



Certified Mail #: 7009 2820 0001 4372 5075

October 28, 2010

ENVIRONMENTAL HEALTH DEPARTMENT
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:

MULHOLLAND RESIDENCE
132 GUILFORD RD
PIEDMONT, CA 94611

Local ID: **RO0003070**
Related ID: **NA**
RWQCB ID: **NA**
Global ID: **T10000002521**

Responsible Party:

LESLIE MULHOLLAND
LESLIE MULHOLLAND TR
132 GUILFORD RD
PIEDMONT CA 94611-3805

Date First Reported: 7/1/2010

Substance: 12 Heater fuel

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: No

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 LESLIE MULHOLLAND TR 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: 10/28/10

Action: Add
Reason: New Site

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

October 28, 2010

Site Name & Address:
MULHOLLAND RESIDENCE
132 GUILFORD RD
PIEDMONT, CA 94611

Local ID: RO0003070
Related ID: NA
RWQCB ID: NA
Global ID: T1000002521

All Responsible Parties

RP has been named a Primary RP - LESLIE MULHOLLAND
LESLIE MULHOLLAND TR
132 GUILFORD RD | PIEDMONT, CA 94611-3805 | Phone (510) 681-6976

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."

Existence of Unauthorized Release

One 200-gallon underground storage tank (UST) that stored diesel / heating oil was excavated and removed from the site on April 28, 2010. At least one hole was reported to be visible in the UST. Groundwater was not encountered in the excavation. A total of one confirmation soil sample was collected from beneath the excavation and one from the soil stockpile. A concentration of TPH as diesel (217 mg/kg) was detected beneath the excavation, while a concentration of TPH as diesel (5,080 mg/kg) was detected in the four point composite sample from the stockpile; both indicate than an unauthorized release had occurred.

Responsible Party Identification

The Leslie D Mulholland Trust was the tank owner and property owner at the time of the tank removal. The Leslie D. Mulholland Trust is a responsible party for the site because it owned the underground storage tanks (Definition 1), owned the property where an unauthorized release occurred (Definition 3), and had control of underground storage tanks at the time of or following an unauthorized release (Definition 4).