



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

September 1, 2011

Mr. Alex Hahn  
Hahn & Kang Equity I LP  
64 Hickory Court  
Danville, CA 94506-4527

Subject: Notice of Responsibility; Fuel Leak Case No. R00002877 and Geotracker Global ID T0600193302, Roberts Tires, 4311-4333 MacArthur Boulevard, Oakland, CA 94619

Dear Mr. Hahn:

In an earlier Notice of Responsibility (NOR), Hahn & Kang Equity I LP (Hahn & Kang) was notified that the referenced site had been placed in the Local Oversight Program and that Hahn & Kang was named as a Responsible Party for the fuel leak case. In the attached updated NOR, former property owners have also been named additional Responsible Parties for the fuel leak case as defined under 23 C.C.R. Sec. 2720. Please see Attachment A – Responsible Parties Data Sheet, which identifies all Responsible Parties and provides background on the unauthorized release and Responsible Party Identification.

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

Sincerely,

A handwritten signature in blue ink that reads "Mark E. Detterman".

Digitally signed by Mark E. Detterman  
DN: cn=Mark E. Detterman, o, ou,  
email, c=US  
Date: 2011.09.01 14:35:30 -0700

Mark E. Detterman, P.G., C.E.G.  
Senior Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements / Obligations  
Electronic Report Upload (ftp) Instructions

cc: Donna Drogos (sent via electronic mail to [donna.drogos@acgov.org](mailto:donna.drogos@acgov.org))  
Mark Detterman (sent via electronic mail to [mark.detterman@acgov.org](mailto:mark.detterman@acgov.org))  
Case Electronic File, GeoTracker

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 29, 2011

Site Name & Address:

**ROBERTS TIRES**  
**4311-4333 MACARTHUR BLVD**  
**OAKLAND, CA 94619**

Local ID: **RO0002877**  
Related ID: **NA**  
RWQCB ID: **NA**  
Global ID: **T0600193302**

**All Responsible Parties**

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**RP has been named a Primary RP - ALEX HAHN**  
**HAHN & KANG EQUITY I LP**

64 HICKORY COURT | DANVILLE, CA 94506-4527 | Phone No Phone Number Listed

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**RP has been named a Primary RP - ALEX HAHN**  
**HAHN DEVELOPMENT LLC**

64 HICKORY CT | DANVILLE, CA 94506-4527 | Phone No Phone Number Listed

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**RP has been named a Primary RP - GLENN ROBERTS**  
**GLENN E ROBERTS TR**

1030 CIRCLE CREEK DR | LAFAYETTE, CA 94549-3263 | Phone (925) 323-1500

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**RP has been named a Primary RP - GLENN ROBERTS**  
**RUTH C ROBERTS TRUST**

1030 CIRCLE CREEK DRIVE | LAFAYETTE, CA 94549-3263 | Phone No Phone Number Listed

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**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)

August 31, 2011

### **Responsible Party Identification**

#### Responsible Party Identification

##### Existence of Unauthorized Release

In December 2000 six soil bores were drilled at the site and grab groundwater samples were collected. Concentrations of Total Petroleum Hydrocarbons (TPH) as gasoline up to 13,000 µg/l, TPH as diesel up to 14,000 µg/l, 46,000 µg/l TPH as motor oil, and benzene concentrations up to 410 µg/l were documented in the groundwater samples. An approximately 100 gallon waste oil UST was removed from the ground at the site in October 2004; however, a previous 1999 geophysical survey located additional buried metallic objects both onsite and offsite in MacArthur Boulevard; some appear to be USTs. These data indicate that an unauthorized release has occurred at the site.

#### Responsible Party Identification

The Ruth C. Roberts Trust purchased or received the property in July 2000, and is therefore a former property owner of the site. The Ruth C. Roberts Trust is a responsible party for site because it owned an UST used for the storage of a hazardous substance (Definition 1), and it owned the property where an unauthorized release has occurred (Definition 3).

The Glenn E. Roberts Trust purchased or received the property in December 2003, and is therefore a former property owner of the site. The Glenn E. Roberts Trust is a responsible party for site because it owned an UST used for the storage of a hazardous substance (Definition 1), and it owned the property where an unauthorized release has occurred (Definition 3).

The Hahn Development LLC purchased the site in December 2003, and is therefore a former property owner of the site. The Hahn Development LLC is a responsible party for site because it owned an UST used for the storage of a hazardous substance (Definition 1), and it owned the property where an unauthorized release has occurred (Definition 3).

The Hahn & Kang Equity I LP is purchased or received the site in August 2009, and is therefore the property owner of the site. The Hahn & Kang Equity I LP is a responsible party for site because it owns the property where an unauthorized release has occurred (Definition 3).