# Wickham, Jerry, Env. Health

From: frank goldman [fjgoldmanchg@yahoo.com]

Sent: Thursday, December 28, 2006 10:16 PM

To: Wickham, Jerry, Env. Health

Subject: Acts Full Gospel Church Upate #2

## Jerry;

We have obtained the Encroachment permit from the City of Oakland for the installation of the three wells. The excavation permit for the installation of the one soil boring and the obstruction permit and traffic control plan were submitted to the City last week. After these permits are approved, I will submit the well permit and health and safety plan to the County of Alameda Public Works.

Thanks, Frank

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

# Wickham, Jerry, Env. Health

To:

frank goldman

Subject: RE: Act Full Gospel Church

Frank,

Based on the permitting issues with the City of Oakland, we will extend the schedule for submittal of a Site Investigation Report by 30 days to December 14, 2006.

Regards,

Jerry Wickham

Hazardous Materials Specialist

Alameda County Environmental Health
1131 Harbor Bay Parkway
Suite 250

Alameda, CA 94502-6577
510-567-6791 phone
510-337-9335 Fax
jerry.wickham@acgov.org

From: frank goldman [mailto:figoldmanchg@yahoo.com]

Sent: Thursday, September 28, 2006 6:59 PM

**To:** Wickham, Jerry, Env. Health **Subject:** RE: Act Full Gospel Church

Jerry;

Acts Community Development (ACT) was not able to provide their own insurance which would satisfy the City of Oakland Community Development in our efforts to obtain an encroachment permit to drill in the street as per the approved workplan.

So, the driller, Clearheart, was able to arrange to have ACT designated as an additionally insured on their policy along with the specific verbage the City requires. I will overnight the application package for the encroachment permit tomorrow. I have been to their counter, four times in the last month trying get direction on what is acceptable. While I was at the City permit Counter the other day, I was informed that it would take three weeks to approve the encroachment permit application and associated documents. After the encroachment permit is approved, they will consider the excavation permit to drill the one soil boring. After this is accomplished, the County will issue a well permit. It looks like it will take another month to get through permit process. After the permits are approved, obtaining a drilling date should be easy due to our entering the rainy season. It will take another two weeks to obtain the lab results and another two weeks for me to generate and submit the technical report. So, it looks like you can expect the technical report around two months from now; around Thanksgiving. Let me know if this schedule is acceptable.

Thanks; Frank Goldman 707 758-6614

# "Wickham, Jerry, Env. Health" < jerry.wickham@acgov.org > wrote:

Frank,

The proposed soil boring location is acceptable. If becomes necessary to adjust the boring location in the field due to utilities, please move the boring to the east.

Regards,

Jerry Wickham

Hazardous Materials Specialist

Alameda County Environmental Health

1131 Harbor Bay Parkway

Suite 250

Alameda, CA 94502-6577

510-567-6791 phone

510-337-9335 Fax

jerry.wickham@acgov.org

From: frank goldman [mailto:fjgoldmanchg@yahoo.com]

**Sent:** Monday, July 17, 2006 1:54 PM **To:** Wickham, Jerry, Env. Health **Subject:** Act Full Gospel Church

Jerry;

I received your letter of July 10, 2006 and have provided you with a proposed location for your recommended soil boring.

Please let me know if this is acceptable. See attached map.

Frank

707 758-6614

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All-new Yahoo! Mail - Fire up a more powerful email and get things done faster.

Date: Aug 21, 2006 Jerry Wickham (510) 337-9335 Frank Goldman

(707) 758-6614 cell

Sobject: Please sign the attached ACPWA well detail request form Please FAX it back to: (707) 237-6700

**Alameda County** 

AUG 2 1 2006

**Environmental** Health



COUNTY OF ALAMEDA
PUBLIC WORKS AGENCY
WATER RESOURCES SECTION
399 Elmhurst Street, Hayward, CA 94544-1395
James Yoo PH: (510) 670-6633 FAX: (510) 782-1939
FOR GENERAL DRILLING PERMIT INFO:
WWW.acgov.org/pwa/wells

# WELL COMPLETION REPORT RELEASE AGREEMENT....AGENCY

(Government and Regulatory Agencies and their Authorized Agents)

Acts Community	Development.
Project No/ Site Address. 1001 77th Avenu	e City Oakland, CA94621
Township, Range, and Section  (Must include entire study area and a map that above the area of interest.)	map Radius -2 mile
Under California Water Code Section 13752, the agency named below to inspect or copy, or for our authorized agent named below to inspection 13751 to (check one):	requests permission from Department of Water Resources ect or copy, Well Completion Reports filed pursuant to
Make a study, or,	
Perform an environmental cleanup study associated with an una miles.	uthorized release of a contaminant within a distance of 2
In accordance with Section 13752, information obtained from the disseminated, published, or made available for inspection by the publ well(s). The information shall be used only for the purpose of co CONFIDENTIAL and shall be kept in a restricted file accessible only	ic without written authorization from the owner(s) of the inducting the study. Copies obtained shall be stamped
Franklin J. Goldman Authorized Agent	Government or Regulatory Agency
P.O. Box 59	1131 Harbor Bay Pkwy Address Suite 250
Sonoma, CA 95476	Alameda, CA 94502-9335
City, State, and Zip Code  Franchin L. Hodman	City, State, and Zip Code
Signature	Signature Derry Wickham
Certified Hydrogeologist	Hazardous Materials Title Specialist
Telephone ()(707)235-9979	Telephone ()(510) 567-6791
Fax () (707)237-6700	Fax () (510) 337-9335
August 18,2006	Date August 18, 2006
Franklin Goldman E-mail Quality Com	Jevry.wickham@acgov.org
@yahoo.com	

