



AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001 4359 7177

June 30, 2014

NOTICE OF RESPONSIBILITY

Site Name & Address: M&N TRUCKING WAREHOUSE 1549 40TH ST OAKLAND, CA 94608

Local ID:	RO0003092
Related ID:	NA
RWQCB ID:	NA
Global ID:	T10000004327

Responsible Party:

CATELLUS DEVELOPMENT CORPORATION
DON MARINI
201 MISSION STREET
SAN FRANCISCO CA 94105

Date First Reported:	4/8/1996
Substance:	106423,108883,12031,12032,12034,71432,7439921,80 02059,8006619 Multiple Releases
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 M & N TRUCKING 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.

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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 NOWELL, KEITH, at this office at (510)567-6764 if you have questions regarding your site.

Date: 06.30.14

ARIU LEVI, Director
Contract Project Director

Action:	Add
Reason:	NEW

Attachment A: Responsible Parties Data Sheet

cc: Sally Meza, SWRCB (email: smeza@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

June 30, 2014

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Local ID:	RO0003092
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Global ID:	T10000004327

All Responsible Parties

RP has been named a Primary RP -
M & N TRUCKING
1549 40TH STREET | OAKLAND, CA 94608 | No Phone Number Listed

RP has been named a Primary RP -
BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY
2650 LOU MENK DRIVE | FORT WORTH, TX 76131 | No Phone Number Listed

RP has been named a Primary RP - DON MARINI
CATELLUS DEVELOPMENT CORPORATION
201 MISSION STREET | SAN FRANCISCO, CA 94105 | No Phone Number Listed

RP has been named a Primary RP - c/o WILLIAM HOSLER
EAST BAY BRIDGE RETAIL LLC
66 FRANKLIN ST, STE 200 | OAKLAND, CA 94607--372 | Phone (510) 267-3400

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."

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

June 30, 2014

Responsible Party Identification

Existence of Unauthorized Release

M and N Trucking (M&N) operated a material transfer and storage facility at the site by the late 1980s. An oily substance was identified in soil during geotechnical investigation for site redevelopment. During the excavation of the oil-impacted soil two 12,000-gallon underground storage tanks (USTs) were encountered. The USTs were removed in August 1993. Holes were observed in both the USTs. Soil beneath the tanks were documented to contain concentrations of total petroleum hydrocarbons as gasoline (TPHg), diesel (TPHd), and oil (TPHo) were reported in soil at up to 31 milligrams per kilogram (mg/kg), 330 mg/kg, and 540 mg/kg, respectively. Total oil and grease (TOG) concentrations were reported at up to 2,200 mg/kg in soil beneath the tanks. These concentrations indicate an unauthorized release has occurred from the underground storage tank systems at this site.

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M&N leased the facility from the Santa Fe Pacific Realty Corporation (SFPRC). Catellus Development Corporation (Catellus), a SFPRC subsidiary, assumed ownership of the property in 1990 when Catellus became an independent corporation. Catellus merged with ProLogis in 2005. East Bay Bridge Retail LLC, the current property owner, acquired the property in 2011.

Santa Fe Pacific Realty Corporation (SFPRC), owner or operator of an underground storage tanks used for the storage of any hazardous substance, as the result of merger became the Burlington Northern and Santa Fe Railway Company (BNSF) on September 22, 1995. The BNSF meets the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).

Catellus Development Corporation (Catellus) was the owner of the property at the time the leaks were discovered. Catellus merged with ProLogis Logistics Services in 2005. ProLogis Logistics Services meets the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).

Property ownership was transferred to East Bay Bridge Retail LLC on March 3, 2011. East Bay Bridge Retail LLC meets the definition of a responsible party for the site because they own the property where an unauthorized release occurred (Definition 3).

ALAMEDA COUNTY
HEALTH CARE SERVICES



ENVIRONMENTAL HEALTH DEPARTMENT
OFFICE OF THE DIRECTOR
1131 HARBOR BAY PARKWAY
ALAMEDA, CA 94502-6577
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FAX (510) 337-9335

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001 4359 7184

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RWQCB ID: NA
Global ID: T10000004327

Responsible Party:

EAST BAY BRIDGE RETAIL LLC
c/o WILLIAM HOSLER
66 FRANKLIN ST, STE 200
OAKLAND CA 94607

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02059,8006619 Multiple Releases

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Date:

06.30.14

ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: NEW

Attachment A: Responsible Parties Data Sheet

cc: Sally Meza, SWRCB (email: smeza@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

June 30, 2014

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June 30, 2014

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AGENCY

ALEX BRISCOE, Agency Director

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June 30, 2014

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AGENCY

ALEX BRISCOE, Agency Director

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**BURLINGTON NORTHERN
AND SANTA FE RAILWAY COMPANY
ENVIRONMENTAL COMPLIANCE MANAGER
2650 LOU MENK DRIVE
FORT WORTH, TX 76131**

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