

ALAMEDA COUNTY  
HEALTH CARE SERVICES



ENVIRONMENTAL HEALTH DEPARTMENT  
OFFICE OF THE DIRECTOR  
1131 HARBOR BAY PARKWAY  
ALAMEDA, CA 94502-6577  
(510) 567-6700  
FAX (510) 337-9335

AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001 4359 6248

November 20, 2014

**NOTICE OF RESPONSIBILITY**

Site Name & Address:

**HOUSING AUTHORITY OF THE COUNTY OF ALAMEDA  
22941 ATHERTON ST  
HAYWARD, CA 94541**

**Local ID: RO0003152  
Related ID: N/A  
RWQCB ID: N/A  
Global ID: T10000006327**

Responsible Party:

**HOUSING AUTHORITY OF THE COUNTY OF  
ALAMEDA  
C/O: GEORGE SMITH  
1489 SALMON WAY  
HAYWARD CA 94544**

**Date First Reported: 10/13/2014  
Substance: 8006619, 12034 Multiple Releases  
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 HOUSING AUTHORITY OF THE COUNTY OF ALAMEDA 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) 341-5752.

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 MARK DETTERMAN at this office at (510) 567-6876 if you have questions regarding your site.

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ARIU LEVI, Director  
Contract Project Director

Date: 11/20/14

Action: Add  
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@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

November 20, 2014

Site Name & Address:

**HOUSING AUTHORITY OF THE COUNTY OF ALAMEDA  
22941 ATHERTON ST  
HAYWARD, CA 94541**

Local ID: **RO0003152**

Related ID: **N/A**

RWQCB ID: **N/A**

Global ID: **T10000006327**

**All Responsible Parties**

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**RP has been named a Primary RP - HOUSING AUTHORITY OF THE COUNTY OF ALAMEDA.**

**C/O: GEORGE SMITH**

1489 SALMON WAY | HAYWARD, CA 94544 | No Phone Number Listed

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**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)

November 20, 2014

### **Responsible Party Identification**

#### Existence of Unauthorized Release

On July 31, and August 1, 2014, three underground storage tanks (UST) were removed from the site. Two of the USTs were determined to be of approximately 1,000-gallon capacity, and one was determined to be of an approximate 1,500-gallon capacity. On August 14, 2014, a fourth UST was discovered during limited over-excavation of stained soil adjacent to the removed USTs. The fourth UST was abandoned in-place as the UST extended a minimum of 1.5 feet beyond the foundation of the site building. Based on measurements, the fourth UST appears to be approximately 12,000-gallons in capacity. No holes were reported in UST-1 or UST-2, and two holes were observed in UST-3. Groundwater was not encountered in the excavation. Concentrations up to 2,100 milligrams per kilogram (mg/kg), 2,000 mg/kg, and 3,100 mg/kg Total Petroleum Hydrocarbons as gasoline (TPH-g) were documented beneath UST-1, UST-2, and UST-3, respectively. Concentrations up to 5,500 mg/kg, 5,700 mg/kg, and 18,000 mg/kg Total Petroleum Hydrocarbons as diesel (TPH-d) were documented beneath UST-1, UST-2, and UST-3, respectively. Concentrations up to 2,200 mg/kg, 2,300 mg/kg, and 8,600 mg/kg Total Petroleum Hydrocarbons as motor oil (TPH-mo) were documented beneath UST-1, UST-2, and UST-3, respectively. The data indicate that an unauthorized release has occurred at the site.

#### Responsible Party Identification

The Housing Authority of the County of Alameda is the current property owner associated with the USTs. Housing Authority of the County of Alameda is a responsible party for the site because it owned an UST used for the storage of a hazardous substance (Definition 1), owned the property associated with an unauthorized release (Definition 3), and had control of a UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).