



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

August 27, 2015

Ms. Carryl MacLeod (*Sent via E-mail to: [cmacleod@chevron.com](mailto:cmacleod@chevron.com)*)  
Chevron Environmental Management Company  
6101 Bollinger Canyon Road  
San Ramon, CA 94583

Mr. Eric Uranga (*Sent via E-mail to: [ejuranga@ci.livermore.ca.us](mailto:ejuranga@ci.livermore.ca.us)*)  
City of Livermore Economic Development  
1052 S. Livermore Ave.  
Livermore, CA 94550

Subject: Schedule Extension for Fuel Leak Case No. RO0002908 and GeoTracker Global ID T0600196622, Miller Square Park, 2259 First Street, Livermore, CA 94550

Dear Ms. MacLeod and Mr. Uranga:

In a Notice to Comply dated August 20, 2015, Alameda County Environmental Health (ACEH) indicated that this case is out of compliance with directives from this agency. In order to regain compliance with directives from this agency and avoid enforcement actions including issuance of a Notice of Violation, ACEH requested that you submit the previously requested "*Sampling Results Report*," and "*Interim Remedial Action Plan*," no later than September 3, 2015. The purpose of these documents is to address lead in shallow soil at the park site.

We have received a proposed alternate schedule in correspondence from Chevron Environmental Management Company (Chevron) dated August 26, 2015 (attached). The schedule proposed by Chevron appears to be a reasonable effort to complete the necessary work. Therefore, ACEH agrees that a Notice of Violation will not be issued if the "*Sampling Results Report*," is submitted no later than November 5, 2015 and the "*Interim Remedial Action Plan*," is submitted no later than November 19, 2015.

### **TECHNICAL REPORT REQUEST**

Please upload technical reports to the ACEH ftp site (Attention: Jerry Wickham), and to the State Water Resources Control Board's GeoTracker website according to the following schedule and file-naming convention:

- **November 5, 2015** – Sampling Results Report  
File to be named: SWI\_R\_YYYY-mm-dd RO2908
- **November 19, 2015** – Interim Remedial Action Plan  
File to be named: IRAP\_R\_YYYY-mm-dd RO2908

Responsible Parties  
RO0002908  
August 27, 2015  
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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.

If you have any questions, please call me at (510) 567-6791 or send me an electronic mail message at [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org).

Sincerely,

Jerry Wickham, California PG 3766, CEG 1177, and CHG 297  
Senior Hazardous Materials Specialist

Attachments: Correspondence from Chevron Environmental Management dated August 26, 2015  
Responsible Party(ies) Legal Requirements/Obligations

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Colleen Winey, QIC 80201, Zone 7 Water Agency, 100 North Canyons Parkway  
Livermore, CA 94551 (*Sent via E-mail to: [cwiney@zone7water.com](mailto:cwiney@zone7water.com)*)

Danielle Stefani, Livermore-Pleasanton Fire Department, 3560 Nevada Street  
Pleasanton, CA 94566 (*Sent via E-mail to: [DStefani@lpfire.org](mailto:DStefani@lpfire.org)*)

John Rigter, Livermore-Pleasanton Fire Department, 3560 Nevada Street  
Pleasanton, CA 94566 (*Sent via E-mail to: [jrigter@lpfire.org](mailto:jrigter@lpfire.org)*)

Alexis Coulter, Chevron Environmental Management Company, (*Sent via E-mail to: [acoulter@chevron.com](mailto:acoulter@chevron.com)*)

Cheri Sheets, City of Livermore, (*Sent via E-mail to: [crsheets@cityoflivermore.net](mailto:crsheets@cityoflivermore.net)*)

Rosy Ehlert, City of Livermore, (*Sent via E-mail to: [rmehlert@cityoflivermore.net](mailto:rmehlert@cityoflivermore.net)*)

Brian Silva, Conestoga-Rovers & Associates, 10969 Trade Center Drive, Suite 107  
Rancho Cordova, CA 95670 (*Sent via E-mail to: [bsilva@croworld.com](mailto:bsilva@croworld.com)*)

Jerry Wickham, ACEH (*Sent via E-mail to: [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org)*)  
GeoTracker, eFile

Attachment



**Carryl MacLeod**  
Project Manager  
Marketing Business Unit

**Chevron Environmental  
Management Company**  
6101 Bollinger Canyon Road  
San Ramon, CA 94583  
Tel (925) 790-6506  
cmacleod@chevron.com

August 26, 2015

Mr. Jerry Wickham  
Alameda County Environmental Health  
1131 Harbor Bay Parkway  
Alameda, CA 94502

Re: 307233 Livermore/ Mills Square Park 2259 First Street

Dear Mr. Wickham:

In a letter dated August 20, 2015 (Attachment), Alameda County Environmental Health (ACEH) requested Chevron Environmental Management Company ("EMC") and the City of Livermore (City) submit the Sampling Results Report (Report) to regain compliance by September 3, 2015.

In an effort to comply with ACEH's request, EMC's consultant GHD (formerly known as CRA), has scheduled the C-57 license driller for the week of September 14, 2015 to conduct the work as outlined in the prepared work plan for shallow lead delineation submitted June 1, 2015.

Upon completion of the field activities, GHD will prepare and submit the Report 45 days following the completion of the work. Following submittal of the Sampling Results Report, GHD will prepare and submit an Interim Remedial Action Plan two weeks later.

EMC respectfully requests an extension on the submittal of the Sampling Results Report and Interim Remedial Action Plan.

If you have any further questions, please do not hesitate to contact me at (925) 790-6506, or [cmacleod@chevron.com](mailto:cmacleod@chevron.com).

Sincerely,

A handwritten signature in blue ink that reads "Carryl MacLeod".

Carryl MacLeod  
Project Manager

Attachment

Carryl MacLeod  
Alameda County Environmental Health  
Re: 307233 Livermore/Mills Square park  
August 26, 2015  
Page 2

cc (via email)  
Rosy Ehlert, City of Livermore  
Cheri Sheets, City of Livermore  
Brian Silva, GHD  
Alexis Coulter, CEMC  
Dilan Roe, ACEH

## Attachment 1

### Responsible Party(ies) Legal Requirements / Obligations

#### REPORT REQUESTS

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) require submission of reports in electronic form. The electronic copy replaces paper copies 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 all 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, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website for more information on these requirements ([http://www.waterboards.ca.gov/water\\_issues/programs/ust/electronic\\_submittal/](http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/)).

#### 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.

#### 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.

<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)</b>	<b>REVISION DATE:</b> May 15, 2014
	<b>ISSUE DATE:</b> July 5, 2005
	<b>PREVIOUS REVISIONS:</b> October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010
<b>SECTION:</b> Miscellaneous Administrative Topics & Procedures	<b>SUBJECT:</b> Electronic Report Upload (ftp) Instructions

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

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **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)

## 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.
    - i) Send an e-mail to [deh.loptoxic@acgov.org](mailto:deh.loptoxic@acgov.org)
  - 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, Safari, and Firefox browsers will not open the FTP site as they are NOT being supported at this time.
  - b) Click on Page located on the Command bar on upper right side of window, and then scroll down to Open FTP Site in Windows Explorer.
  - 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 [deh.loptoxic@acgov.org](mailto:deh.loptoxic@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 @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) If site is a new case without an RO#, use the street address instead.
  - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.