

Detterman, Mark, Env. Health

From: Vic Gumper [vic@lanesplitterpizza.com]
Sent: Tuesday, January 17, 2012 10:46 AM
To: Detterman, Mark, Env. Health
Subject: Re: 3645 San Pablo Ave. (Lane Splitters Pizza; RO3068)

Sorry, I misunderstood. I thought you were quoting a letter sent to you by one of the people having conducted the survey work.

I will go over all of this with Placeworks and the city and get back to you.

Thanks Again
Vic

On Tue, Jan 17, 2012 at 10:41 AM, Detterman, Mark, Env. Health <Mark.Detterman@acgov.org> wrote:

It's our directive letter addressed to you Dan & Vic Diversified, Placeworks, and the City of Emeryville.

A copy is attached.

Mark Detterman

Senior Hazardous Materials Specialist, PG, CEG

Alameda County Environmental Health

1131 Harbor Bay Parkway

Alameda, CA 94502

Direct: [510.567.6876](tel:510.567.6876)

Fax: [510.337.9335](tel:510.337.9335)

Email: mark.detterman@acgov.org

PDF copies of case files can be downloaded at:

<http://www.acgov.org/aceh/lop/ust.htm>

From: Vic Gumper [mailto:vic@lanesplitterpizza.com]

Sent: Tuesday, January 17, 2012 10:34 AM

To: Detterman, Mark, Env. Health

Subject: Re: 3645 San Pablo Ave. (Lane Splitters Pizza; RO3068)

Mark

Thank you very much. Your response created one more question for me, because you quoted a letter.

So I can be more specific in my requests to Placemarks and the city...Who is the letter from and when was it written?

Vic

On Tue, Jan 17, 2012 at 10:16 AM, Detterman, Mark, Env. Health <Mark.Detterman@acgov.org> wrote:

Hi Vic,

Sorry, I forgot to reply to that part of your question.

Unfortunately I don't know the name of the report(s). There is a 2004 report with a geophysical survey, and there is one with 5 bores, then another 20 bores around the hot spots. This could be one report, or three (or perhaps more) reports. My letter stated it as follows (from what I could piece together):

"Prior to these actions a 2002 Phase I Environmental Assessment found that the site had been a gasoline service station between approximately 1947 and 1969. A 2004 subsurface investigation conducted a geophysical survey and found a generalized disturbed signature beneath the site. Five soil bores were also installed and found concentrations of TPH, BTEX, and MTBE, generally below regulatory thresholds. Two petroleum hydrocarbon hotspots were encountered during site grading, up to 20 eight-foot deep soil bores are reported to have been installed around Hotspot #1 (although this data has not been submitted), soil samples collected, and ultimately approximately 25.5 tons of impacted soil was excavated off hauled. Hotspot #2 is described as a fill pit presumed to be a location of a former UST, soil samples were collected, and ultimately approximately 127.1 tons of soil was excavated and off-hauled. Concentrations up to 310 mg/kg TPHg, 629 mg/kg TPHd, 1,700 mg/kg TPHmo, <2.5 mg/kg benzene, <2.5 mg/kg toluene, 3.7 mg/kg ethylbenzene, 5.3 mg/kg total xylenes, and <2.5 mg/kg MTBE were encountered in the two hotspot locations. The chromatographic pattern for the TPHg and TPHd analysis are reported not to match standard patterns."

There could be more data that I'm not yet aware of, so perhaps more reports. I'm looking (and requesting) for reports and data that already exist.

Hope this helps,

Mark Detterman

Senior Hazardous Materials Specialist, PG, CEG

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From: Vic Gumper [mailto:vic@lanesplitterpizza.com]

Sent: Tuesday, January 17, 2012 10:07 AM

To: Detterman, Mark, Env. Health

Subject: Re: 3645 San Pablo Ave. (Lane Splitters Pizza; RO3068)

Mark,

I am meeting with Placeworks at 11:30 today, is it possible to get the name of the report that you said was missing?

I believe you said that one of the early phase 1 or 2 studies conducted by the City of Emeryville referred to a report by name that is currently missing.

I will ask for it today if I can get confirmation of it's name.

Thanks
Vic Gumper
DVD LLC

On Tue, Jan 17, 2012 at 9:46 AM, Detterman, Mark, Env. Health <Mark.Detterman@acgov.org> wrote:

Thanks Vic. As mentioned, the dates in the letter unfortunately did not get updated from the draft version of the letter. Please use this email as confirmation of revised dates for the deliverables, as follows (and as you listed):

Missing Reports, Data, and Correspondence – January 31, 2012

Work Plan with SCM and Preferential Pathways Survey – March 2, 2012

I'll update Geotracker shortly. Let me know if you have further questions.

Regards,

Mark Detterman

Senior Hazardous Materials Specialist, PG, CEG

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From: Vic Gumper [mailto:vic@lanesplitterpizza.com]

Sent: Monday, January 16, 2012 11:52 AM

To: Detterman, Mark, Env. Health

Subject: 3645 San Pablo Ave.

Mark

Thank you for speaking with me on Friday. I wanted to send you an email as you requested, so that we could confirm changes to the letter that you sent out on January 6, 2012 concerning Global ID T1000002518 at 3645 San Pablo Ave, Emeryville CA.

As we discussed, we will contact the other responsible parties and try to locate any missing reports and to get them to you by Jan 31 2012. As I said on the phone, we purchased the property after the construction was completed and a certificate of occupancy had been issued. Dan & Vic Diversified only even entered into the project in 2008 after most of these studies were supposedly completed. Can you respond to this email letting me know once again what the exact name of the document that was referred to in the original Phase 1 & 2 reports that you are currently missing... I will request it from the city.

Separately, we agreed that Dan & Vic Diversified LLC would submit a work plan with SCM including a Preferential Pathways Survey and confirmation of our Geotracker compliance to you before March 2, 2012. We have already contacted the consultant that oversaw the cleanup process to get these reports. We anticipate meeting with the consultant, the city of Emeryville, and Stuart Rickard from Placeworks later this week; I will let you know what our progress is after that.

Thank you again for your help,

Victor Gumper

Partner

Dan & Vic Diversified LLC

