

## State Water Resources Control Board

February 23, 2018

MARK A. JACOBSON & ILONA J. FRIEDEN,  
TRUSTEES  
C/O: LAW OFFICES OF AMITAI SCHWARTZ  
ATTN: AMITAI SCHWARTZ  
2000 POWELL STREET, SUITE 1286  
EMERYVILLE, CA 94608

Dear Mark A. Jacobson & Ilona J. Frieden, Trustees:

INVITATION TO PARTICIPATE IN THE EXPEDITED CLAIM ACCOUNT PROGRAM (ECAP):  
CLAIM NO. 20128: 811 PARAMOUNT ROAD, OAKLAND

The ECAP is a new program within the Cleanup Fund with the goal to reduce the time to reach case closure and the overall cost for site cleanup at leaking underground storage tank (UST) sites. Senate Bill 445 (Statutes, 2014, chapter 547) required the State Water Resources Control Board (State Water Board) to perform a Pilot Project to determine whether increased coordination among the regulatory agencies, claimants and their consultants, and UST Cleanup Fund (Fund) staff would expedite progress toward closure. The Pilot Project was completed in 2017 and found that the process developed in the Pilot Project would achieve the stated goals. You can find more information about ECAP and the Pilot Project on the Fund's website at: [http://www.waterboards.ca.gov/water\\_issues/programs/ustcf/ecap.shtml](http://www.waterboards.ca.gov/water_issues/programs/ustcf/ecap.shtml).

This letter is to inform you that your UST sites(s) may benefit from participation in ECAP. Participation in ECAP will require the claimant and their consultant to work closely with regulatory agency staff and Fund staff as part of a Joint Execution Team (JET), and to perform a number of tasks that will be documented in a Project Execution Plan (PEP) for corrective actions necessary to achieve UST case closure, including:

- Develop and agree on a conceptual site model for the site.
- Determine and agree on which case closure criteria in the State Water Board's Low-Threat UST Case Closure Policy (Policy) have not yet been met for the site.
- Identify and agree on clearly defined corrective action tasks to be implemented in order to meet case closure criteria.
- Include in the PEP detailed cost estimates and schedules for corrective action tasks needed for the site to meet case closure criteria and be closed. The PEP cost estimate will be used as a multi-year plan for the annual site budget.
- Implement the corrective action tasks in the PEP in a timely manner to meet closure criteria.

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

- Inform members of the JET as soon as conditions change that may affect the PEP or its elements, including tasks, schedule, and cost.

Not all sites may benefit from ECAP participation. ECAP is not an additional source of funding. If the scope of work needed to achieve regulatory closure is clearly defined and limited, and continual progress is being made, then ECAP participation may not be necessary. However, if the site has been in assessment and/or remediation for several years and still is not close to meeting Policy criteria, or if there is uncertainty regarding the path to closure, then your site(s) may benefit from ECAP.

**Action Requested**

If you would like to have your site(s) in ECAP, please state that you are interested in participating, and identify the site(s) by claim number. Please note, the response must come from the claimant; the environmental consultant cannot volunteer on behalf of the claimant. Please respond within 30 days of receipt of this letter.

By email: [USTCleanupFund@waterboards.ca.gov](mailto:USTCleanupFund@waterboards.ca.gov) Subject Line: "ECAP - Claim No. 20128, 811 Paramount Road, Oakland".

By letter:

Caryl Sheehan, PG  
UST Cleanup Fund  
State Water Resources Control Board  
P.O. Box 944212  
Sacramento, CA 94244-2120  
Attn: ECAP, Claim No. 20128, 811 Paramount Road, Oakland

Questions can be sent to the email and postal address above, or you may call me at (916) 341-5742.

Sincerely,



Caryl Sheehan, PG  
Senior Engineering Geologist  
Expedited Claim Account Program, UST Cleanup Fund

cc: Mark A. Jacobson & Ilona J. Frieden, Trustees  
[mjacobson@php.ucsf.edu](mailto:mjacobson@php.ucsf.edu)

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