

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



sent 01-06-04

December 30, 2004

Purity Cleaners
Roger and Giselle De Sousa
167 N. Livermore Ave.
Livermore, CA 94550

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

Subject: Property at 167, 175 and/or 183 N. Livermore Ave., Livermore, Alameda County, California - Request for Technical Report on Site History (Ref. No. RO0002722)

Dear Mr. and Ms. De Sousa:

Your December 20, 2004 request for extension of the deadline for submittal of a Site History Report is reasonable. Please submit your report by February 2, 2005. You may be subject to civil penalties of up to \$25,000 per violation per day pursuant to Health and Safety Code Section 25189.2 if you fail to respond, respond late, or submit an inadequate response. Any extension in the above deadline must be confirmed in writing by ACEH staff.

If you have any questions, please call me at (510) 567-6719 or contact me via e-mail at robert.schultz@acgov.org.

Sincerely,

Robert W. Schultz, R.G.
Hazardous Materials Specialist

cc: Betty Graham, RWQCB-SFBR, 1515 Clay St., Ste. 1400, Oakland, CA 94612
Danielle Stefani, LPFD, 3560 Nevada St., Pleasanton, CA 94566
Matt Katen, Zone 7 Water District, QIC 80201
Donna Drogos, ACEH
Robert Schultz, ACEH

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
11-3-04

November 2, 2004

Purity Cleaners
Roger and Giselle De Sousa
167 N. Livermore Ave.
Livermore, CA 94550

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

Subject: Property at 167, 175 and/or 183 N. Livermore Ave., Livermore, Alameda County, California - Request for Technical Report on Site History (Ref. No. RO0002722)

Dear Mr. and Ms. De Sousa:

This letter requests that you submit site-history information for the subject property. As explained below, this information will assist Alameda County Environmental Health (ACEH) with its investigation of groundwater pollution in the vicinity.

A recent subsurface investigation performed between approximately 400 and 1,100 ft downgradient of your property found tetrachloroethene (PCE) and/or trichloroethene (TCE) in groundwater in nine out of ten sampled locations. The highest detected PCE concentration was 30 ug/L in groundwater within 500 ft of your property. Your property overlies a sensitive drinking water aquifer, and an active drinking water supply well is located approximately 1/2-mile downgradient. The source of the detected PCE and TCE has not been identified. PCE and TCE are commonly used in dry cleaning operations. Based on the location of your property in relation to the detected concentrations, the concentration trends relative to distance from your site, local groundwater flow direction, and the common use of PCE and/or TCE in dry cleaning operations, ACEH considers your property a potential source of groundwater pollution. ACEH is sending this request to you because you are the current owner/operator of Purity Cleaners.

Please submit a technical report containing the following information by the date specified below:

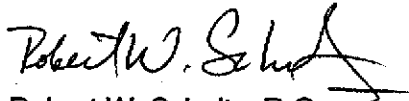
1. A description of: (a) the period of time that Purity Cleaners (the lessee) operated at the property, (b) the lessee's name and current mailing address, (c) a contact person and their current phone number, and (d) the nature of the lessee's business.
2. A detailed description of your operations at the property during this period.
3. A list of chemicals stored, used, handled, produced, recycled, or disposed at the property during this period. The list should indicate any chemicals that were stored, used, or disposed as hazardous waste. This list should also indicate the maximum quantity of each chemical used on the property per year.
4. A detailed description of the nature and location of chemical storage, chemical handling, chemical treatment, or chemical disposal at the property. Key information should be shown on a facility map.
5. Information on any past chemical spills or releases at the property during this period, including chemical type, release location, and any remedial action taken.

6. The location of utilities lines on the property (e.g. sanitary sewer, storm drain), to the extent that this information is known or reasonably available.
7. A description of the sources consulted to respond to the above items (e.g. written records, former employees, local agency files).
8. A statement that the information provided in response to the above items is full, true, and correct, under penalty of perjury.