POO-FDES-FORM-Atsuneda County Well Completion Report Release Agreement

	UNDERGROUND STORAGE TANK UNAUTHO	RIZED R	ELEASE (LEAK)/ C	ONTAMINATION SI	TE REPORT		
	EMERGENCY  HAS STATE OFFICE OF EMERGENCY SERVICES  REPORT BEEN FILED?  Yes No		FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I AM A DESIGNATED GOVERNMENT EMPLOYEE AND THAT I HAVE REPORTED THIS INFORMATION TO LOCAL OFFICIALS PERSUANT TO SECTION 25180.7 OF THE HEALTH AND SAFETY GODE.				
REP	ORT DATE CASE #						
REPORTED BY	Bruce Rucker	510-	SIGNATURE SIGNATURE BUNK M- PUMV.		Pull -		
	REPRESENTING   REGIONAL BOARD   DWNCT   OWNEROPERATOR   OTHER CONSUMENT FOR OWNER		Stellas Environmental Solutions, Inc.				
	2198 Sixth St. #201	-1	Beskeley	CA	947/0 STATE ZIP		
RESPONSIBLE PARTY	Acts Community Development -	Unknown			570/568-4317		
	STREET		Oakland	C			
SITE LOCATION	FACILITY NAME (IF APPLICABLE)  URCANT COMMUNICICIAL		not applicable		not applicable		
	ADDRESS 1001 77th Aware		Oatland		A 94631 ZIP		
	Sponcer Street						
IMPLEMENTING AGENCIES	Alameda County Environmental Health Dapi	t. Local	Oversight Prog	(aM)	510/567-6700		
IMPLE					510/622-2300		
SUBSTANCES INVOLVED	ID NAME						
SUBS	Diesel/mator eil						
RY/ABATEMENT	September 2005	Fank Test nventory Co	☐ Tank Removal entrol ☐ Subsurface Mo	witte	ling investigation		
		METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APP  ☐ Unknown ☐ Remove Contents ☐ Close Tank ☐ Repair Tank ☐ Change Procedure			LY) (		
DISCOVE	HAS DISCHARGE BEEN STOPPED?  Yes No  IF YES, DATE		Replace Tank Other				
SOURCE/ CAUSE							
iii ii							
CURRENT STATUS	CHECK ONE ONLY  No Action Taken  Case Closed (Cleanup Completed or Unnecessary)  Leak Being Confirmed  Pollution Characterization  Remediation Plan  Preliminary Site Assessment Workplan Submitted  Preliminary Site Assessment Underway						
REMEDIAL	CHECK APPROPRIATE ACTION(S)  Cap Site (CD) Contamination Barrier (CB) Vacuum Extract (VE) Excavate & Dispose (ED)  Check APPROPRIATE ACTION(S) Excavate & Treat (ET) Check APPROPRIATE ACTION(S) Excavate & Treat (ET) Check APPROPRIATE ACTION(S) Check APPRO	☐ Enha	atment at Hookup (HU) anced Bio Degradation (I lace Supply (RS) t Soil (VS)	Other  To be implanted in implemented in	ol Jan 2005		
COMMENTS	Actions taken to date include exploratory boso reports submitted to Alamela County Hea		n in Sept & Nov	2005, win 2			

# Wickham, Jerry, Env. Health

To:

frank goldman

Subject: RE: Act Full Gospel Church

Frank,

The proposed soil boring location is acceptable. If becomes necessary to adjust the boring location in the field due to utilities, please move the boring to the east.

Regards,

Jerry Wickham
Hazardous Materials Specialist
Alameda County Environmental Health
1131 Harbor Bay Parkway
Suite 250
Alameda, CA 94502-6577
510-567-6791 phone
510-337-9335 Fax
jerry.wickham@acgov.org

From: frank goldman [mailto:fjgoldmanchg@yahoo.com]

