

Chan, Barney, Env. Health

From: Farzad Sarabi - MyAvenue [farzad@myavenue.com]
Sent: Monday, July 17, 2006 10:50 AM
To: Chan, Barney, Env. Health
Subject: 21153 Foothill

~~0206 TMSL~~

July 17, 2006

Mr. Barney Chan
Alameda County Department of Environmental Health

Re: 21153 Foothill Blvd, Hayward, CA 94541

Dear Mr. Chan:

In 1991 your agency oversaw the removal of oil-contaminated soil from the above referenced property. A little more than a year later, your agency performed a follow-up site inspection, and we were told everything was OK.

We are currently in the process of getting a loan on this property, and this issue is the last item holding up the loan. The lender needs a closure letter from us before closing the loan. The original case officer didn't send us the closure letter. You can see more information about this case on the California EnviroStar database at the following link:

www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=01550003

I would be grateful if you would issue a closure letter for this case at your earliest convenience. You can mail it to the following address:

Discount Auto Sales
21153 Foothill Blvd.
Hayward, CA 94541

You can also fax it to me @ 415-479-7404, but please let me know ahead of time, so I can make sure the fax is ready. If you have any questions, please let me know. Thank you for your cooperation.

Sincerely,

Farzad Sarabi
Email: farzad@myavenue.com
Tel: 415-233-0745

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



7

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

July 17, 2006

Mr. Farzad Sarabi
Discount Auto Sale
21153 Foothill Blvd.
Hayward, CA 94541

Dear Mr. Sarabi:
Subject: SLIC Case # ~~0316692~~ 0316692, Discount Auto Sales, 21153 Foothill Blvd., Hayward, CA 94541

In order for ACEH to review reports for your site, we would require an oversight account for the above-referenced site. To set up your account, please send a check in the amount of \$6000.00 payable to Alameda County Environmental Health. Please send your check to the attention of our Finance Department.

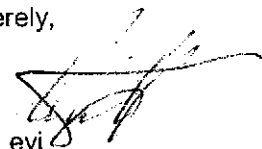
This initial deposit may or may not be sufficient to provide all necessary regulatory oversight. ACEH will deduct actual costs incurred based upon the hourly rate specified below. If these funds are insufficient, additional deposit will be requested. Otherwise, any unused monies will be refunded to you or your designee.

The deposit is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project is being debited at the Ordinance specified rate, currently \$166.00 per hour.

Please write "SLIC" (the type of project), the site address and the AR# 0316692 on your check.

If you have any questions, please contact me at (510) 567-6862.

Sincerely,



Ariu Levi
Division Chief

cc: D. Drogos, J. Jacobs, B. Chan

DISCOUNT AUTO SALES

21153 FOOTHILL BLVD.
HAYWARD, CA 94541
(415) 583-6610

91 JUL 16 AM 11:37

7/11/1991

Pamela J. Evans
Alameda County Health Care Services
Department of Environmental Health
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621

Re: Hazardous Waste Disposal at Discount Auto Sales

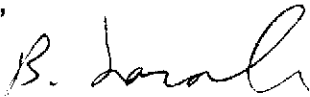
Dear Ms. Evans:

I am writing you in response to your letter dated June 26, 1991. In it, you requested information about our plans to dispose of apparently contaminated soil at our site. We have contacted Tank Protect Engineering to assist us in its removal, and this operation will be performed within the next thirty days.

We are no longer performing any activities that may generate hazardous wastes. We have even stopped changing any oil at this location.

If you have any questions, please contact me at 582-6610.

Sincerely,



Ben Sarabi

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

June 26, 1991

Ben Sarabi
Discount Auto Sales
21153 Foothill Blvd
Hayward CA 94541

RE: Hazardous Waste Disposal Practices at Discount Auto Sales

NOTICE OF VIOLATION

Dear Mr. Sarabi:

On March 26, 1991, I inspected your premises at the above address and noted the following violations of the Health and Safety Code of California and the California Code of Regulations:

1. Section 25189.5, HSC, and 66508 and 67243(a), CCR: Hazardous wastes were being stored improperly. Waste oil was being kept in open, unlabelled containers. Waste oil had been spilled onto soil along the back fence of the property. Auto parts containing waste oil were allowed to drain onto soil and asphalt. Used batteries were being stored in a open area where rain water could accumulate around them.
2. Section 66492, CCR: No records of hazardous waste disposal were being kept.
3. Section 66472, CCR: No EPA Identification Number has been obtained for your business. Due to your status as a generator of hazardous waste, you must obtain a Number. You may obtain an EPA Identification Number by contacting the California Department of Health Services.

On April 1, 1991 I returned to do a follow up inspection of your site. You stated that you had taken your waste oil and used batteries to the Davis Street Dump in San Leandro. You showed me a receipt that apparently had been printed by the dump, but which did not state the nature of the materials delivered to the dump. At that time, there were no longer any containers of automotive wastes being stored onsite. However, there remains soil contamination along the rear fence that must be investigated and remediated. You were instructed in the inspection report dated 4/1/91 to submit a written plan by April 30, 1991. To date, no plan of investigation and remediation has been received at this office.

Ben Sarabi
Discount Auto Sales
June 26, 1991
Page 2 of 2

Pursuant to Section 66328 (d) of the California Code of Regulations, you must submit to this office a written plan of correction for the improper disposal of waste oil which has resulted in soil contamination along the rear fence. This plan must include sampling as well as remediation or disposal steps that will be taken and must be submitted **no later than July 15, 1991**. You must also specify a timetable for your correction activities. I strongly recommend that you submit this plan of correction to this office before beginning work and that you notify me of any sampling activities at least 48 hours in advance so that I may be present.

You may contact me with any questions at 271-4320.

Sincerely,



Pamela J. Evans
Hazardous Materials Specialist

c: Gil Jensen, Alameda County District Attorney's Office

ALAMEDA COUNTY DEPARTMENT OF ENVIRONMENTAL HEALTH

VECTOR CONTROL SERVICES DISTRICT

MEMORANDUM

DATE: April 1, 1991
TO: Steve Szalay, County Administrator
FROM: Rafat Shahid, Asst. Agency Director
SUBJECT: Garbage complaint of Nina Collier
regarding property at 21153, 21155, 21157,
and 21159 Foothill Blvd.

In response to the garbage complaint of Nina Collier regarding the Auto Sales operation at 21153 Foothill and the residences at 21155, 21157 and 21159 Foothill Blvd., an investigation was made by Mr. James Juniell, Vector Control Officer, to determine the extent of the problems.

On March 21, 1991 it was observed that the storage of household garbage was satisfactory. However, there were accumulations of wastes as follows:

21153 Foothill Blvd.; Discount Auto Sales: rubbish, stove, auto parts, and waste oil throughout the car lot, rubbish in the bed of an abandoned inoperable truck.

21155-7 (Duplex); mattress, animal wastes from chained dog.

21159 (Single family residence): abandoned refrigerator, washer, animal wastes from 3 dogs in rear yard.

Owner was directed to correct the problems.

Follow up inspections on March 22nd and 28th, 1991, revealed that most problems were corrected except for the following:

- 1) Some old car parts still present on ground.
- 2) A small quantity of rubbish still existed on the ground.
- 3) Washing of automobiles which caused presence of "waste oil" to be flushed in front of the restaurant still continues.

Further followup is scheduled by April 5, 1991 to assure that compliance is obtained. This property will also be placed on a monthly routine surveillance schedule to assure that it remains clean.

The restaurant owner was contacted by Mr. Juniell on March 28, 1991. He was pleased with the progress made and thanked us for our efforts.

