

From: [Charles Bryant](#)
To: [Plunkett, Steven, Env. Health](#)
Cc: [Drogos, Donna, Env. Health](#); [Chan, Barney, Env. Health](#); [Markus Niebanck](#)
Subject: Oak Walk Redevelopment Site, 4090 San Pablo Avenue, Emeryville
Date: Friday, September 25, 2009 4:01:00 PM

Dear Mr. Plunkett:

I am preparing to sign-off a Certificate of Occupancy for three new residential/commercial buildings and five renovated houses at the Oak Walk project here in Emeryville, and I need your verification that this is acceptable to the County. This is your case number RO0002733.

Our conditions of approval for the project state as follows:

Risk Management Plan. Prior to issuance of a certificate of occupancy, Applicant shall submit to the Director of Planning and Building a long-term Risk Management Plan for the site, which has been reviewed by the ACEHCS and the City of Emeryville and approved by ACEHCS. The RMP shall, at a minimum, include provisions to protect construction workers, nearby workers and residents, and future site occupants from potential health risks from residual contaminated soils and groundwater at the project site.

Closure Report. Prior to the issuance of a final certificate of occupancy, Applicant shall submit to the Director of Planning and Building a regulatory closure report approved by the ACEHCS.

Marilyn Ponte of BayRock, the developer, has informed me that "Alameda County Health Services is requiring one year of groundwater monitoring before closing the site", and therefore a Closure Report approved by the County is not forthcoming at this time.

I have searched the various documents available on your website, but have not found anything that appears to satisfy this condition. Is a Risk Management Plan required for this site, and if, so, when will it be available? When would a closure report be forthcoming?

Most importantly, does the County have any objection to us issuing a Certificate of Occupancy for this project?

Thanks for your assistance in this matter.

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