**Sent:** Monday, July 17, 2006 1:54 PM **To:** Wickham, Jerry, Env. Health **Subject:** Act Full Gospel Church

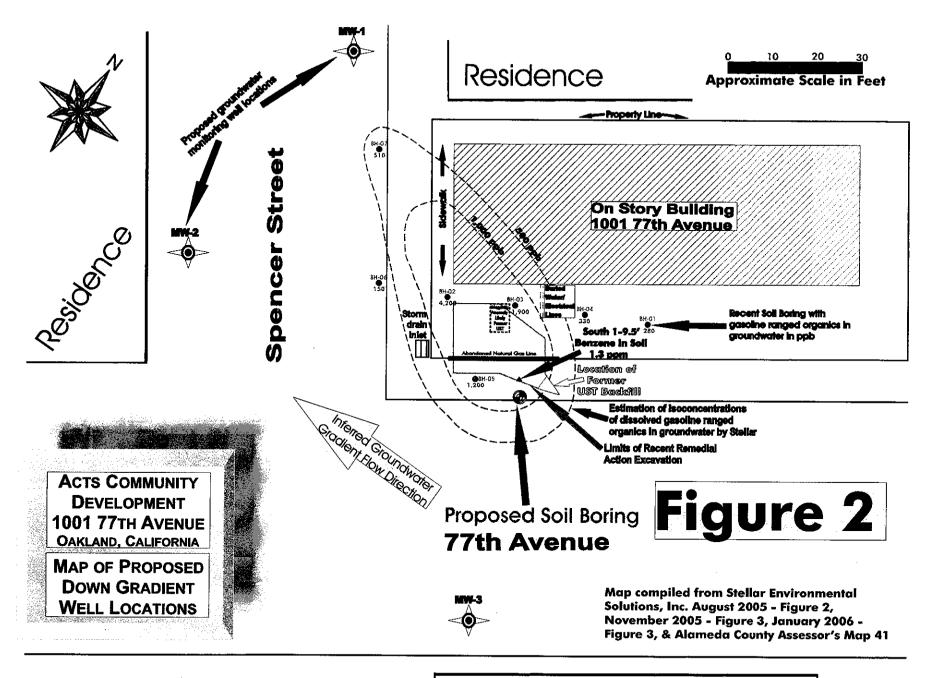
Jerry;

I received your letter of July 10, 2006 and have provided you with a proposed location for your recommended soil boring.

Please let me know if this is acceptable. See attached map.

Frank 707 758-6614

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General Location of Motor Manufacturing Facility AGENCY





DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES

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

July 10, 2006

Bishop Robert Jackson **ACTS Community Development** 1034 66th Avenue Oakland, CA 94621

Daniel Ustin P.O. Box 591 Garden Vall, ID 83622

Man F. and Siumei L. Chu 2985 California Street Oakland, CA 94602

Subject: LOP Case RO0002905, ACTS Community Development, 1001 77th Avenue, Oakland, CA – Work Plan Approval

Dear Bishop Jackson, Daniel Ustin, and Man F. and Siumei L. Chu:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and the document entitled, "Workplan for an Offsite Subsurface Hydrogeologic Investigation of Hydrocarbons at the Former UST Site," dated June 27, 2006. The Work Plan proposes the installation, development, and sampling of three monitoring wells. This proposed scope of work in the Work Plan is generally acceptable; however, the Work Plan does not include plans to sample soils in the area south to southeast of the former USTs in order to define the lateral and vertical extent of contamination. ACEH previously requested in correspondence dated March 28, 2006 that you collect soil samples in this area in order to define the lateral and vertical extent of contamination in the area of the former tank backfill. Therefore, we conditionally concur with the proposed work provided that one additional soil boring is advanced during the field investigation as described in technical comment 2 below.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

#### **TECHNICAL COMMENTS**

- Proposed Monitoring Wells. The proposed locations and methods for installation, development, and sampling of the proposed monitoring wells are acceptable. Please present the results of the well installation and sampling in the Site Investigation Report requested below.
- Soil Contamination South/Southeast of Former USTs. We request that you advance one soil boring in the area south to southeast of the former USTs in order to define the lateral and vertical extent of contamination. An approximate location for the proposed soil boring is shown on the attached Revised Figure 2. Soil samples are to be collected continuously for

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu July 10, 2006 Page 2

logging purposes. If staining, odor, or elevated PID readings are observed during screening of soil samples in the field, soil samples are to be submitted for laboratory analyses for all depth intervals where the staining, odor, or elevated PID readings are observed. If staining, odor, or elevated PID readings are not observed in the boring, soil samples are to be collected for laboratory analysis at a minimum of five-foot intervals and one soil sample is to be collected for laboratory analysis from the capillary fringe. The soil boring is to be extended to the deeper of 15 feet bgs or the maximum extent of observed contamination. Please present the results in the Site Investigation Report requested below.

- 3. Laboratory Analyses for Soil Samples. Please analyze all soil samples submitted for laboratory analysis for TPH as gasoline, TPH as diesel, BTEX, MTBE, lead scavengers (ethylene dibromide and 1,2-dichloroethane), and total lead. Please present these results in the Site Investigation Report requested below.
- 4. Laboratory Analyses for Groundwater Samples. Please analyze all groundwater samples submitted for laboratory analysis for TPH as gasoline, TPH as diesel, BTEX, MTBE, lead scavengers (ethylene dibromide and 1,2-dichloroethane), and total lead. Please present these results in the Site Investigation Report requested below.
- 5. Detailed Well Survey. We request that you locate all wells (monitoring and production wells: active, inactive, standby, decommissioned, abandoned and dewatering, drainage and cathodic protection wells) within ½ mile of the subject site. We recommend that you obtain well information from both Alameda County Public Works Agency and the State of California Department of Water Resources, at a minimum. Submittal of maps showing the location of all wells identified in your study, and the use of tables to report the data collected as part of your survey are required. Please present your results in the Site Investigation Report Plan requested below.
- 6. **Utility Survey**. An evaluation of the potential for utility lines and trenches (including sewers, storm drains, pipelines, and trench backfill) to act as preferential pathways for contaminant migration is required. Please present a map in the Site Investigation Report requested below showing the locations and depths of utility lines and trenches within and near the site.
- Sensitive Receptors. Please identify any sensitive receptors such as schools, day care
  centers, or medical care facilities within 200 feet of the site. Please include this information
  in the Site Investigation Report requested below.