Under authority of Health and Safety Code Sections 25185.6 and 25401.3, we request that you submit a **Site History Report** by **January 2, 2005**. You may be subject to civil penalties of up to \$25,000 per violation per day pursuant to Health and Safety Code Section 25189.2 if you fail to respond, respond late, or submit an inadequate response. Any extension in the above deadline must be confirmed in writing by ACEH staff.

If you have any questions, please call me at (510) 567-6719 or contact me via e-mail at robert.schultz@acgov.org.

Sincerely,



Robert W. Schultz, R.G.
Hazardous Materials Specialist

cc: Betty Graham, RWQCB-SFBR, 1515 Clay St., Ste. 1400, Oakland, CA 94612
Danielle Stefani, LPFD, 3560 Nevada St., Pleasanton, CA 94566
Matt Katen, Zone 7 Water District, QIC 80201
Donna Drogos, ACEH
Robert Schultz, ACEH

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
11-3-04

November 2, 2004

Mr. Jose A. Desousa
Ms. Gizela P. Desousa
2340 Victoria Ct.
Livermore, CA 94550-6647

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

Subject: Property at 167, 175 and/or 183 N. Livermore Avenue, Livermore, Alameda County, California - Request for Technical Report on Site History (Ref. No. ~~RG0002722~~ RO # 2734)

Dear Mr. & Ms. Desousa:

This letter requests that you submit site-history information for the subject property. As explained below, this information will assist Alameda County Environmental Health (ACEH) with its investigation of groundwater pollution in the vicinity.

A recent subsurface investigation performed between approximately 400 and 1,100 ft downgradient of your property found tetrachloroethene (PCE) and/or trichloroethene (TCE) in groundwater in nine out of ten sampled locations. The highest detected PCE concentration was 30 ug/L in groundwater within 500 ft of your property. Your property overlies a sensitive drinking water aquifer, and an active drinking water supply well is located approximately 1/2-mile downgradient. The source of the detected PCE and TCE has not been identified. PCE and TCE are commonly used in dry cleaning operations. Based on the location of your property in relation to the detected concentrations, the concentration trends relative to distance from your site, local groundwater flow direction, and the common use of PCE and/or TCE in dry cleaning operations, ACEH considers your property a potential source of groundwater pollution. ACEH is sending this request to you because Alameda County assessor's office records identify you as the current owner of the subject property.

Please submit a technical report containing the following information by the date specified below:

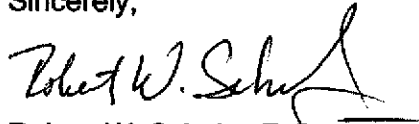
1. The period of time that you have owned the property.
2. For each lessee that has operated at the site during this period, a description of: (a) the period of time that they operated at the property, (b) the lessee's name and current mailing address, (c) a contact person and their current phone number, and (d) the nature of the lessee's business.
3. The name, current mailing address, contact person, and current phone number for the prior property owner.
4. The name, current mailing address, contact person, and current phone number for any other prior property owners or operators, to the extent that this information is known or reasonable available.
5. The location of utilities lines on the property (e.g. sanitary sewer, storm drain), to the extent that this information is known or reasonably available.

6. A description of the sources consulted to respond to the above items (e.g. written records, former employees, local agency files).
7. A statement that the information provided in response to the above items is full, true, and correct, under penalty of perjury.

Under authority of Health and Safety Code Sections 25185.6 and 25401.3, we request that you submit a **Site History Report** by **January 2, 2005**. You may be subject to civil penalties of up to \$25,000 per violation per day pursuant to Health and Safety Code Section 25189.2 if you fail to respond, respond late, or submit an inadequate response. Any extension in the above deadline must be confirmed in writing by ACEH staff.

If you have any questions, please call me at (510) 567-6719 or contact me via e-mail at robert.schultz@acgov.org.