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Division Inspection Form

Site ID# _____ Site Name Discount Auto Sales Today's Date 4/1/91
 Site Address 2153 Foothill Blvd EPA ID# _____
 City Hayward Zip 94541 Phone 582-6610

MAX Amt. Stored > 500lbs/55g/200cf? **N**
 Hazardous Waste generated per month? _____

Inspection Categories:
 I. Haz. Mat/Waste **GENERATOR** TRANSPORTER
 II. Business Plans, Acute Hazardous Materials
 III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

IA GENERATOR (Title 22)		
	1. Waste ID	* 66471
	2. EPA ID	66472
	3. > 90 days	66508
	4. Label dates	66508
	5. Biennial	66493
Manifest	6. Records	66492
	7. Correct	66484
	8. Copy sent	66492
	9. Exception	66484
	10. Copies Rec'd	66492
Misc.	11. Treatment	66371
	12. On-site Disp. (H.S.&C.)	26189.5
	13. Ex Haz. Waste	66570
Prevention	14. Communications	67121
	15. Aisle Space	67124
	16. Local Authority	67126
	17. Maintenance	67120
	18. Training	67105
Compl. Agency	19. Prepared	67140
	20. Name List	67141
	21. Copies	67141
	22. Emg. Coord. Tmg.	67144
Containers, Tanks	23. Condition	67241
	24. Compatibility	67242
	25. Maintenance	67243
	26. Inspection	67244
	27. Buffer Zone	67246
	28. Tank Inspection	67259
	29. Containment	67245
	30. Safe Storage	67261
	31. Freeboard	67257

Comments:
 Follow up inspection: Last visit there were hazardous wastes being stored improperly on site
 ① waste oil was kept in open, unlabeled containers with no secondary containment
 ② used batteries were sitting outside on asphalt with no covering + in an area where rain water was accumulating
 ③ Auto parts were being stored directly on dirt or asphalt. Some of these parts had not been drained of fluids. Since then, owner of business has disposed of wastes as follows:
 ① Waste oil - (San Leandro) Davis St dump - according to owner - has nonspecific receipt from dump. Keep specific records of waste dispos.
 ② Batteries - Also went to Davis St dump, owner states. No specific receipts
 ③ Auto parts - Mostly removed from property, but are now being kept a block away in the back of a pickup *
 * There is oil soaked soil along rear fence where was oil was stored. This soil must be removed, disposed properly. Take confirmatory samples to establish that contamination is gone. Submit a written removal + sampling plan by April 30, 1991, prior to sampling.
 * Washing of cars creates run off that must not go into the storm drain. Car wash water has to be handled properly, or onsite car washing must cease.

IB TRANSPORTER (Title 22)		
	32. Applic./Insurance	66428
	33. Comp. Cert./CHP Insp.	66448
	34. Containers	66465
Manifest	35. Vehicles	66465
	36. EPA ID #s	66531
	37. Correct	66541
	38. HW Delivery	66543
	39. Records	66544
Cont'n	40. Name/ Covers	66545
	41. Recyclables	66800

Contact: Ben Sarabi
 Title: owner
 Signature: B. Sarabi

Inspector: _____
 Signature: Pamela J. Quana

* The parts in pickup have leaked onto asphalt. Drain auto parts before disposing.

onsite car washing must cease.

MEMORANDUM

TO: Ed Howell
FROM: Pam Evans
SUBJECT: 21153 Foothill Blvd., Hayward, Discount Auto Sales
DATE: 4/1/91

Today I reinspected Discount Auto Sales. On a previous inspection, dated 3/26/91, I noted violations of hazardous waste storage requirements. Discount Auto Sales was storing waste oil in open five gallon buckets, undrained engine parts were lying about the yard, and used batteries were sitting on the ground where rain water was accumulating. There was also oil soaked soil in the back of the property by the fence. This approximately 3' by 20' gravelled area had been the storage site for the waste oil buckets. The soil was stained, and there was a 2' by 3' foot puddle of waste oil in the south west corner of this section. The owner, Ben Sarabi, had no records for disposal of his hazardous wastes.

Since my last inspection, the owner had removed all waste oil, used batteries, and most of the engine parts from his property. Although Mr. Sarabi says he has taken his waste to facilities that can properly process them, his documentation of disposal is inadequate. We discussed the need to keep more complete waste disposal records.

On my way to the shop I had noticed a pick up truck with engine parts in the bed about a block away from Discount Auto Sales. Beneath the truck bed was a fresh oil stain. Mr. Sarabi told me that the truck belonged to him. I instructed him to drain engine parts before storing or disposing of them.

Mr. Sarabi said that he regularly washes the cars on his lot. He has no mechanism for preventing car wash water from running into the storm drain. We discussed the need to prevent this water from going to the storm drain.

I also told Mr. Sarabi that the soil soaked soil in the back of the property would have to be remediated.

white -env.health
yellow -facility
pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
Oakland, CA 94621
(415) 271-4320

Hazardous Materials Division Inspection Form

Site ID# _____ Site Name Discount Auto Sales Today's Date 3/26/91
 Site Address 21153 Foothill Blvd EPA ID# _____
 City Hayward Zip 94541 Phone 582-6610

MAX Amt. Stored > 500lbs/55g/200cf? Y N
 Hazardous Waste generated per month? < 1 gal

Inspection Categories:

- I. Haz Mat/Waste GENERATOR TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

LA GENERATOR (Title 22)

- | | | |
|-------------------|-----------------------------|---------|
| Manifest | 1. Waste ID | * 66471 |
| | 2. EPA ID | 66472 |
| | 3. > 90 days | 66506 |
| | 4. Label dates | 66506 |
| | 5. Biennial | 66493 |
| Manifest | 6. Records | 66492 |
| | 7. Correct | 66484 |
| | 8. Copy sent | 66492 |
| | 9. Exception | 66484 |
| | 10. Copies Rec'd | 66492 |
| Misc. | 11. Treatment | 66371 |
| | 12. On-site Disp. (H.S.&C.) | 26189.5 |
| | 13. Ex Haz. Waste | 66570 |
| Prevention | 14. Communications | 67121 |
| | 15. Aisle Space | 67124 |
| | 16. Local Authority | 67126 |
| | 17. Maintenance | 67120 |
| | 18. Training | 67105 |
| Confine.gency | 19. Prepared | 67140 |
| | 20. Name List | 67141 |
| | 21. Copies | 67141 |
| | 22. Eng. Coord. Trng. | 67144 |
| Containers, Tanks | 23. Condition | 67241 |
| | 24. Compatibility | 67242 |
| | 25. Maintenance | 67243 |
| | 26. Inspection | 67244 |
| | 27. Buffer Zone | 67246 |
| | 28. Tank Inspection | 67259 |
| | 29. Containment | 67245 |
| | 30. Safe Storage | 67261 |
| | 31. Freeboard | 67257 |

Comments:

* Auto Max - 20535 Mission Blvd, Hayward accepts waste oil, according to owner.
 This business sells used cars, and according to the owner + employees, occasional minor engine repair work is done here. As a result, a few quarts of waste auto fluids, particularly waste oil, are generated here each month. Owner states he occasionally takes waste oil to *Auto Max - a car repair shop in Hayward. Waste oil is currently being stored in open containers at the rear of the property. At least one of these containers is at the verge of overflowing. In this area is also a puddle of spilled waste oil. Engine parts, including blocks + transmissions, were sitting out on gravelled areas. Owner says no steps are taken to drain these parts before they are put on the ground. There were also a number of used batteries sitting in the open. All of the items mentioned above, along with a number of gasoline + other auto product containers were sitting in areas where they were soaked by recent rains.