#### TECHNICAL REPORT REQUEST

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

November 14, 2006 – Site 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

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu July 10, 2006 Page 3

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).

#### 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.

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu July 10, 2006 Page 4

# **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.

## **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

Hazardous Materials Specialist

Attachment: Revised Figure 2

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Frank Goldman

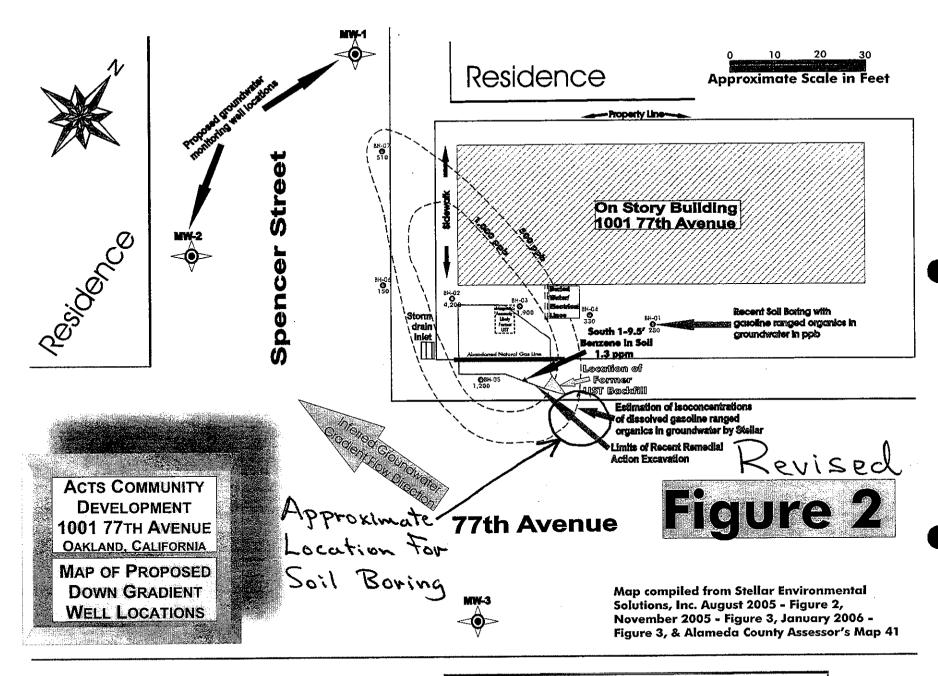
Environmental and Hydrogeological Consulting

P.O. Box 58

Sonoma, CA 95476

Donna Drogos, ACEH Jerry Wickham, ACEH

File



General Location of Motor Manufacturing Facility

DEPARTMENT OF WATER RESOURCES CENTRAL DISTRICT 3251 S Street Sacramento, CA 95816 (916) 227-7632 (916) 227-7600(Fax)

NORTHERN DISTRICT 2440 Main Street Red Bluff, CA 96080 (530) 529-7300 (530) 529-7322 (Fax)

SAN JOAQUIN DISTRICT 3374 East Shields Avenue Fresno, CA 93726 (559) 230-3300 (559) 230-3301 (Fax)

SOUTHERN DISTRICT 770 Fairmont Avenue Glendale, CA 91203 (818) 543-4600 (818) 543-4604 (Fax)

WELL COMPLETION REPORT RELEASE AGREEMENT--AGENCY

ACTS Community	
Project/Contract No. 1001 77th Avenu Oakland, CA 946 Alameda County	521
Township, Range, and Section	One Half Mile Radius
(Must include entire study area and a map that shows the a	See attached map area of interest.)
Under California Water Code Section 13752, the Department of Water Resources to inspect or coinspect or copy, Well Completion Reports filed p	e agency named below requests permission from ppy, or for our authorized agent named below to ursuant to Section 13751 to (check one):
Make a study, or,	
Perform an environmental cleanup study contaminant within a distance of 2 miles.	associated with an unauthorized release of a
In accordance with Section 13752, information o confidential and shall not be disseminated, public without written authorization from the owner(s) of the purpose of conducting the study. Copies obtained be kept in a restricted file accessible only to age	shed, or made available for inspection by the public f the well(s). The information shall be used only for tained shall be stamped CONFIDENTIAL and shall
Franklin J. Goldman, CHG	Alameda County
Authorized Agent	Environmental Héalth Government or Regulatory Agency
P.O. Box 59	1131 Harbor Bay Parkway,
Address Address	Suite 250
Sonoma, CA 95476	Alameda, CA 94502-9335
City, State, and Zip Code	City, State, and Zip Code
Signature	Signature My Wicheran
Franklin J. Goldman	(Jerry Wickham
Title Certified Hydrogeologist	Title Hazardous Materials Specialist
Telephone ( <b>707 758-6614</b>	Telephone <b>510 567-6791</b>
Fax ( <b>707 237-6700</b>	Fax 510 337-9335
Date_ <b>August 18, 2006</b>	Date August 18, 2006

