

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 7009 2820 0001 4372 5013

May 27, 2010

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

NOTICE OF RESPONSIBILITY

Site Name & Address:

**FRANK SANCHEZ TRUCKING
1280 DOOLITTLE DR
SAN LEANDRO, CA 94577**

**Local ID: RO0003006
Related ID: NA
RWQCB ID: 01-1978
Global ID: T0600101828**

Responsible Party:

**BOB & LORRAINE BINGAHAM
BINGAHAM BOB D & LORRAINE L TRS
16994 LAMONT CT
CASTRO VALLEY CA 94546-1032**

**Date First Reported: 10/3/1990
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 NA 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) 341-5650.

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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date: 5/28/10

Action: Add
Reason:

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

May 27, 2010

Site Name & Address:

FRANK SANCHEZ TRUCKING
1280 DOOLITTLE DR
SAN LEANDRO, CA 94577

Local ID: RO0003006
Related ID: NA
RWQCB ID: 01-1978
Global ID: T0600101828

All Responsible Parties

RP has been named a Primary RP - MANUEL SENNA

15741 VIA ARROYO | SAN LORENZO, CA 94580 | Phone No Phone Number Listed

RP has been named a Primary RP - BOB & LORRAINE BINGAHAM
BINGAHAM BOB D & LORRAINE L TRS

16994 LAMONT CT | CASTRO VALLEY, CA 94546-1032 | Phone No Phone Number Listed

RP has been named a Primary RP - FRANK SANCHEZ

ADDRESS UNKNOWN | 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)

May 27, 2010

Responsible Party Identification

Existence of Unauthorized Release

A 10,000-gallon diesel UST was removed in August 1990. Two sidewall soil samples were collected and one pit water sample was collected. The northern soil sample contained 17 mg/kg TPHd, and was nondetectable for BTEX; the southern was nondetectable for TPHd but contained 0.0067 mg/kg benzene, 0.0069 toluene, and 0.089 xylenes. Pit water was nondetectable for all compounds. Based on the results of soil sampling an unauthorized release occurred from the UST.

In July 1991 soil bores B-1 and B-2 were installed as a part of a property transaction in August 1991 and three soil samples from each bore were submitted to an analytical laboratory; each was nondetectable for these compounds. Water was not encountered to the total explored depth of 12 feet bgs; bores were allowed to remain open for up to 4 hours.

Responsible Party Identification

Frank Sanchez was a tank owner or operator, and had control of the tank at the time of the UST removal. Mr. Sanchez has been named as a "Responsible Party" under Definitions 1 and 4, above.

Manuel Senna was the property owner at the time of UST removal. Mr. Senna has been named as a "Responsible Party" under Definition 3, above.

The Bob D. and Lorraine L. Bingaman Trust is the current property owner and have been named as a "Responsible Party" under Definition 3, above.