LB TRANSPORTER (Title 22)

- | | | |
|----------|--------------------------|-------|
| Manifest | 32. Applic. Insurance | 66426 |
| | 33. Comp. Cert./CHP Imp. | 66446 |
| | 34. Containers | 66465 |
| Manifest | 35. Vehicles | 66465 |
| | 36. EPA ID #s | 66531 |
| | 37. Correct | 66541 |
| | 38. HW Delivery | 66543 |
| | 39. Records | 66544 |
| Confine. | 40. Name/ Covers | 66545 |
| | 41. Recyclables | 66500 |

① keep written records of ^{hazardous} waste disposal available at your business. Obtain receipts from disposal site.
 ② Store hazardous wastes in closed, leak proof containers, label containers. Prevent over flow from rain, etc. Drain auto parts after removing them from cars.
 Inspector: _____
 Signature: Ben Sarabi Signature: Patricia J. Evans

Rev 6/88

Contact: Ben Sarabi
 Title: Owner
 Signature: B. Sarabi

③ By next Tuesday (4-2-91) have wastes stored properly or disposed of. Also, clean up waste oil in soil by them + dispose properly

MEMORANDUM

TO: Ed Howell
FROM: Pam Evans *PE*
SUBJECT: 21153 Foothill Blvd., Hayward, Discount Auto Sales
DATE: 3/26/91

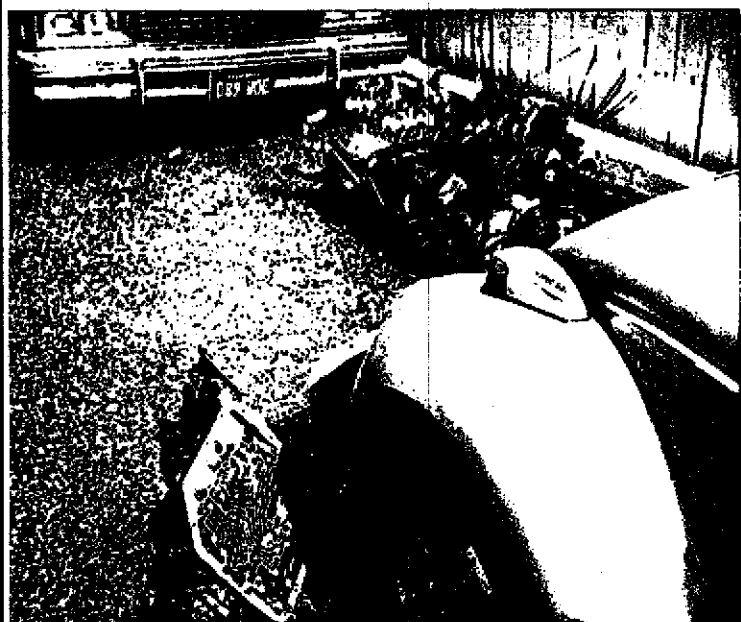
Today I inspected Discount Auto Sales. Last week our office received a request for follow up from the County Administrator's Office regarding this business. I spoke with the business owner, Ben Sarabi, during my inspection, and observed the following conditions at the site:

Discount Auto Sales appears to be primarily engaged in the business of selling used cars. The front half of this roughly 1/5 acre property is paved with asphalt, and the rear half has been gravelled. According to the owner and employees with whom I spoke, some car repair and parts replacement is done onsite. Major repairs are sent out to auto repair shops. Mr. Sarabi stated that he accumulates no more than a few quarts of used oil per month. He says that he has been taking waste oil to a Hayward auto repair business, Auto Max, at 20535 Mission Blvd., for disposal along with their waste oil. Mr. Sarabi said he recently took about 10 gallons there that he had been accumulating for a long period of time.

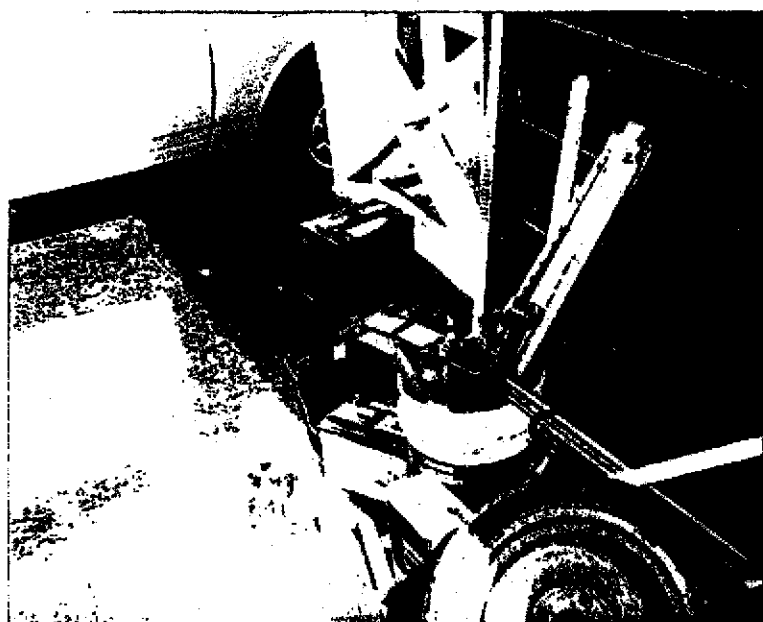
There were hazardous wastes being stored onsite at the time of my visit. Waste oil was being stored in at least two open, unlabelled 5 gallon buckets at the rear of the lot. At least one of the containers was on the verge of spilling onto unprotected soil. This and a second waste oil bucket had accumulated water, presumably from the recent rains. There is also a puddle of waste oil, containing perhaps a pint, sitting in the back of the property next to the waste oil buckets. I observed engine parts, including transmissions, which typically contain automotive fluids, sitting on the ground in three spots. Mr. Sarabi told me that these parts are not drained before they are set on the ground. Also, a number of used batteries, some of which are dead, according to Mr. Sarabi, are being stored where rain water can accumulate around them.

I discussed hazardous waste storage requirements with Mr. Sarabi and told him I would do a follow up inspection next week. By that time, I told him, he is expected to have his hazardous wastes properly stored and to have made arrangements to remove the spilled waste oil from the soil by the back fence. I will update you after the follow up inspection.

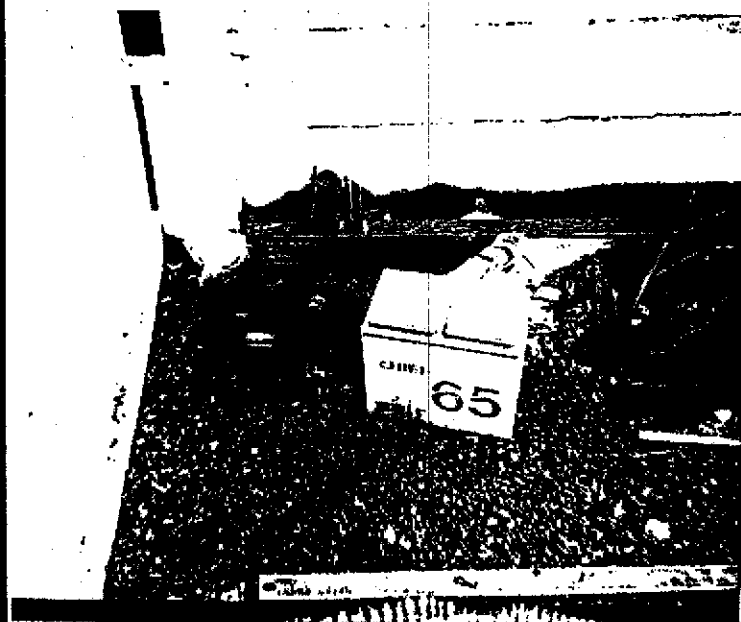
Attached you will find copies of my inspection report and photos taken during my site inspection.