E-mfijgoldmanchg@yahoo.comE-mailJerry.wickham@acgov.org

# Alameda County Environmental Cleanup **Oversight Programs** (LOP and SLIC)

ISSUE DATE: July 5, 2005

REVISION DATE: May 31, 2006

PREVIOUS REVISIONS: October 31, 2005,

December 16, 2005

**SECTION:** Miscellaneous Administrative Topics & Procedures

SUBJECT: Electronic Report Upload (ftp) Instructions

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.

## REQUIREMENTS

- Entire report including cover letter must be submitted to the ftp site as a single portable document format (PDF) with no password protection. (Please do not submit reports as attachments to electronic mail.)
- It is preferable that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather
- Signature pages and perjury statements must be included and have either original or electronic signature.
- Do not password protect the document. Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. Documents with password protection will not be accepted.
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:

RO#\_Report Name\_Year-Month-Date (e.g., RO#5555\_WorkPlan\_2005-06-14)

# **Additional Recommendations**

A separate copy of the tables in the document should be submitted by e-mail to your Caseworker in Excel format. These are for use by assigned Caseworker only.

# **Submission Instructions**

- 1) Obtain User Name and Password:
  - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
    - Send an e-mail to dehloptoxic@acgov.org

- ii) Send a fax on company letterhead to (510) 337-9335, to the attention of: ftp Site Coordinator.
- b) In the subject line of your request, be sure to include "ftp PASSWORD REQUEST" and in the body of your request, include the Contact Information, Site Addresses, and the Case Numbers (RO# available in Geotracker) you will be posting for.
- 2) Upload Files to the ftp Site
  - a) Using Internet Explorer (IE4+), go to <a href="ftp://alcoftp1.acgov.org">ftp://alcoftp1.acgov.org</a>
    - (i) Note: Netscape and Firefox browsers will not open the FTP site.
  - b) Click on File, then on Login As.
  - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
  - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
  - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
  - a) Send email to dehloptoxic@acgov.org notify us that you have placed a report on our ftp site.
  - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name at acgov.org. (e.g., firstname.lastname@acgov.org)
  - c) The subject line of the e-mail must start with the RO# followed by Report Upload. (e.g., Subject: RO1234 Report Upload)

# Wickham, Jerry, Env. Health

To:

frank goldman

Subject: RE: Request for Extension of Technical Report Submittal

Based upon your request, the schedule for submittal of a Work Plan for case RO2905 is extended 30 days to July 7, 2006.

Regards,

Jerry Wickham
Hazardous Materials Specialist
Alameda County Environmental Health
1131 Harbor Bay Parkway
Suite 250
Alameda, CA 94502-6577
510-567-6791 phone
510-337-9335 Fax
jerry.wickham@acgov.org

From: frank goldman [mailto:fjgoldmanchg@yahoo.com]

**Sent:** Tuesday, June 06, 2006 11:23 AM

To: Wickham, Jerry, Env. Health

Subject: Request for Extension of Technical Report Submittal

Mr. Wickham;

I have been authorized by Acts Community Development to produce an investigation workplan for the former UST at 1001 77th Avenue, Oakland. I recently came back from overseas and was not able to get access to enough of this site's environmental documents until a few days ago.

Fortunately, I was able to obtain an electronic copy of the entire case file from the County a few days ago. I will need a few weeks to formulate and submit the investigation workplan to you.

Thank you,

Frank Goldman, CHG 707 235-9979 cell

Do You Yahoo!?

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**AGENCY** 



DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES

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

March 28, 2006

Bishop Robert Jackson ACTS Community Development 1034 66<sup>th</sup> Avenue Oakland, CA 94621

Daniel Ustin P.O. Box 591 Garden Vall, ID 83622

Man F. and Siumei L. Chu 2985 California Street Oakland, CA 94602

Subject: LOP Case RO0002905, ACTS Community Development, 1001 77<sup>th</sup> Avenue, Oakland, CA – Request for Work Plan

Dear Bishop Jackson, Daniel Ustin, and Man F. and Siumei L. Chu:

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-Related Corrective Action Report," dated February 3, 2006, prepared by Stellar Environmental Solutions, Inc. The report presents the results of a geophysical survey to assess the presence of underground storage tanks (USTs) and results of soil excavation to remove contaminated soil. Based on results of soil borings and confirmation samples from the contaminated soil removal, the extent of soil contamination has been largely defined to the north, west, and east of the apparent source of contamination (area of former UST) but has not been defined to the south and southeast. The extent of groundwater contamination has not been fully defined for the site. Therefore, ACEH requests that you submit a Work Plan by June 7, 2006 to define the extent of groundwater contamination and to define the extent of soil contamination south/southeast of the area of the former UST.

