



Certified Mail #: 7011 3500 0003 1848 1028

September 18, 2012

NOTICE OF RESPONSIBILITY

Site Name & Address:

ARCO #0498
286 S LIVERMORE AVE
LIVERMORE, CA 94550

Local ID: RO0002873
Related ID: NA
RWQCB ID: NA
Global ID: T0600124081

Responsible Party:

CHOONGHUN CHUN
UNK2533
286 S LIVERMORE AVE
LIVERMORE CA 94550-4652

Date First Reported: 2/15/2005

Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified ATLANTIC RICHFIELD COMPANY as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5752.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date:

9/19/12

Action: Add
Reason: ADD RP

Attachment A: Responsible Parties Data Sheet

cc: Jenniffer Jordan, SWRCB, D. Drogos (Sent via electronic mail to donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

September 18, 2012

Site Name & Address:

ARCO #0498
286 S LIVERMORE AVE
LIVERMORE, CA 94550

Local ID: **RO0002873**
Related ID: **NA**
RWQCB ID: **NA**
Global ID: **T0600124081**

All Responsible Parties

RP has been named a Primary RP - SHANNON COUCH
ATLANTIC RICHFIELD COMPANY
PO BOX 1257 | SAN RAMON, CA 94583 | Phone (925) 275-3804

RP has been named a Primary RP - CHOONGHUN CHUN
UNK2533
286 S LIVERMORE AVE | LIVERMORE, CA 94550-4652 | Phone No Phone Number Listed

Responsible Party Identification Background

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

September 18, 2012

Responsible Party Identification

Existence of Unauthorized Release

In January 2005, eight soil borings were advanced in the vicinity of the underground storage tanks (USTs) and dispensers as part of a due diligence investigation. MTBE and TBA were detected in four soil samples collected from the borings at maximum concentrations of 0.022 ppm of MTBE and 0.031 ppm of TBA. Four monitoring wells were installed at the site in November 2008. Groundwater samples collected from the monitoring wells contained total petroleum hydrocarbons as gasoline (TPHg) at concentrations up to 28,000 ppb. Based on the site characterization data, an unauthorized release or releases occurred from the UST system.

Responsible Party Identification

Atlantic Richfield Company is a responsible party for the fuel leak because they were the business owner, tank owner, and tank operator at the time of the unauthorized release (Definition 1), were the property owner at the time of the unauthorized release (Definition 3), and had control of the UST at the time of or following an unauthorized release (Definition 4).

Choonghun Chun purchased the property in May 2005. As the current owner of the property where an unauthorized release occurred (Definition 3), Choonghun Chun is also a responsible party.