

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT
02-22-06

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

February 21, 2006

Ms. Louise Delano
SBCSI-EM
308 South Akard Street, Room 900
Dallas, TX 75202

Subject: Fuel Leak Case No. RO0002871, SBC, 1612 Solano Avenue, Albany, CA – Work Plan Approval

Dear Ms. Delano:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and the report entitled, "Letter Work Plan for Proposed Soil and Groundwater Investigation, SBC Facility, 1612 Solano Avenue, Albany, California," dated January 26, 2006. The Work Plan proposes five direct-push soil borings around a former 4,000-gallon diesel fuel underground storage tank (UST). ACEH concurs with the proposed scope of work described in the Work Plan.

We request that you perform the proposed work and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to jerry.wickham@acgov.org) prior to the start of field activities.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Jerry Wickham), according to the following schedule:

- **June 23, 2006** – Soil and Groundwater Investigation Report

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

Effective **January 31, 2006**, 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. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

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. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for 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 monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at jerry.wickham@acgov.org.

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.

Ms. Louise Delano
February 21, 2006
Page 3

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.

If you have any questions, please call me at (510) 567-6791.

Sincerely,



Jerry Wickham, P.G.
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Robert Delnagro
Shaw Environmental, Inc.
4005 Port Chicago Highway
Concord, CA 94520

Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



*out
10-24-05*

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

October 21, 2005

Ms. Rebecca Greler Horton
Environmental Management
SBC Services, Inc.
Three SBC Plaza, #900
Dallas, TX 75202

Subject: Fuel Leak Case No. RO0002871, SBC, 1612 Solano Avenue, Albany, CA

Dear Ms. Horton:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and the report entitled, "Underground Storage Tank Removal and Installation Report," dated July 2004. The report summarizes the results from the removal of a 4,000-gallon diesel fuel tank. Total petroleum hydrocarbons as diesel (TPHd) were detected in the two soil samples collected beneath the former tank at concentrations of 160 and 1.4 milligrams per kilogram (mg/kg), respectively. We request that you characterize the extent of the fuel release in order to assess whether a significant impact has occurred to soil or groundwater at the site.

Please submit a work plan detailing your proposal to define the extent of soil contamination and to assess whether groundwater has been impacted by **January 12, 2006**. This report is being requested pursuant to the Regional Water Quality Control Board's (Regional Board) authority under Section 13267 of the California Water Code.

REQUEST FOR INFORMATION

ACEH's case files for the subject site contains only the report entitled, "Underground Storage Tank Removal and Installation Report," dated July 2004. We request that you submit copies of any other reports you have documenting additional investigation activities or other work related to this UST system/site with the work plan requested below.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Jerry Wickham), according to the following schedule:

- **January 12, 2006** – Investigation Work Plan

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) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy 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 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, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements ([http://www.swrcb.ca.gov/ust/cleanup/electronic reporting](http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting)).

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.

LANDOWNER NOTIFICATION REQUIREMENTS

Pursuant to California Health & Safety Code Section 25297.15, the active or primary responsible party for a fuel leak case must inform all current property owners of the site of cleanup actions or requests for closure. Furthermore, ACEH may not consider any cleanup proposals or requests for case closure without assurance that this notification requirement has been met. Additionally, the active or primary responsible party is required to forward to ACEH a complete mailing list of all record fee title holders to the site. If you have not already submitted a list of record fee title owners in response to the Notice of Responsibility, dated August 17, 2005, we require that you

submit a complete mailing list of all record fee title owners of the site by **December 1, 2005**, which states, at a minimum, the following:

A. *In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:*

- OR -

B. *In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.*

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

In the future, for you to meet these requirements when submitting cleanup proposals or requests for case closure, ACEH requires that you:

1. Notify all current record owners of fee title to the site of any cleanup proposals or requests for case closure;
2. Submit a letter to ACEH which certifies that the notification requirement in 25297.15(a) of the Health and Safety Code has been met;
3. Forward to ACEH a copy of your complete mailing list of all record fee title holders to the site; and
4. Update your mailing list of all record fee title holders, and repeat the process outlined above prior to submittal of any additional *Corrective Action Plan* or your *Request for Case Closure*.

Your written certification to ACEH (Item 2 above) must state, at a minimum, the following:

A. *In accordance with Section 25297.15(a) of the Health & Safety Code, I, (name of primary responsible party), certify that I have notified all responsible landowners of the enclosed proposed action. (Check space for applicable proposed action(s)):*

cleanup proposal (Corrective Action Plan)

request for case closure

local agency intention to make a determination that no further action is required

local agency intention to issue a closure letter

- OR -

B. *In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.*

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

UNDERGROUND STORAGE TANK CLEANUP FUND

Please be aware that you may be eligible for reimbursement of the costs of investigation from the California Underground Storage Tank Cleanup Fund (Fund). In some cases, a deductible amount may apply. If you believe you meet the eligibility requirements, I strongly encourage you to call the Fund for an application.