We request that you address the following technical comments, perform the proposed work, and send us the reports described below.

#### **TECHNICAL COMMENTS**

- Soil Contamination South/Southeast of Former USTs. ACEH requests that you collect soil samples in the area south to southeast of the former USTs in order to define the lateral and vertical extent of contamination. Please present plans in the Work Plan requested below to collect and analyze soil samples in this area.
- Groundwater Characterization. Additional groundwater characterization is required to define the hydraulic gradient and extent of groundwater contamination. Please present plans to conduct additional groundwater characterization in the Work Plan requested below. The

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu March 28, 2006 Page 2

"Underground Storage Tank-Related Corrective Action Report," dated February 3, 2006, recommends the installation of monitoring wells to characterize the lateral and vertical extent of contamination and evaluate the stability of the plume. The installation of monitoring wells and quarterly groundwater sampling of the monitoring wells is acceptable.

- 3. Laboratory Analyses for Ethylene Dibromide and 1,2-Dichloroethane. Soil and groundwater samples do not appear to have been analyzed for the lead scavengers ethylene dibromide and 1,2-dichloroethane during previous investigation. Please propose soil and groundwater analyses in the Work Plan requested below in order to assess whether lead scavengers are chemicals of concern for the site.
- Figure 2 of the Underground Storage Tank-Related Corrective Action Report. Please correct future versions of this figure to indicate Spencer Street rather than "Spear Street," west of the site.

### TECHNICAL REPORT REQUEST

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

June 7, 2006 – 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**

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

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu March 28, 2006 Page 3

required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (<a href="http://www.swrcb.ca.gov/ust/cleanup/electronic reporting">http://www.swrcb.ca.gov/ust/cleanup/electronic reporting</a>).

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.

### <u>UNDERGROUND STORAGE TANK CLEANUP FUND</u>

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.

#### **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.

Bishop Robert Jackson Daniel Ustin Man F. and Siumei L. Chu March 28, 2006 Page 4

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

Sincerely,

Jerry Wickham

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Bruce Rucker

Stellar Environmental Solutions, Inc.

2198 Sixth Street, Suite 201

Berkeley, CA 94710

Donna Drogos, ACEH Jerry Wickham, ACEH

File

# Alameda County Environmental Cleanup **Oversight Programs** (LOP and SLIC)

ISSUE DATE: July 5, 2005

**REVISION DATE:** December 16, 2005

PREVIOUS REVISIONS: October 31, 2005

SECTION: Miscellaneous Administrative Topics & Procedures

SUBJECT: Electronic Report Upload (ftp) Instructions

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.

# REQUIREMENTS

- Entire report including cover letter must be submitted to the ftp site as a single portable document format (PDF) with no password protection. (Please do not submit reports as attachments to electronic mail.)
- It is preferable that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather
- Signature pages and perjury statements must be included and have either original or electronic signature.
- Do not password protect the document. Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. Documents with password protection will not be accepted.
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer
- Reports must be named and saved using the following naming convention:

RO#\_Report Name\_Year-Month-Date (e.g., RO#5555\_WorkPlan\_2005-06-14)

# **Additional Recommendations**

A separate copy of the tables in the document should be submitted by e-mail to your Caseworker in Excel format. These are for use by assigned Caseworker only.

# **Submission Instructions**

- 1) Obtain User Name and Password:
  - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
    - Send an e-mail to dehloptoxic@acgov.org

- Send a fax on company letterhead to (510) 337-9335, to the attention of Alicia Lam-Finneke.
- b) In the subject line of your request, be sure to include "ftp PASSWORD REQUEST" and in the body of your request, include the Contact Information, Site Addresses, and the Case Numbers (RO# available in Geotracker) you will be posting for.
- 2) Upload Files to the ftp Site
  - a) Using Internet Explorer (IE4+), go to ftp://alcoftp1.acgov.org
    - (i) Note: Netscape and Firefox browsers will not open the FTP site.
  - b) Click on File, then on Login As.
  - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
  - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
  - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
  - a) Send email to dehloptoxic@acgov.org notify us that you have placed a report on our ftp site.
  - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name at acgov.org. (e.g., firstname.lastname@acgov.org)
  - c) The subject line of the e-mail must start with the RO# followed by Report Upload. (e.g., Subject: RO1234

# Wickham, Jerry, Env. Health

From:

Wickham, Jerry, Env. Health

Sent: To: Thursday, March 23, 2006 3:12 PM 'brucker@stellar-environmental.com'

Subject:

RE: LOP Case RO0002905 - 1001 77th Avenue, Oakland

Bruce,

What I thought would be a straightforward process to administratively change the case status from SLIC to LOP has been anything but. I expect to be able to send out the required Notices of Responsibility tomorrow. With regard to Geotracker, the case status was changed from SLIC to LUST but on the public website, it still shows up as a SLIC site.

