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**Alameda County
Environmental Health**

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July 21, 2010

ALAMEDA COUNTY
HEALTH CARE SERVICES AGENCY

Environmental Health Department
Environmental Protection
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700

Subject: Information Request for fuel leak Case No. RO0003045 and Geo Tracker
Global ID T0600101219, Shattuck Imports, 6562 Shattuck Avenue, Oakland, CA 94609

Dear Barbara Jakub,

Thank you for taking the time to answer my questions by telephone yesterday morning concerning your office's letter dated July 12, 2010.

PERTINENT INFORMATION:

I have owned the parcel at 6562 Shattuck Ave., Oakland, CA 94609 since June of 1983. I was advised that the facility had last been used as a small local gas station prior to 1981. From the time of my ownership, the facility was never used as a gas station and the three underground storage tanks on the property remained empty up to the time they were removed in May of 1985. Upon receiving notification in 1984 from the State Water Resources Control Board concerning registering unused or abandoned tanks and a letter from the Oakland Fire Department concerning the hazards of unused or abandoned tanks, I made the decision to have the tanks professionally removed from the property. After interviewing more than one company, I hired the Walker's Hydraulics Company in May of 1985 to excavate and remove the tanks with the specific requirement to fulfill all current laws, regulations and procedures concerning documentation, inspection and safety. This involved working with the Oakland Fire Department, represented by Mr. Gordon Gullett who was on-site during the excavation, notifying the Regional Water Resources Control Board and following the directives of Mr. Dale Bowyer and Mr. Peter Johnson, both representatives of the Board. In addition, Trevor Pitt of Zero Waste Systems, was hired to obtain site samples from the excavation, provide the proper documentation and deliver samples to and obtain soil sample laboratory results from Brown And Caldwell Analytical Laboratories, James Hatfield Laboratory Director. Once the Brown And Caldwell lab results were available and reviewed by Mr. Peter Johnson of

the Regional Water Resources Control Board, he approved the results and allowed The Walker's Hydraulics Company to refill the excavation and cover the surface with a concrete slab.

In terms of the reference in your letter of July 12 that the status of the underground storage tanks remains "open" and that your office interprets this as implying that "a potential unauthorized release may have occurred", I wish to state emphatically that during my ownership of the property, which amounts to 27 years, there has never occurred an unauthorized release of fuel or any other contaminant on the property. Also, since 1994 the property has been used exclusively as a retail plant nursery.

"I declare, under penalty of perjury, that the information and/or recommendations contained in the attached documents or reports and above statement are true and correct to the best of my knowledge."



LIST OF DOCUMENTS submitted to the Alameda County Environmental Health Department (Alameda Environmental Cleanup Oversight Program FTP):

- 1_ Walker's Hydraulics Summary of Underground Storage Tank Removal
_ July 3, 1985
- 2_ Kenneth E. Beesen's letter to Mr. Dayle Bowyer of the Regional Water Resources Control Board_ dated June 2, 1985
- 3_ City of Oakland Fire Marshal's Office Application for Permit to Install, Remove or Repair Tanks_ May 20, 1984 (should be 1985)
- 4_ City of Oakland Fire Marshal's Office Tank Removal Permit cash receipt_
May 20, 1985
- 5_ Zero Waste Systems, Inc. Analysis and Chain of Custody Form_
May 22, 1985
- 6_ Zero Waste Systems, Inc. Sampling Sketch of Excavation Site_
May 22, 1985
- 7_ Brown and Caldwell Analytical Laboratories Report of Analytical Results
(unsigned copy)_ June 7, 1985
- 8_ Brown and Caldwell Analytical Laboratories Report of Analytical Results (signed
copy)_ June 7, 1985