1153 Foothill Blvd, Hayward
-26-91 Discount Auto Sales
unsubmitted, engine parts on dirt/gravel



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Batteries stored in
open area, rain able to accumulate in
storage area



1153 Foothill Blvd, Hayward 3-26-91.
Discount Auto Sales. Battery, waste oil
middle in south west corner of lot.



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Five gallon buckets
containing waste oil + rain water

MEMORANDUM

TO: Ed Howell
FROM: Pam Evans
SUBJECT: 21153 Foothill Blvd., Hayward, Discount Auto Sales
DATE: 3/26/91

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Attached you will find copies of my inspection report and photos taken during my site inspection.

white - env.health
 yellow - facility
 pink - files

ALameda COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Division Inspection Form

Site ID# _____ Site Name Discount Auto Sales Today's Date 3/26/91
 Site Address 21153 Foothill Blvd EPA ID# _____
 City Hayward Zip 94541 Phone 582-6610

MAX Amt. Stored > 500lbs/55g/200cf? Y N
 Hazardous Waste generated per month? < 1 gal

Inspection Categories:
 I. Haz. Mat/Waste GENERATOR TRANSPORTER
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___	5. Biennial	66493
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___	7. Correct	66484
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___	11. Treatment	66371
___	12. On-site Dis. (H.S.&C.)	26189.5
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Prevention		
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___	15. Aisle Space	67124
___	16. Local Authority	67126
___	17. Maintenance	67120
___	18. Training	67105
Contn. Genoy		
___	19. Prepared	67140
___	20. Name List	67141
___	21. Copies	67141
___	22. Emg. Coord. Tng.	67144
Containers, Tanks		
___	23. Condition	67241
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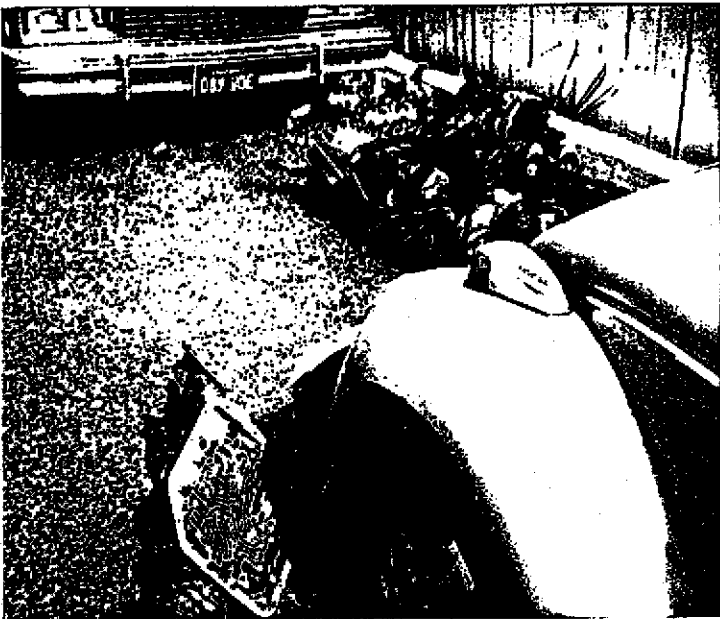
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Manifest		
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Contn.		
___	40. Name/ Covers	66545
___	41. Recyclables	66503

Rev 6/88

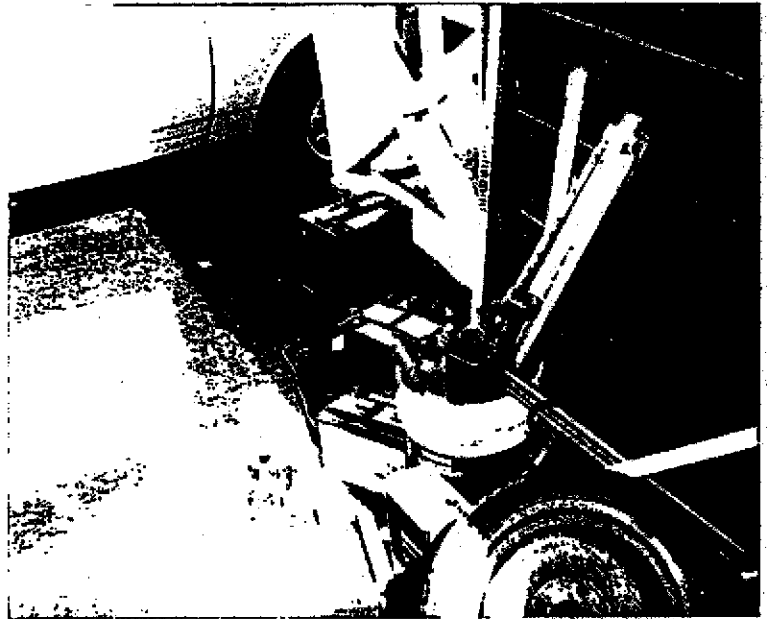
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① hazardous keep written records of waste disposal available at your business. Obtain receipts from disposal site.
 ② store hazardous waste in closed, leak proof containers, label containers. Prevent over flow from rain, etc. Drain auto parts after removing them from cars.
 Contact: Ben Sarabi Inspector: _____
 Title: Owner Signature: _____
 Signature: B. Sarabi Signature: Patricia J. Evans

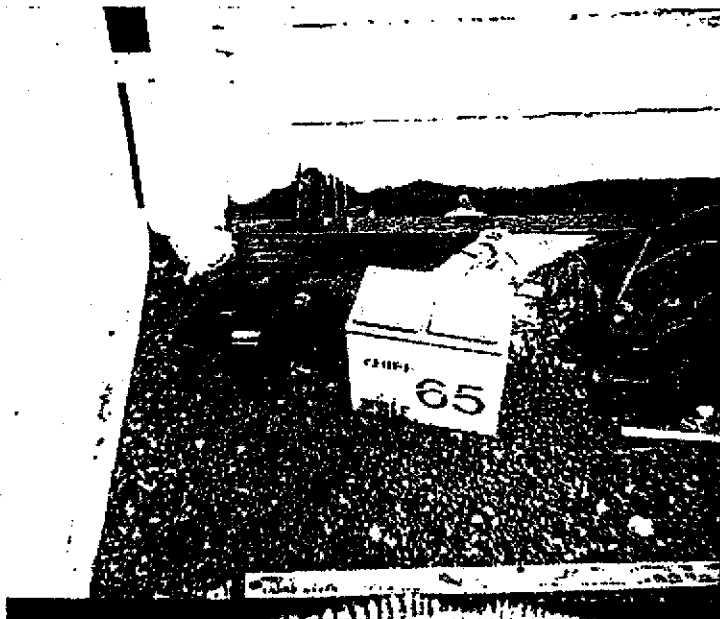
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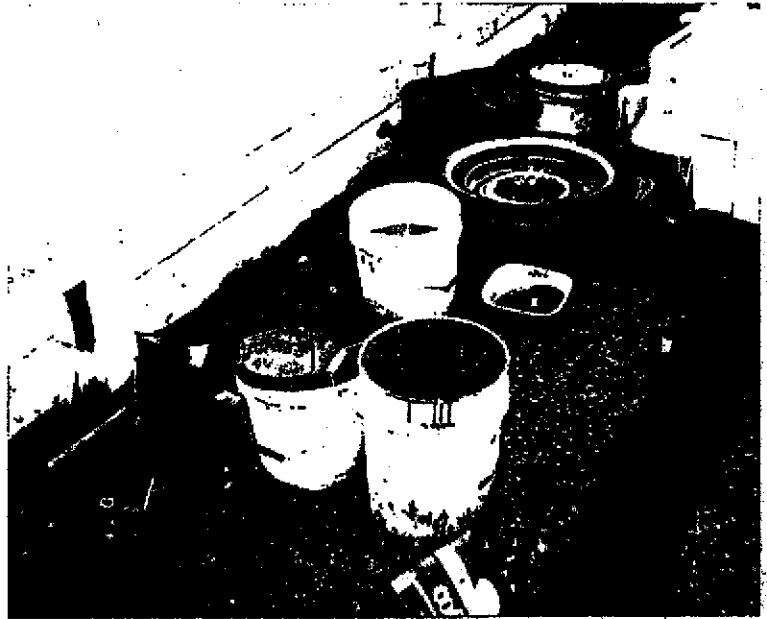
1153 Foothill Blvd, Hayward
3-26-91 Discount Auto Sales
unrepaired, engine parts on dirt/gravel



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Batteries stored in
open area, rain able to accumulate in
storage area



1153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Battery, waste oil
drain in south west corner of lot.