I have scheduled further time for this case next Wednesday. If there are no further administrative issues to address, technical comments will likely be issued at that time. If there are more administrative issues to deal with, technical comments may be delayed.

Regards,
Jerry Wickham
Hazardous Materials Specialist
Alameda County Environmental Health
1131 Harbor Bay Parkway
Suite 250
Alameda, CA 94502-6577
510-567-6791 phone
510-337-9335 Fax
jerry.wickham@acgov.org

----Original Message----

From: Bruce Rucker [mailto:brucker@stellar-environmental.com]

Sent: Thursday, March 23, 2006 8:28 AM

To: Wickham, Jerry, Env. Health

Subject: LOP Case RO0002905 - 1001 77th Avenue, Oakland

Jerry -

Thank you for coordinating the case status change from SLIC to LUFT. The GeoTracker representative indicated to us that Alameda County Health has the capability of making the same case status change on the GeoTracker system.

Could you let us know if that is planned for the near future?

We would also appreciate an estimate of when Alameda County Health will respond to the recent corrective action report.

Thanks in advance.

Bruce M. Rucker, R.G., R.E.A Stellar Environmental Solutions, Inc. 2198 Sixth Street, #201 Berkeley, CA 94710

Tel: 510-644-3123 Fax: 510-644-3859

e-mail: brucker@stellar-environmental.com

**AGENCY** 



7

DAVID J. KEARS, Agency Director

ENVIRONMENTAL PROTECTION

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

March 10, 2006

Bishop Robert Jackson ACTS Community Development 1034 66<sup>th</sup> Avenue Oakland, CA 94621

Subject: LOP Case RO0002905, ACTS Community Development, 1001 77<sup>th</sup> Avenue, Oakland, CA

Dear Bishop Jackson:

Based on information provided by Stellar Environmental Solutions, Inc. in correspondence dated February 24, 2006, we have reviewed the assignment of the above-referenced case. Based on our review of the case files and information provided, the case assignment has been changed from the Spill, Leaks, Investigation and Cleanup (SLIC) program to the Local Oversight Program for underground storage tanks. Therefore, you may disregard previous correspondence from Alameda County Environmental Health (ACEH) dated February 17, 2006, requesting funds for a regulatory oversight account.

As required by sections 25297.1 and 25297.15 of the Health and Safety Code for all sites in the Local Oversight Program, ACEH will send a Notice of Responsibility to all Responsible Parties. You may expect to receive the Notice of Responsibility within the next few days.

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

Sincerely,

Jerry Wickham

Hazardous Materials Specialist

cc: Bruce Rucker, Stellar Environmental Solutions, Inc., 2198 Sixth Street, Suite 201, Berkeley, CA 94710

D. Drogos, J. Jacobs, Jerry Wickham



2198 Sixth Street, Suite 201-Berkeley, CA 94710 Tel: (510)644-3123 · Fax: (510)644-3859

Geoscience & Engineering Consulting 206 FEB 28 PM 4: 21

February 24, 2006

Mr. Ariu Levi – Division Chief Alameda County Health Care Services Agency Department of Environmental Health - Local Oversight Program 1131 Harbor Bay Parkway, Suite 250 Alameda, California 94502

Subject:

Chujonnend Lades County and Health Underground Storage Tank Release Site - 1001 77th Avenue, Oaklar

RO00002905

Dear Mr. Levi:

Thank you for responding to the technical reports Stellar Environmental Solutions (SES) recently submitted on behalf of the Acts Community Development (property owner and Responsible Party [RP]). Per the Alameda County Health February 17, 2006 letter to the RP, we understand that the case has been formally assigned to the Alameda County Health Local Oversight Program (LOP). We further understand that the case has been assigned to the California Water Board's GeoTracker system as a Water Board SLIC (Spills, Leaks, Investigation and Cleanup) case.

It is our professional experience in conducting dozens of investigations, including many within Alameda County Health LOP jurisdiction, that petroleum releases from underground fuel storage tanks are assigned as Leaking Underground Fuel Tank (LUFT) cases, rather than the SLIC system which typically covers non-petroleum cases (e.g. solvents, pesticides and heavy metals). As detailed in our previous 3 technical reports, contamination at the site is the result of a former LUFT.

On behalf of the Responsible Party, we are requesting that Alameda County Health review the case assignment, and redesignate it as a LUFT case.

Sincerely,

Brue M. Parly.

Bruce M. Rucker, R.G., R.E.A. Project Manager

Richard S. Makdisi, R.G, R.E.A

( Mudal Hola-

Principal

cc: Ms. Donna Drogos and Mr. Jerry Wickham (Alameda County Health) Bishop Robert Jackson (Acts Community Development)



2198 Sixth Street, Suite 201. Berkeley, CA 94710 Tel: (510)644-3123 - Fax: (510)644-3859

GEOSCIENCE & ENGINEERING CONSULTING 2006 FEB 28 PM 4: 23

February 24, 2006

Mr. Ariu Levi – Division Chief Alameda County Health Care Services Agency Department of Environmental Health - Local Oversight Program 1131 Harbor Bay Parkway, Suite 250 Alameda, California 94502

Subject:

EINHORMAND COUNTY TO THE OWN T Underground Storage Tank Release Site - 1001 77th Avenue, Oa

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On behalf of the Responsible Party, we are requesting that Alameda County Health review the case assignment, and redesignate it as a LUFT case.