Sincerely,



Robert W. Schultz, R.G.
Hazardous Materials Specialist

cc: Betty Graham, RWQCB-SFBR, 1515 Clay St., Ste. 1400, Oakland, CA 94612
Danielle Stefani, LPFD, 3560 Nevada St., Pleasanton, CA 94566
Matt Katen, Zone 7 Water District, QIC 80201
Donna Drogos, ACEH
Robert Schultz, ACEH

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

R02734

ENVIRONMENTAL HEALTH SERVICES

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

May 07, 1998

ATTN: Sir Or Madam

Meador, Katy S Trustee
740 A-14th St #250
San Francisco CA 94114

RE: Project # 3678A - Type R
at 167 S Livermore Ave in Livermore 94550

Dear Property Owner/Designee:

Our records indicate the deposit/refund account for the above project has fallen below the minimum deposit amount. To replenish the account, please submit an additional deposit of \$830.00, payable to Alameda County, Environmental Health Services, within two weeks of receipt of this letter.

It is expected that the amount requested will allow the project to be completed with a zero balance. Otherwise, more money will be requested or any unused monies will be refunded to you or your designee.

The deposit refund mechanism is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project will be debited at the Ordinance specified rate, currently \$94 per hour.

Please be sure to write the following identifying information on your check:

- project #
- type of project and
- site address

(see RE: line above).

If you have any questions, please contact Amir Gholami at (510) 567-6876.

Sincerely,

Tom Peacock, Manager
Environmental Protection

c: files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R02734

RAFAT A. SHAHID, Assistant Agency Director

Certified Mailer# P 386 338 159

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621
(510) 271-4320

October 22, 1993

Mr. Murray Kelsoe
P.O. Box 527
Alamo, CA 94507

***** NOTICE OF LEGAL OBLIGATION *****

Re: 167 S. LIVERMORE AVENUE, LIVERMORE, CALIFORNIA

Dear Mr. Kelsoe:

Our records indicate that there are a total of four underground storage tank(s) (UST's) located at the above facility. You are required by law to EITHER PERMIT OR REMOVE THESE UST'S.

In accordance with the California code of Regulations, Title 23, Chapter 3, Subchapter 16 Underground Tank Regulations one of the following actions must be taken:

1. Submit a tank closure plan to this Department as required by Article 7, 2670(b) forms available from this office, or
2. Apply for a permit as required by Article 10, 2711 and 2712. Permit application Part A and B are available from this office.

Please note that section 25299 of the California Health and Safety Code states that any operator or owner of an underground storage tank is liable for a civil penalty of not less than \$500 or more than \$5,000 per day for failure to obtain a permit, or failing to properly close an underground storage tank, as required by section 25298.

By 1/1/94, submit to this office a closure plan to remove the above mentioned UST's or place them back into service. Contact me, in writing, with your decision.

If you have any further questions, contact me directly at: (510)
271-4320.

Sincerely,

A handwritten signature in cursive script that reads "Jeff Shapiro".

Jeff Shapiro
Hazardous Materials Specialist

C: Mike O'Connor, Alameda County District Attorney

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R02734

Certified Mailer # P 062 127 783

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

June 3, 1991

Mr. Murray Kelsoe
P.O. Box 392
Alamo, CA 94507

SECOND NOTICE OF VIOLATION, 167 S. Livermore Ave., Livermore

Dear Mr. Kelsoe:

As explained in a March 7, 1991 Notice of Violation from this office to Mel Casali, it came to our attention during an inspection at Livermore Auto & Tire that the property has four underground storage tanks, three of which have been abandoned for many years. (The fourth underground tank was being used to store waste oil, but was not being monitored according to provisions of state law.) You were sent a copy of this Notice of Violation, and as the owner of this property, failed to respond by the stipulated May 15, 1991 deadline. As a result, we are issuing you this Second Notice of Violation.

As already explained, the continued presence of the three unused tanks, for which no further operation is intended, violates Sec. 25298(a) and (c) of the California Health and Safety Code. These sections of code state that underground tanks must undergo proper closure as soon as they go out of operation. Abandonment is specifically forbidden. In addition, Sec. 25299(a)(5) authorizes civil penalties of up to \$5,000 per day to be assessed against the property owner or site operator as long as violations of Sec. 25298 continue. Mr. Casali, who owns the Livermore Auto & Tire business, apparently has never operated these three underground tanks.