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Five gallon buckets
containing waste oil + rain water

MEMORANDUM

TO: Ed Howell
FROM: Pam Evans *JE*
SUBJECT: 21153 Foothill Blvd., Hayward, Discount Auto Sales
DATE: 3/26/91

Today I inspected Discount Auto Sales. Last week our office received a request for follow up from the County Administrator's Office regarding this business. I spoke with the business owner, Ben Sarabi, during my inspection, and observed the following conditions at the site:

Discount Auto Sales appears to be primarily engaged in the business of selling used cars. The front half of this roughly 1/5 acre property is paved with asphalt, and the rear half has been gravelled. According to the owner and employees with whom I spoke, some car repair and parts replacement is done onsite. Major repairs are sent out to auto repair shops. Mr. Sarabi stated that he accumulates no more than a few quarts of used oil per month. He says that he has been taking waste oil to a Hayward auto repair business, Auto Max, at 20535 Mission Blvd., for disposal along with their waste oil. Mr. Sarabi said he recently took about 10 gallons there that he had been accumulating for a long period of time.

There were hazardous wastes being stored onsite at the time of my visit. Waste oil was being stored in at least two open, unlabelled 5 gallon buckets at the rear of the lot. At least one of the containers was on the verge of spilling onto unprotected soil. This and a second waste oil bucket had accumulated water, presumably from the recent rains. There is also a puddle of waste oil, containing perhaps a pint, sitting in the back of the property next to the waste oil buckets. I observed engine parts, including transmissions, which typically contain automotive fluids, sitting on the ground in three spots. Mr. Sarabi told me that these parts are not drained before they are set on the ground. Also, a number of used batteries, some of which are dead, according to Mr. Sarabi, are being stored where rain water can accumulate around them.

I discussed hazardous waste storage requirements with Mr. Sarabi and told him I would do a follow up inspection next week. By that time, I told him, he is expected to have his hazardous wastes properly stored and to have made arrangements to remove the spilled waste oil from the soil by the back fence. I will update you after the follow up inspection.

Attached you will find copies of my inspection report and photos taken during my site inspection.

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Division Inspection Form

Site ID# _____ Site Name Discount Auto Sales Today's Date 3/26/91
 Site Address 21153 Foothill Blvd EPA ID# _____
 City Hayward Zip 94541 Phone 582-6610

MAX Amt. Stored > 500lbs/55g/200cf? Y N
 Hazardous Waste generated per month? < 1 gal

Inspection Categories:
 I. Haz. Mat/Waste GENERATOR TRANSPORTER
 II. Business Plans, Acute Hazardous Materials
 III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

LA GENERATOR (Title 22)

- | | | |
|-------|-----------------------------|---------|
| — | 1. Waste ID | 66471 |
| — | 2. EPA ID | 66472 |
| — | 3. > 90 days | 66508 |
| — | 4. Label dates | 66506 |
| — | 5. Biennial | 66493 |
| <hr/> | | |
| — | 6. Records | 66492 |
| — | 7. Correct | 66484 |
| — | 8. Copy sent | 66492 |
| — | 9. Exception | 66484 |
| — | 10. Copies Rec'd | 66492 |
| <hr/> | | |
| — | 11. Treatment | 66371 |
| — | 12. On-site Disp. (H.S.&C.) | 26189.5 |
| — | 13. Ex Haz. Waste | 66570 |
| <hr/> | | |
| — | 14. Communications | 67121 |
| — | 15. Able Space | 67124 |
| — | 16. Local Authority | 67126 |
| — | 17. Maintenance | 67120 |
| — | 18. Training | 67105 |
| <hr/> | | |
| — | 19. Prepared | 67140 |
| — | 20. Name List | 67141 |
| — | 21. Copies | 67141 |
| — | 22. Emg. Coord. Tmg. | 67144 |
| <hr/> | | |
| — | 23. Condition | 67241 |
| — | 24. Compatibility | 67242 |
| — | 25. Maintenance | 67243 |
| — | 26. Inspection | 67244 |
| — | 27. Buffer Zone | 67246 |
| — | 28. Tank Inspection | 67259 |
| — | 29. Containment | 67245 |
| — | 30. Safe Storage | 67261 |
| — | 31. Freeboard | 67257 |

LB TRANSPORTER (Title 22)

- | | | |
|-------|---------------------------|-------|
| — | 32. Applic./Insurance | 66428 |
| — | 33. Comp. Cert./CHP Insp. | 66448 |
| — | 34. Containers | 66465 |
| <hr/> | | |
| — | 35. Vehicles | 66465 |
| — | 36. EPA ID #s | 66531 |
| — | 37. Correct | 66541 |
| — | 38. HW Delivery | 66543 |
| — | 39. Records | 66544 |
| <hr/> | | |
| — | 40. Name/ Covers | 66545 |
| — | 41. Recyclables | 66500 |

Comments:

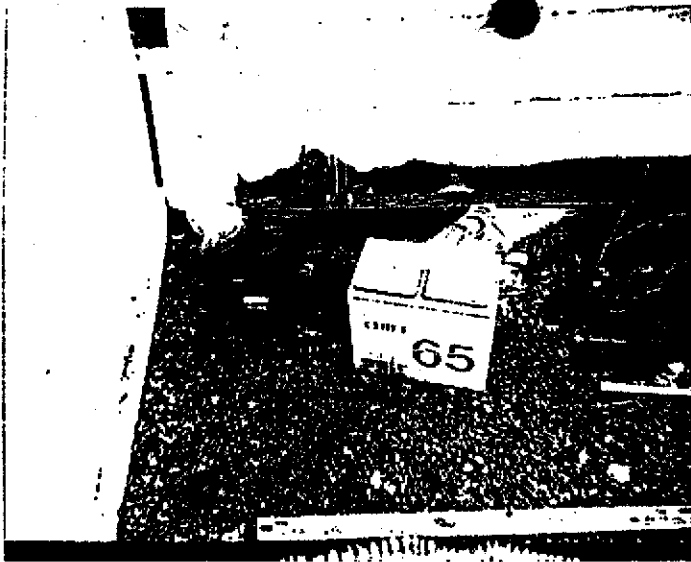
* Auto Max - 20535 Mission Blvd, Hayward accepts waste oil, according to owner.
 This business sells used cars, and according to the owner + employees, occasional minor engine repair work is done here. As a result, a few quarts of waste auto fluids, particularly waste oil, are generated here each month. Owner states he occasionally takes waste oil to *Auto Max - a car repair shop in Hayward. Waste oil is currently being stored in open containers at the rear of the property. At least one of these containers is at the verge of overflowing. In this area is also a puddle of spilled waste oil. Engine parts, including blocks + transmissions, were sitting out on gravelled areas. Owner says no steps are taken to drain these parts before they are put on the ground. There were also a number of used batteries sitting in the open. All of the items mentioned above, along with a number of gasoline + other auto product containers were sitting in areas where they were soaked by recent rains.
 (1) keep written records of waste disposal available at your business. Obtain receipts from disposal sites.
 (2) Store hazardous waste in closed, leak proof containers, label containers. Prevent overflow from rain, etc. Drain auto parts after removing them from cars.