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.

If you have any questions, please call me at (510) 567-6791.

Sincerely,



Jerry Wickham, P.G.
Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Donna Drogos, ACEH
Jerry Wickham, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



May 26, 1999

202871

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

Nancy Clancy
Manager, Regulatory Compliance
Pacific Bell
P. O. Box 5095, Room 1N200
San Ramon, California 94583

**Subject: Operating permit for one underground storage tank,
located at 1612 Solano Avenue, Albany California 94706**

Dear Ms. Clancy:

This renewal permit and coverletter is intended to guide you, the owner-operator, in the proper management of the underground storage tank (UST) and to describe actions necessary for compliance with the permit conditions.

The tank system at the subject facility is a 4,000 gallon double wall fiberglass clad steel UST. The UST is used to store diesel fuel for a diesel powered emergency generator. Tank leak detection is performed using a Veeder-Root TLS 350 with an annular space sensor and an in-tank gauging probe. The suction piping that supplies the fuel to the stationary engine is double wall fiberglass utilizing a sump on the tank top to act as containment for the piping. Additional sensors are positioned at the lowest point in the secondary piping inside the building. The suction piping probes (3) are continuously monitored by the Veeder-Root TLS 350 monitoring console. The daytank is equipped with a sensor in the secondary containment. That sensor is not connected to the Veeder-Root TLS 350 monitoring console. However, when activated the alarm is audible and visual on the daytank operating panel.

Compliance with the following conditions is a requirement of the permit to operate:

1. Perform continuous leak detection using the sensors described above.
2. Maintain written records of all alarm conditions caused by product releases and the resolution of the condition.
3. **Annually** perform operational tests on the electronic monitoring equipment using qualified technicians. Submit a copy of the certification report to this office. **June** is the anniversary date for certification. Submit a copy of

Pacific Bell
Page 2 of 2
May 26, 1999

the certification results to this office within 30 days of the tests. Maintain written records of all maintenance performed on the tank system.

4. Maintain a copy of the operating permit and operating conditions on-site.
5. Report unauthorized releases to this office within 24 hours of discovery. Provide a written report within 5 working days.
6. Complete employee training for the operation of the tank system and document that training at least annually.
7. Report changes of facility operator or tank owner on Form A within 30 days of the change.
8. Any change in monitoring equipment must be pre-approved by this office prior to implementation.
9. Maintain certification of financial responsibility with documentation on-site.

This permit expires on June 6, 2004. If you have any questions regarding the operation of this tank system please contact me at (510) 567-6781.

Sincerely,



Robert Weston
Sr. Hazardous Materials Specialist

enclosures

c: Tom Peacock-files, ACDEH
Peter Shoys, Pacific Bell

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R02871

June 10, 1998

ENVIRONMENTAL HEALTH SERVICES

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

Steve Schamaun
Helmick & Lerner
1620 Executive Court
Sacramento, California 95864

Subject: Approval of Proposed Workplan

Dear Mr. Schamaun:

This office has received and reviewed the workplan submitted by you on behalf of Pacific Bell for 1612 Solano Avenue, Albany. The plan details modifications to an existing underground storage tank for the purpose of meeting 1999 upgrade requirements.

The workplan is approved as submitted with the following additional item. The drop tube shall be equipped with a tank bottom protector since the manufacturer of the underground storage tank (Modern Welding) can not guarantee the presence of a factory installed plate.

Please submit a updated Form B to document the installation to this office.

If you have any questions regarding this matter please contact me at (510) 567-6781.

Sincerely,

Robert Weston
Sr. Hazardous Materials Specialist

cc: file

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



R02871

RAFAT A. SHAHID, Assistant Agency Director

December 22, 1994
STID # 3859

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

Ms Kim Melville
Staff Associate
Pacific Bell Company
2600 Camino Ramon, Room 2E050
San Ramon, California, 94583

Re: FIVE YEAR UNDERGROUND STORAGE TANK PERMIT AT PACIFIC BELL
STATION LOCATED AT, 1612 SOLANO AVE., ALBANY, CA 94706

Dear Ms. Melville:

Enclosed is your five year permit to operate one underground fuel tank at the above referenced facility. The tank is double-walled with fiberglass exterior and the piping is also double-walled suction.