Therefore, as explained in the March 7 letter, the three abandoned tanks must be removed, under closure procedures established by this office. Tank closure includes the cleanup of any soil or groundwater contamination that may have resulted from the tank systems. We recommend that the waste oil tank be removed with the former fuel tanks, since this tank has not been monitored and the business may incur ongoing liability for subsurface releases if the tank is not in sound condition or if oil is spilled around the fill area and seeps into the soil. Otherwise, monitoring for this tank, consisting of weekly gauging and annual precision testing, must be implemented immediately.

Mr. Murray Kelsoe
June 3, 1991
Page 2 of 2

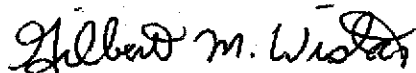
Enclosed are forms and information regarding the closure of underground tanks in Alameda County. You will need to hire a contractor and have the closure form filled out and sent in triplicate, along with a deposit, to this office. The amount of the deposit is \$855 for removal of three tanks, and \$1,074 for four. This completed closure form and deposit are due no later than June 24, 1991.

As indicated on the previous page, there are substantial penalties for failing to act in this regard. According to Sec. 25299 of the California Health and Safety Code, "Any owner of an underground tank system shall be liable for a civil penalty of not less than \$500 or more than \$5,000 for each underground storage tank for each day of violation for:...

...Failure to properly close an underground tank system, as required by Sec. 25298..."

If you have any questions about this letter or about underground tank regulations enforced by this office, please contact the undersigned at 271-4320.

Sincerely,



Gil Wistar
Hazardous Materials Specialist

enc.

cc: (letter only)

Mel Casali, Livermore Auto & Tire (167 S. Livermore Ave.,
Livermore, CA 94550)

Danielle Stefani, Livermore Fire Dept.

Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division

Rafat A. Shahid, Asst. Agency Director, Environmental Health
files

m

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R02734

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

Certified Mailer # P 062 127 766

March 7, 1991

Mr. Mel Casali
Livermore Auto & Tire
167 S. Livermore Ave.
Livermore, CA 94550

NOTICE OF VIOLATION

Dear Mr. Casali:

During an underground tank/hazardous waste inspection at the Livermore Auto & Tire facility, it came to our attention that the property has four underground storage tanks, three of which have been abandoned for many years. The fourth underground tank is being used to store waste oil, but is not being monitored according to provisions of state law.

The continued presence of the three unused tanks, for which no further operation is intended, violates Sec. 25298(a) and (c) of the California Health and Safety Code. These sections of code state that underground tanks must undergo proper closure as soon as they go out of operation. Abandonment is specifically forbidden. In addition, Sec. 25299(a)(5) authorizes civil penalties of up to \$5,000 per day to be assessed against the owner/operator as long as violations of Sec. 25298 continue. Mr. Murray Kelsoe owns the property.

Therefore, as I explained to you during the inspection, the three abandoned underground tanks must be removed, under closure procedures established by this office. Tank closure includes the cleanup of any soil or groundwater contamination that may have resulted from the tank systems. We recommend that you have the waste oil tank removed with the former fuel tanks, since this tank has not been monitored and your business may incur ongoing liability for subsurface releases if the tank is not in sound condition or if oil is spilled around the fill area and seeps into the soil. However, if you choose to continue using the waste oil tank, you must implement monitoring for this tank immediately; this shall consist of weekly gauging and annual precision testing.

Mr. Mel Casali
March 7, 1991
Page 2 of 2

Enclosed are forms and information regarding the closure of underground tanks in Alameda County. You will need to hire a contractor and have the closure form filled out and sent in triplicate, along with a deposit, to this office. The amount of the deposit is \$855 for removal of three tanks, and \$1,074 for four. This completed closure form and deposit are due no later than May 15, 1991.

If you have any questions about this letter or about underground tank regulations enforced by this office, please contact the undersigned at 271-4320.

Sincerely,

Gilbert M. Wistar

Gil Wistar
Hazardous Materials Specialist

enc.

cc (letter only):

Murray Kelsoe (P. O. Box 392, Alamo, CA 94507)

Howard Hatayama, DOHS

Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division

Rafat A. Shahid, Asst. Agency Director, Environmental Health
files

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