



ENVIRONMENTAL HEALTH DEPARTMENT
ENVIRONMENTAL PROTECTION
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April 20, 2012

Mr. Steven Hill
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
(sent via electronic mail to: SHill@waterboards.ca.gov)

Subject: Notice of Enforcement Referral; Fuel Leak Case No. RO0002877 and Geotracker Global ID T0600193302, Roberts Tires, 4311-4333 MacArthur Boulevard, Oakland, CA 94619

Dear Mr. Hill:

This is a notice of an enforcement referral for the subject site. Site Responsible Parties are non-responsive to Alameda County Environmental Health (ACEH) requests and are recalcitrant. The site has accumulated a series of Notice of Violations from ACEH. As a consequence, ACEH is referring this site to the San Francisco Bay Regional Water Quality Control Board for further actions.

Site Background

In 1999, a magnetometer survey detected the presence of five metal objects, including two located in MacArthur Boulevard (near center median). Three were believed to be USTs, and uncertainty was present regarding the other two objects. The property appears to have been a service station since the 1940's, and a brake shop between the early 1960's and the mid 1990's; the site is currently unoccupied. Soil bores installed in 2000 documented concentrations up to 14,000 µg/l TPHd, 13,000 µg/l TPHg, and 4,100 µg/l benzene. DTSC conducted a preliminary assessment in 2001 and up to 36,400 mg/kg TPHmo and 6,900 mg/kg lead was documented in soil. Soil bores installed in March 2003 documented concentrations up to 4,000 µg/l TPHd, 37,000 µg/l TPHg, and 5,800 µg/l benzene. In 2002 and 2004 DTSC required remediation of shallow soil to remove lead, TPH diesel, and TPH motor oil from soil. The soil case received closure form DTSC on January 24, 2005 and the groundwater case was transferred to Alameda County at that time. The downgradient, lateral, and vertical extent of contamination is undefined.

Because the site remained unclaimed in Geotracker, two Notices of Violation (NOVs) were issued in July 2009 and February 2011; the site has since been claimed; however, no document uploads have been submitted. Another NOV was issued in August 2011 due to lack of requested further work. A very limited response has been received; however, no additional work has been undertaken. ACEH is also in receipt of a June 2011 letter from DTSC that provided comments on a Notice of Preparation (NOP) for a draft Environmental Impact Report (EIR) for redevelopment of the subject site; however, ACEH still has not been copied on the document(s), nor been notified of redevelopment plans.

Please note that not all historic documents for the fuel leak case are available on GeoTracker. A more complete historic case file for this site is located on the Alameda County Environmental Health website at: <http://ehgis.acgov.org/dehpublic/dehpublic.jsp>.

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Should you have any questions, please contact me at (510) 567-6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,

Mark E. Detterman, PG, CEG
Senior Hazardous Materials Specialist

cc: Mr. Alex Hahn, Hang & Kang Equity I LP, 64 Hickory Court, Danville, CA 94506-4527
Hahn Development, LLC, 64 Hickory Court, Danville, CA 94506-4527
Mr. Glenn Roberts, Glenn E. Roberts Trust, 1030 Circle Creek Drive, Lafayette, CA 94549-3263

Donna Drogos, ACEH, (sent via electronic mail to donna.drogos@acgov.org)
Mark Detterman, ACEH, (sent via electronic mail to mark.detterman@acgov.org)
Geotracker, Electronic File