Rev 6/86

Contact: Ben Sarabi
 Title: Owner
 Signature: B. Sarabi

Inspector: _____
 Signature: Patricia J. Evans

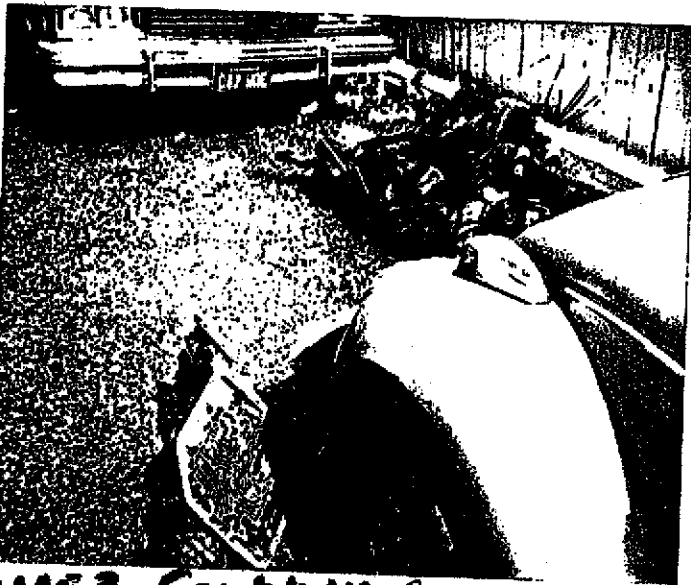
(3) By next Tuesday (4-2-91) have wastes stored properly or disposed of. Also, clean up waste oil in soil by _____ + _____



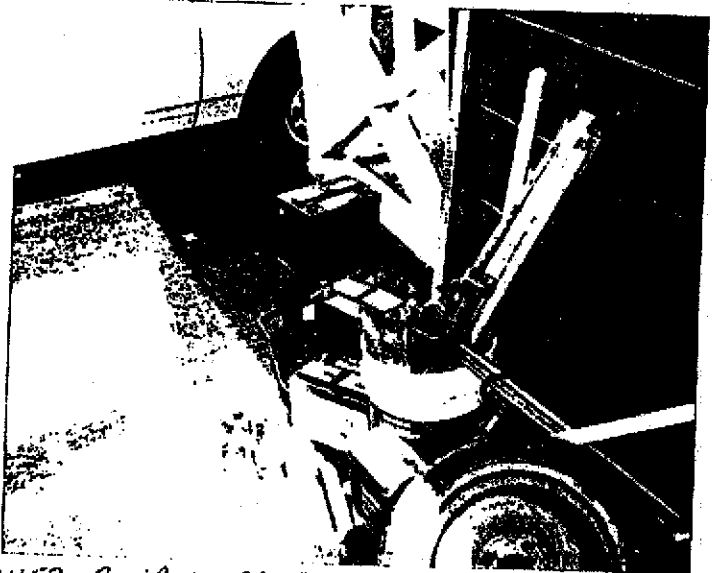
21153 Foothill Blvd, Hayward 3-26-91,
Discount Auto Sales. Battery, waste oil
puddle in southwest corner of lot.



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Five gallon buckets
containing waste oil + rain water



21153 Foothill Blvd, Hayward
3-26-91 Discount Auto Sales
Transmission, engine parts on dirt/gravel



21153 Foothill Blvd, Hayward 3-26-91
Discount Auto Sales. Batteries stored in
open area, rain able to accumulate in
drainage area

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
DEPARTMENT OF ENVIRONMENTAL HEALTH

MEMORANDUM

DATE: March 20, 1991

TO: Harry Scott, Program Mgr, Vector Control
Ed Howell, Div. Chief, Haz Mat

FROM: *RS* Rafat A. Shahid, Asst. Agency Director, DEH

SUBJECT: REFERRAL FROM CITY OF HAYWARD

Please conduct the necessary investigation and abatement action needed and report back to me no later than April 1, 1991.

Thank you for your cooperation.

Attachment
RAS:fn

H428P

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
DEPARTMENT OF ENVIRONMENTAL HEALTH

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RAS:fn

H428P

RECEIVED

COUNTY OF ALAMEDA
OFFICE OF THE COUNTY ADMINISTRATOR

REC'D

Director of
Environmental Health

MEMORANDUM

RECEIVED

MAR 20 REC'D

3/19
Ref'd: Advance copy
so you can begin to
check into this
Don Graff

March 19, 1991

Director of
Environmental Health

TO: Charles Plummer, Sheriff
Adolph Martinelli, Planning Director
Rafat Shadid, Assistant Agency Director, Environmental Health

FROM: Steven C. Szalay, County Administrator

SUBJECT: Referral From the City of Hayward City Manager - Complaint of Nina Collier Regarding Property Located at 21153 Foothill Blvd, Hayward (Unincorporated Area)

Attached for your information and follow-up is a letter from Susan George, Assistant City Manager for the City of Hayward, regarding a variety of health and safety complaints by Nina Collier dealing with property located at 21153 Foothill Blvd., Hayward. This property is located in an unincorporated part of Alameda County.

Based on the information presented, it appears that Ms. Collier has attempted many times over the past couple of years to seek a remedy to this alleged problem but without results. Her complaint is against Discount Auto Sales for their alleged lack of conformity with zoning and health code provisions.

I am asking that each of you investigate the situation as quickly as possible and provide me with a written status report no later than April 5, 1991. This status report is to set forth the situation that exists at the location, the County's jurisdictional responsibilities in this matter, and what steps, if any, the County will take to remedy the problem(s). Be sure to include an estimated time frame for completion of any remedial actions.

Upon receipt of your responses, my office will prepare a response to the City of Hayward and to the complainant. If you have any additional questions or concerns, please contact Don Graff of my staff at 272-6984.

Thank you for your prompt attention to this matter.

Attachments
SCS:DG:dg

cc: Dave Kears, Director, HCSA
Tom Duncan, CAO
Mary Ann Cabral, CAO

6097c



Office of the City Manager



March 5, 1991

Mr. Steve Szalay
County Administrator
Alameda County
1221 Oak Street
Oakland, CA 94612

CO-ADMINISTRATOR'S
OFFICE
COUNTY OF ALAMEDA
MAR 12 1 03 PM '91

Dear Steve,

The City of Hayward received a letter recently from the property manager representing several properties on Foothill Boulevard in unincorporated Hayward. The complainant, Nina Collier, is concerned about a variety of alleged health and safety problems at Discount Auto Sales, located at 21153 Foothill Boulevard. Adjacent to the auto retailer is a restaurant (Le Maconnais) operated by a tenant of Ms. Collier's client. Ms. Collier contends that the long term success of the restaurant is in jeopardy as a result of conditions on the adjacent property.

According to Ms. Collier, several health and safety hazards exist on the Discount Auto Sales property, ranging from partially dismantled autos blocking access to the property to piles of refuse near rental units on the site. Judging by the past correspondence on this matter (attached), the alleged conditions have existed for several years.

In addition to contacting the City of Hayward, Ms. Collier and the property owner she represents have contacted the County Health Department, the Eden Fire Department, and the regional Environmental Protection Agency office over the past three years. The correspondence apparently has not resulted in any significant action by the agencies contacted, and the property manager appears understandably frustrated.

