 KENNEDY ST  
OAKLAND CA 94606

CONLEY FAMILY LP  
PO BOX 24333  
OAKLAND CA 94623

RESIDENT  
837 KENNEDY ST  
OAKLAND CA 94606

COTTONMILL PROPERTIES LLC  
2228 LIVINGSTON ST  
OAKLAND CA 94606

RESIDENT  
2211 FREDERICK ST  
OAKLAND CA 94606

EAST BAY MUNICIPAL UTILITY DISTRICT  
375 11TH ST  
OAKLAND CA 94607

RESIDENT  
2105 FREDERICK ST  
OAKLAND CA 94606

KENNEDY STREET INVESTMENT CO ETAL &  
HORNSTEIN ETAL  
50 CALIFORNIA ST #1500  
SAN FRANCISCO CA 94111

RESIDENT  
955 KENNEDY ST  
OAKLAND CA 94606

KENNEDY STREET LLC  
1350 BAYSHORE HWY #900  
BURLINGAME CA 94010

RESIDENT  
909 KING ST  
OAKLAND CA 94606

KILPATRICKS BAKERIES  
111 CORPORATE OFF DR #200  
EARTH CITY MO 63045

RESIDENT  
1905 DENNISON ST  
OAKLAND CA 94606

KILPATRICKS BAKERIES  
PO BOX 2093  
OAKLAND CA 94604

RESIDENT  
2135 FREDERICK ST  
OAKLAND CA 94606

LAZARUS WAYNE TR  
101 DRAKE MEWS  
SONOMA CA 95476

RESIDENT  
901 KING ST  
OAKLAND CA 94606

MCENTEE BRENDAN J & SUSAN H  
2109 FREDERICK ST  
OAKLAND CA 94606

ROCHA GUADALUPE TR  
909 KING ST  
OAKLAND CA 94606

PRESLEY PROPERTIES LLC & CRAIG JOHN N &  
PETER ETAL  
1721 BROADWAY #202  
OAKLAND CA 94612

SHELDON CECILIA C TR  
825 KENNEDY ST  
OAKLAND CA 94606

RESIDENT  
2100 DENNISON ST  
OAKLAND CA 94606

WAREHOUSE INVESTMENT CO  
303 2ND ST #950N  
SAN FRANCISCO CA 94107

RESIDENT  
1026 COTTON ST  
OAKLAND CA 94606

ZERULL BRENT K TR  
233 BAYVIEW DR  
SAN RAFAEL CA 94901

## Responsible Party(ies) Legal Requirements/Obligations

### REPORT REQUESTS

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

### ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) GeoTracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and [other](#) data to the GeoTracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website for more information on these requirements ([http://www.swrcb.ca.gov/ust/electronic\\_submittal/report\\_rqmts.shtml](http://www.swrcb.ca.gov/ust/electronic_submittal/report_rqmts.shtml)).

### PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

### PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

### UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

### AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.



<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)</b>	<b>REVISION DATE:</b> July 20, 2010
	<b>ISSUE DATE:</b> July 5, 2005
	<b>PREVIOUS REVISIONS:</b> October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010
<b>SECTION:</b> Miscellaneous Administrative Topics & Procedures	<b>SUBJECT:</b> Electronic Report Upload (ftp) Instructions

The Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities.

## REQUIREMENTS

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **Signature pages and perjury statements must be included and have either original or electronic signature.**
- **Do not password protect the document.** Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:  
RO#\_Report Name\_Year-Month-Date (e.g., RO#5555\_WorkPlan\_2005-06-14)

## Submission Instructions

- 1) Obtain User Name and Password:
  - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
    - i) Send an e-mail to [dehloptoxic@acgov.org](mailto:dehloptoxic@acgov.org)
  - b) In the subject line of your request, be sure to include **"ftp PASSWORD REQUEST"** and in the body of your request, include the **Contact Information, Site Addresses**, and the **Case Numbers (RO# available in Geotracker) you will be posting for.**
- 2) Upload Files to the ftp Site
  - a) Using Internet Explorer (IE4+), go to <ftp://alcoftp1.acgov.org>
    - (i) Note: Netscape, Safari, and Firefox browsers will not open the FTP site.
  - b) Click on Page located on the Command bar on upper right side of window, and then scroll down to Open FTP Site in Windows Explorer.
  - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
  - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
  - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
  - a) Send email to [dehloptoxic@acgov.org](mailto:dehloptoxic@acgov.org) notify us that you have placed a report on our ftp site.
  - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name @acgov.org. (e.g., firstname.lastname@acgov.org)
  - c) The subject line of the e-mail must start with the RO# followed by **Report Upload.** (e.g., Subject: RO1234 Report Upload) If site is a new case without an RO#, use the street address instead.
  - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.