To operate under a valid permit, you are required to comply with the conditions in Title 23 of the California Code of Regulations (CCR). Based on these requirements, your tank must be monitored by a continuous electronic alarm system. The piping shall be tested at least once every three years at a pressure capable of detecting a minimum release equivalent to 0.1 gph leak defined at a minimum of 40 psi.

You may consult the revised Title 23, CCR for additional requirements. To obtain a copy of the regulations, you may contact the State Water Resources Control Board at 916-227-4303.

Please, do not hesitate to contact me with any questions at 510-567-6700, Monday through Thursday.

Sincerely,

Kevin Tinsley
Hazardous Materials Specialist

C: Edgar Howell, Chief - files (kt)
Ariu Levi, Manager-North County, Environmental Protection
Division

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



Ro 2871

RAFAT A. SHAHID, Assistant Agency Director

December 14, 1994
STID # 3859

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

Ms. Kim Melville,
Environmental Management
Pacific Bell Telephone Co.
2600 Camino Ramon, Room 2E050
San Ramon, California 93762

RE: Underground Storage Tank Monitoring Plan and Spill Plan
at Pacific Bell located at 1612 Solano Ave., Albany,
California 94707

Dear Ms. Melville:

In reference to our previous conversation September 1, 1994, regarding the above named site. A review of the file revealed, a Monitoring and Spill Response Plan for the double-walled Tank installed around November 1985 has not been received. These plans are required under section 2634, Article 3 of Title 23 C.C.R.. Please find enclosed a Consolidated Underground Tank Management Plan, and a copy of Title 23 C.C.R.. We are requesting that you complete and return the Consolidated Underground Tank Management Plan, within 30 days from the date of this letter.

In addition the following items must be submitted to this Office:

1. Results of the initial tank integrity test. With pipeline soap and pressure testing results.
2. Results of the last pipeline integrity testing.

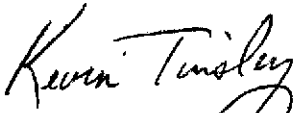
You should be aware that your Five (5) year Permit to operate this Tank has not been issued. A Permit can not be issued until all of the above requested documents have been received.

Page 2 of 2

Kim Melville
December 14, 1994

If you have any questions or concerns regarding the form, do not hesitate to call me at (510) 567-6731 between the hours of 9:00 a.m. till 4:00 p.m., Mondays through Fridays.

Sincerely,

A handwritten signature in cursive script that reads "Kevin Tinsley". The signature is written in dark ink and is positioned above the typed name.

Kevin Tinsley
Hazardous Materials Specialist
Underground Tank Program

c, Ariu Levi, Area Manager-North County, Alameda County
Environmental Protection

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R02871

December 28, 1993

CERTIFIED MAILER #: P 386 338 252

Pacific Bell
1612 Solano Ave.
Albany, 94707
UGTID:3859

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

**Re: FIVE-YEAR PERMITS FOR OPERATION OF UNDERGROUND STORAGE TANK(S)
1612 Solano Ave. Albany, 94707**

Dear Owner/Operator:

According to our records your facility referenced above has not received a five-year permit to operate UST's. In order to obtain a permit you must complete the following items marked below and return them within 30 DAYS. The necessary forms are enclosed. You may complete a "Consolidated Underground Tank Management Plan" which will assist you in preparing a monitoring plan, site plot plan and spill response plan for your tank(s). If supplemental information or forms are required, please submit it to this office with the completed questionnaire and application forms:

- ___ 1. An accurate and complete plot plan.
- ___ 2. A written spill response plan. (enclosed)
- ___ 3. A written tank monitoring plan. (enclosed)
- ___ 4. Results of precision tank test(s), (initial and annual).
- ___ 5. Results of precision pipeline leak detector tests (initial and annual).
- ___ 6. Complete UST PERMIT FORM A-one per facility. (enclosed)
- ___ 7. Complete UST PERMIT FORM B-one per tank. (enclosed)
- ___ 8. Complete UST PERMIT FORM C-one per tank if information is available. (enclosed)
- ___ 9. Letter stating how the tank is to be maintained during one year closure.

Be advised that Title 23 of the California Code of Regulation prohibits the operation of "ANY" UST without a permit. If our records are in error, you must contact this office immediately TO AVOID POSSIBLE ENFORCEMENT ACTION. Please feel free to contact this office at (510) 271-4320; to answer any questions which may arise in completing the mandatory five-year permit process. Be prepared to provide your zip code to speak with the Hazmat Specialist handling your case.

Sincerely,

Cynthia Manji for LARRY SETO.

LARRY SETO
Sr HazMat Specialist

c: Edgar Howell, Chief, Hazardous Materials Div. (files)