Since this property is not within the jurisdiction of the City of Hayward, we request that the appropriate County agencies take action to assess and, if necessary, alleviate any unsafe or otherwise illegal conditions at this location. Whatever the County can do to work with the property owner and manager of the restaurant site would be greatly appreciated. Hayward's Police Chief, Joe Brann, is separately corresponding with Sheriff Plummer on this matter.



Office of the City Manager



March 5, 1991

Mr. Steve Szalay
County Administrator
Alameda County
1221 Oak Street
Oakland, CA 94612

99-ADMINISTRATOR'S
OFFICE
COUNTY OF ALAMEDA
MAR 12 1 03 PM '91

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Page Two
March 5, 1991

Thank you in advance for your cooperation. Please let me know the outcome of County efforts toward resolution of these concerns.

Sincerely,



Susan E. George
Assistant City Manager

cc: Nina Collier
City Council
Chief Joe Brann

February 23, 1988

County Health Department
7977 Capwell Drive
Oakland, California 94607

Dear Health Department,

Last month I had my property manager call, concerning garbage on an adjacent piece of residential property at 21159 Foothill Blvd., Hayward. My concerns are that there is garbage piled up on the side of the house. There are cats and dogs rumaging through this garbage. On several occasions I have received complaints that there are children urinating in the open gravel area. Water is continually left running from one of the cottages and it runs into my property, bringing with it unhealthy substances.

There are also cars parked three deep by four. My concern is that there are children living in these cottages and the cars do not seem to be moved. There is gasoline in these cars and it is dangerous for children to be playing in them. A fire engine could never even get halfway to the back cottage in case of an emergency and they do happen.

My property manager has tried in vain to attain the cooperation of the owner, who also owns the Discount Auto Sales at 21153 Foothill Blvd. Mr. Sarabi stated he has no control over his tenants. I do not feel children should be living in this unsafe environment.

Please advise me on what can be done to remedy this situation or please direct my letter to the proper authorities. Thank you in advance for your help and cooperation.

Sincerely,

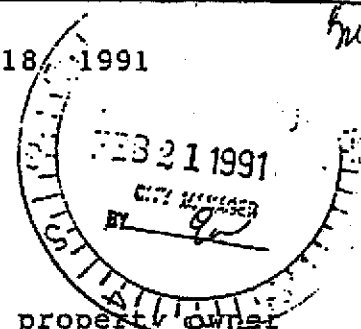


Rosalie Giochetti
3370 Morgan Ct.
Pleasanton, CA 94566

Rec'd call center mail

February 18, 1991

Lou Garcia
City Manager
25151 Clawiter Road
Hayward, California 94545-2731



Dear Mr. Garcia

This letter is being written on behalf of property owner Rosalie Ciochetti. I am the Property Manager of her five addresses in Hayward, 21161-63-73-83 and 21181 Foothill Boulevard.

The problem is and has been with "Discount Auto Sales" located adjacent to Mrs. Ciochetti's property at 21153 Foothill Boulevard. I have written letters to the previous Mayor, fire Department, Health Department, EPA, Chief of Traffic, Congressman Pete Stark, I have talked to Behooz Sarabi, owner of Discount Auto and as a final resort, sunk metal and cement posts with an eight foot redwood fence to alleviate the problem.

Mrs. Ciochetti's property is in the unincorporated part of Hayward. The major problem is that my tenant Daniel Pont, a long time successful Hayward restaurenteur's business is in jeopardy. Mr. Pont is being threatened daily by the carelessness and hazardous way that Discount Auto Sales conducts business. There are cars without engines blocking the entrance to Discount Auto Sales. Mr. Sarabi also has cottages in back of the auto lot and an emergency vehicle could never get through. There are children who live in one of his cottages and they play in the cars. Garbage is stacked on the sides of the cottages as well as above the car port. This garbage brings with it many health hazards. Automobiles are constantly worked on and left jacked up, even though his tenants children play among these cars. This is definitely a nonconforming use even though this property is zoned commercial. It is a fact that prior to Mr. Sarabi, 21153 Foothill Boulevard was limited to only the sale of autos. No salvage or repair was allowed on the grounds. Hayward Zoning Department said that under the Grandfather Clause it should only be used for what its previous use was, but that it would be difficult it not impossible to prove that current use is nonconforming.

On a regular basis cars are parked on the sidewalk in front of the auto lot. They block the view of oncoming traffic to any exiting restaurant patrons. The Sheriff's Department considers this a low priority. They tell me that they can cite the cars but if Mr. Sarabi sells the cars what does he care about the citation.

CM _____
ACM _____

FILE _____

August 21, 1990

Environmental Protection Agency (844)
1235 Mission Street
San Francisco, California 94103

To Whom It May Concern:

This letter is to notify the EPA that the property located at:
21153 Foothill Boulevard, Hayward, CA believed owned by Mr. Behooz Sarabi,
operating in the name of "Discount Auto Sales," is engaged in automobile
overhauling and repair on a mass scale and it is endangering the environment.
The property at the above address is permitted a sales license due to a
Grandfather Clause. This land was never meant for auto repair nor is it
properly set up for any type of drainage.

Battery acid, oil, gasoline and other hazardous materials are prevalent
over the entire lot. I own the property next door, consisting of the
following addresses; 21161-63-73-81 and 83. There are toxic materials
constantly washing down upon my property from the car lot. These materials
have literally destroyed portions of my asphalt. If these materials
destroy asphalt then large amounts must be soaking into the ground.

I firmly believe this is a threatening, hazardous situation, both for
the environment and the safety of those concerned. At the earliest
convenience of the EPA I request an investigation of this problem and
a response. Thank you in advance for your help and consideration.

Sincerely,

Nina Collier
3535 Ballantyne Drive
Pleasanton, CA 94588
(415) 484-5472

cc: Dan McGovern

April 17, 1989

Mayor Giuliano
22300 Foothill Boulevard
Hayward, California 94541

Dear Mayor Giuliano,

This letter is being written on behalf of property owner Rosalie Giochetti. I am the property manager for her five addresses on Foothill Boulevard, 21161-63-73-83 and 21151. I am writing this letter in total desperation. I am hopeful that you, as Mayor will be able to give some assistance to my tenant, Daniel J. Font, a successful, Long time Hayward Restauranteur.

It has always been my understanding that Hayward was especially concerned about its image and keeping the city clean and merchants in business. For some reason it appears that if a business is in the unincorporated area of Hayward it is relegated a position of low priority by the City and County support departments.

My tenant, Daniel Font has been harassed, verbally abused, deprived of the right to his own parking lot, had his customers intimidated by the owner, Mr. Behooz Sarabi and employees of Discount Auto Sales, 21153 Foothill Boulevard. The fence that divides our property was knocked down by Mr. Sarabi's side. There are twelve to fifteen cars parked behind the car lot in the alley way. They totally block the entrance to the cottages in the event an emergency vehicle needed access for fire or health reasons. These stored cars still have gasoline in them. Some are minus the engines. Mr. Sarabi's tenant's children play in and about these cars, some of which are also jacked up. Autos are continually being worked on and the salvaging of parts is common. This is definitely a nonconforming use even though this property is zoned commercial. It is a fact that prior to Mr. Sarabi 21153 was limited to only the sale of autos. No salvage or repair was allowed on the grounds. Hayward Zoning Department said that under the Grandfather Clause it should only be used for what its previous use was but that it would be difficult if not impossible to prove that this is nonconforming use.

On a regular basis, as may be observed from the enclosed photographs, cars are parked on the sidewalk in front of the auto lot. They block the view of on coming traffic to any exiting cars from my property. Mr. Sarabi has been investigated for drugs by the Hayward Sheriff's Department. I personally have been verbally threatened by either Mr. Sarabi's employees or customers while trying to administer to my own property.