Sincerely,

Bruce M. Rucker, R.G., R.E.A.

Brue M. Park/

Project Manager

( Mulle Mala -

Richard S. Makdisi, R.G, R.E.A

Principal

cc: Ms. Donna Drogos and Mr. Jerry Wickham (Alameda County Health) Bishop Robert Jackson (Acts Community Development)

# ALAMEDA COUNTY









DAVID J. KEARS, Agency Director

**ENVIRONMENTAL HEALTH SERVICES** 

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

February 17, 2006

Mr. Robert Jackson ACTS Community Development 1034 66<sup>th</sup> Avenue Oakland, CA 94621

Subject: SLIC Case RO0002905, ACTS Community Development, 1001 77<sup>th</sup> Avenue, Oakland, CA

Dear Mr. Jackson:

In order for ACEH to review reports for your site, we would require an oversight account for the above-referenced site. To set up your account, please send a check in the amount of \$6,000.00 payable to Alameda County Environmental Health. Please send your check to the attention of our Finance Department.

This initial deposit may or may not be sufficient to provide all necessary regulatory oversight. ACEH will deduct actual costs incurred based upon the hourly rate specified below. If these funds are insufficient, additional deposit will be requested. Otherwise, any unused monies will be refunded to you or your designee.

The deposit is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project is being debited at the Ordinance specified rate, currently \$166.00 per hour.

Please write "SLIC" (the type of project), the site address, and the AR#0315767 on your check.

If you have any questions, please contact Jerry Wickham at (510) 567-6791.

Sincerely.

Division Chief

cc: Bruce Rucker, Stellar Environmental Solutions, Inc., 2198 Sixth Street, Suite 201, Berkeley, CA 94710

D. Drogos, J. Jacobs, Jerry Wickham

# RECEIVED By lopprojectop at 10:15 am, Jan 12, 2006



2198 Sixth Street, Suite 201-Berkeley, CA 94710 Tel: (510)644-3123 · Fax: (510)644-3859

GEOSCIENCE & ENGINEERING CONSULTING

December 30, 2005

Ms. Donna Drogos – Supervisor Alameda County Health Care Services Agency Department of Environmental Health Local Oversight Program 1131 Harbor Bay Parkway, Suite 250 Alameda, California 94502

Subject: Unauthorized Release/Contamination Site Report Notification

1001 77<sup>th</sup> Avenue, Oakland, California

Dear Ms. Drogos:

On behalf of the Responsible Party (Acts Community Development – property owner), Stellar Environmental Solutions, Inc. (SES) is providing to Alameda County Environmental Health Department (Alameda County Health) this initial notification of petroleum contamination recently discovered at the referenced site during a potential property sale environmental assessment. Attached is a completed Unauthorized Release/Contamination Site Report form, as well as as copies of the September and November 2005 reports of drilling and sampling investigation in which contamination was discovered. Those reports document onsite-sourced petroleum hydrocarbon contamination in soil and groundwater, indicative of an onsite UST. Subsequent to the recent drilling investigation, a geophysical (magnetometer) survey was conducted that identified a magnetic anomaly suggestive of a UST in the area of contamination.

The property owner has elected to conduct an interim corrective action consisting of exploratory soil excavation to determine if a UST is present (and remove -it if present), removal of residual contaminated soil in the inferrd source area, and limited excavation groundwater pumping/disposal. The corrective action, to be implemented over an approximately two week period beginning January 9, 2005, will be discussed in a technical documentation report to be submitted to Alameda County Health. That report will provide our professional opinion and make recommendations as warranted for further work that may be necessary to meet Alameda County Health requirements for moving the site toward regulatory closure.

At such time as Alameda County Health assigns an "RO" case number, we will make appropriate electronic report uploads to your "ftp" system, and when the California Water Board assigns the site to its GeoTracker system, we will make the required electronic uploads to that system.

Please contact us if you have any questions. Should you wish to contact the Responsible Party directly, the contact person is Bishop Robert Jackson at 510-568-4317.

Sincerely,

Bruce M. Rucker, R.G., R.E.A.

Mulle J. Male

Brune M. Ruly.

Project Manager

Richard S. Makdisi, R.G, R.E.A

Principal

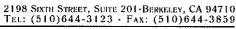
Attachments: Unauthorized Release/Contamination Site Report (completed)

September 6, 2005 Report of Findings for Limited Phase II Investigation

November 7, 2005 Report of Findings for UST-Related Subsurface Site Investigation

cc: Bishop Robert Jackson – Acts Community Development

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Geoscience & Engineering Consulting

December 30, 2005

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Unauthorized Release/Contamination Site Report Notification 1001 77<sup>th</sup> Avenue, Oakland, California Subject:

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Brue M. Ruh/.

Bruce M. Rucker, R.G., R.E.A. Project Manager

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Richard S. Makdisi, R.G, R.E.A Principal

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