

## Detterman, Mark, Env. Health

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**From:** Prowell, Cheryl@Waterboards [Cheryl.Prowell@waterboards.ca.gov]  
**Sent:** Thursday, August 21, 2014 12:54 PM  
**To:** Hugh Murphy  
**Cc:** Roe, Dilan, Env. Health; doug@valleyoakpartners.com; Detterman, Mark, Env. Health; Timothy.Costello@tetrattech.com; Miles Perez; Steve Buscovich; Linda Ajello  
**Subject:** RE: 23830 and 23836 Saklan Road, and 24137 Eden Avenue, Hayward, CA (RO2795)

Hello Hugh,

Yes, I concur that ACEH may act as lead for this case and issue the required clearance.

Cheryl

Cheryl Prowell, PE  
Sr. Water Resource Control Engineer  
California Regional Water Quality Control Board, San Francisco Bay Region  
1515 Clay Street, Suite 1400  
Oakland, CA 94612  
510-622-2408  
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**From:** Hugh Murphy [<mailto:Hugh.Murphy@hayward-ca.gov>]  
**Sent:** Thursday, August 21, 2014 12:23 PM  
**To:** Prowell, Cheryl@Waterboards  
**Cc:** Roe, Dilan, Env. Health; [doug@valleyoakpartners.com](mailto:doug@valleyoakpartners.com); Detterman, Mark, Env. Health; [Timothy.Costello@tetrattech.com](mailto:Timothy.Costello@tetrattech.com); Miles Perez; Steve Buscovich; Linda Ajello  
**Subject:** RE: 23830 and 23836 Saklan Road, and 24137 Eden Avenue, Hayward, CA (RO2795)

Hi Cheryl,

Per our conversation, I am requesting concurrence that the Regional Water Quality Control Board is allowing Alameda County Environmental Health (ACEH) to act as lead on this case and to issue a clearance for the case and the interpretation that the site is suitable for residential development. We have the following condition of approval that the developer must comply with for their housing development:

*"Prior to issuance of Building or Grading Permits, a final clearance shall be obtained from either the California Regional Water Quality Control Board or the Department of Toxic Substance Control and submitted to the Hayward Fire Department. The clearance certificate will ensure that the property meets investigation and cleanup standards for residential development. Allowance may be granted for some grading activities, if necessary, to ensure environmental clearances."*

We are willing to accept the ACEH as the lead in meeting the conditions above. I have talked to Mark Detterman the case worker from (ACEH) regarding the case. Below is an email as well as attachment I have received from Mark Detterman of Alameda County Environmental Health.

Thanks.

Hugh Murphy, Hazardous Materials Program Coordinator

## Hayward Fire Department

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**From:** Detterman, Mark, Env. Health [<mailto:Mark.Detterman@acgov.org>]  
**Sent:** Thursday, August 21, 2014 11:47 AM  
**To:** Hugh Murphy  
**Cc:** Roe, Dilan, Env. Health  
**Subject:** 23830 and 23836 Saklan Road, and 24137 Eden Avenue, Hayward, CA (RO2795)

Hugh,

It was good to talk to you a earlier. Thanks for letting me know that Hayward annexed this area of Hayward about 5 years ago. ACEH was not aware of this. As I mentioned, ACEH was approached by the developer / consultant (June 2013; see attached phone log) to see about picking up the case (a former case or ours that had been transferred to the RWQCB) as the developer was not able to move the case forward with them. My knowledge is that Donna Drogos spoke with Cherie McCaulou (?) after the phone log date and determined that there was not an objection. What we apparently didn't expect was that the City had annexed the area.

I've also attached a copy of the directive letter that contained the public notice of potential closure, and the list of addresses that were sent the notice. As mentioned, what concerns me is that the list of standard additional notifications (EBMUD, RWQCB, and for this case - Hayward) was not attached to the letter. I recall one case where I was aware of this and asked our admin to additionally send it to them, but didn't have the time to fully document this at the time. I will need to followup on this at this end to figure out if this was the case (which I'm fairly certain this is). The public notice is on page 5. The comment period ends September 22, but if we need to extend it for the City of Hayward (or RWQCB, etc.) to comment, we can. Just let me know.

Best,

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
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*PDF copies of case files can be downloaded at:*

*<http://www.acgov.org/aceh/lop/ust.htm>*