My tenant has reached the point where his customers are afraid to come to his restaurant for fear of the people at the Auto Discount Sales lot. Even when the customers come they face obstacles in parking due to the auto people using the restaurant parking or blocking the entrance.

The Sheriff's Department tells me that they can cite the cars for being parked illegally but if Mr. Sarabi sells them what does he care if they are cited? The Sheriff's Department admits that the restaurants problems are a low priority.

The Fire Department was called many times and on February 23, 1988 I was told that they could possibly get someone out to look at the situation after their meeting. If I continue to call it appears as if I am harassing Mr. Sarabi. A letter was sent to the Health Department. I received no response. Garbage was picked up for one week after the letter and then returned to its normal state of abundance.

Mr. Sarabi has been spoken to repeatedly in an effort to request that he keep his vehicles on his side and that he and his group not harass the restaurants clients. This man's response has been to threaten myself or my tenant. Clearly some assistance from the police or any other agency would be of value.

It seems because Discount Auto Sales is in the unincorporated area of Hayward they do not even need a city license. There must be some jurisdiction over their behavior. My tenant is an honest businessman trying to run his restaurant. Where is the protection normally afforded a resident? Are we allowing his rights to slip through the cracks of Hayward's bureaucracy because to some his business and revenue are a low priority? We cannot afford to loose good merchants in Hayward.

I hope, Mayor Giuliano, that you will be willing to take time from your busy schedule and intervene with the various departments on our behalf. Thank you in advance for your time and consideration. I look forward to your response.

Sincerely,

Nina Miller

Nina Miller
Property Manager
3535 Holliston Drive
Menlo Park, California 94025
(415) 324-5472

cc: Chief of Traffic Lenorman
Mr. Harry Scott, County Health Department
Congressman Pete Stark
Fire Chief Eugene Walker

April 17, 1989

Chief of Traffic, Lenorman
15001 Foothill Boulevard
San Leandro, California 94578

Dear Chief Lenorman,

Attached please find a copy of the letter sent to Mayor Giuliano. I hope that you will have time to review the letter and respond to me directly as to what action may be taken to expedite the removal of illegally parked cars. Thank you for your time and consideration.

Sincerely,

Nina Collier

Nina Collier
3535 Ballantyne Drive
Pleasanton, California 94566

April 17, 1989

Mr. Harry Scott
County Health Department
7977 Capwell Drive
Oakland, California 94607

Dear Mr. Scott,

Attached please find a copy of the letter sent to Mayor Giuliano. I hope that you will have time to review the letter and hopefully respond to me directly as to what action may be taken to clean up 21153 Foothill Boulevard and make it safe for all concerned. Thank you for your time and concern.

Sincerely,

Nina Collier

Nina Collier
3535 Ballantyne Drive
Pleasanton, California

April 17, 1989

Fire Chief Eugene Walker
Eden Fire Department
427 Paseo Grande
San Lorenzo, California 94580

Dear Chief Eugene Walker,

Attached please find a copy of the letter sent to Mayor Giuliano. I hope that you will have time to review the letter and hopefully respond to me directly as to what action may be taken to make the property on 21153 Foothill Boulevard more safe. Thank you for your time and consideration.

Sincerely,

Nina Collier

Nina Collier
3535 Ballantyne Drive
Pleasanton, CA 94566

April 17, 1989

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Eden Fire Department
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San Lorenzo, California 94580

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April 17, 1989

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15001 Foothill Boulevard
San Leandro, California 94578

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Fleasanton, California 94566

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Sincerely,

Nona Collier

Nona Collier

Property Manager

3535 Collantyne Drive

Holliston, California, 94566

(415) 874-5472

cc: Chief of Traffic Lenorman
Mr. Harry Scott, County Health Department
Congressman Pete Stark
Fire Chief Eugene Walker

April 17, 1989

Mayor Giuliano
22360 Foothill Boulevard
Hayward, California 94541

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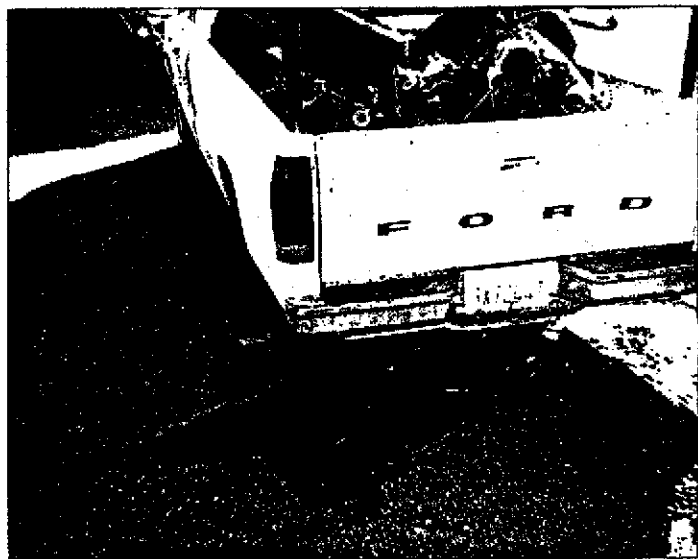
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My tenant has reached the point where his customers are afraid to come to his restaurant for fear of the people at the Auto Discount Sales lot. Even when the customers come they face obstacles in parking due to the auto people using the restaurant parking or blocking the entrance.

The Sheriff's Department tells me that they can cite the cars for being parked illegally but if Mr. Sarabi sells them what does he care if they are cited? The Sheriff's Department admits that the restaurants problems are a low priority.

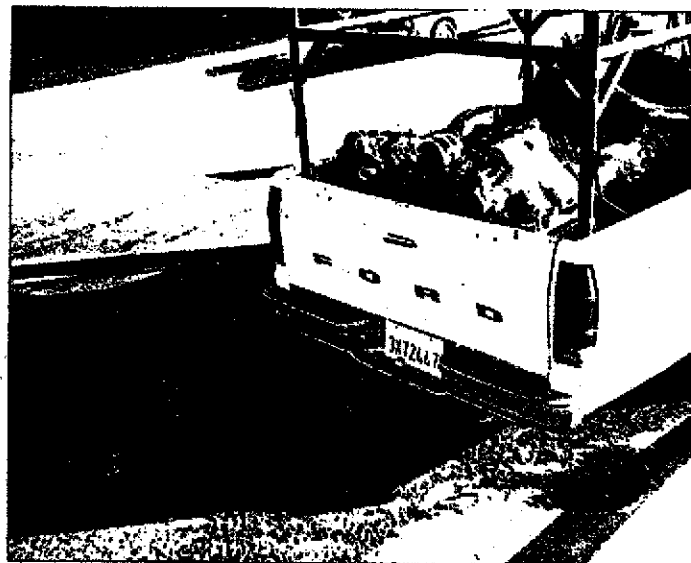
The Fire Department was called many times and on February 23, 1988 I was told that they could possibly get someone out to look at the situation after their meeting. If I continue to call it appears as if I am harassing Mr. Sarabi. A letter was sent to the Health Department. I received no response. Garbage was picked up for one week after the letter and then returned to its normal state of abundance.



Ash x Foothill Blvd, Hayward. 4-1-91
Truck bed- owned by Ben Sarabi of Dis-
count Auto Sales, 21153 Mission Blvd.



Discount Auto Sales 4-1-91 21153
Foothill Blvd., Hayward.



Ash x Foothill Blvd, Hayward. 4-1-91.
Pick up truck owned by Ben Sarabi
of Discount Auto Sales -21153 Foothill Blvd