





**CalEPA**  
California Environmental  
Protection Agency

Edmund G. Brown Jr.  
Governor

Matthew Rodriguez  
Secretary for Environmental Protection

February 10, 2016

Alameda County

APR 6 REC'D

Environmental Health

Mr. Alexis M. Gevorgian  
AMG & Associates, LLC  
16633 Ventura Blvd., Suite 1014  
Encino, California 91436

Dear Mr. Gevorgian:

This letter responds to Mr. Stuart Solomon's email of February 1, 2016, regarding whether the properties identified as 1424, 1500, 1510, 1520, 1528, 1536, 1538, 1544, 1548, 1550, 1560, and 1570 105<sup>th</sup> Avenue, 10550 International Boulevard, and 10500 International Boulevard in the City of Oakland are on the Cortese List.

The provisions in Government Code Section 65962.5 are commonly referred to as the "Cortese List" after the Legislator who authored the legislation that enacted it in 1985. The list, or a site's presence on the list, has bearing on the local permitting process as well as on compliance with the California Environmental Quality Act. Because this statute was enacted over thirty years ago, some of the provisions refer to agency activities that were conducted many years ago and are no longer being implemented and in some cases the information to be included in the Cortese List does not exist. While the Government Code makes reference to the preparation of a "list," many changes have occurred related to web-based information access and this information is now available on the Internet sites of the responsible state agencies.

The State Water Resources Control Board (Water Board) maintains a listing of cease and desist orders issued after January 1, 1986, pursuant to Section 13301 of the Water Code, and all cleanup or abatement orders issued after January 1, 1986, pursuant to Section 13304 of the Water Code that concern the discharge of wastes that are hazardous materials. None of the identified properties are on that list.

The Water Board maintains a listing of solid waste disposal facilities from which there is or has been a migration of hazardous waste and for which a California regional water quality control board has notified the Department of Toxic Substances Control (DTSC) pursuant to subdivision (e) of Section 13273 of the Water Code. None of the identified properties are on that list.

The Water Board maintains a list of all underground storage tanks for which an unauthorized release report is filed pursuant to Section 25295 of the Health and Safety Code. The Water Board maintains this information in its GeoTracker database, including reports going back to fiscal year 1996-97. GeoTracker also contains other cleanup activities with Water Board oversight. According to the Water Board, only those sites specifically identified as being related

to an underground storage tank are considered on the Cortese List. Additionally, the current statutory language only provides for adding sites to the Cortese List, not removing them. The location with the address of 10500 International Boulevard is identified with an underground storage tank release and is considered on the Cortese List. The other addresses are not connected with an underground storage tank and therefore, according to the Water Board, are not on the Cortese List.

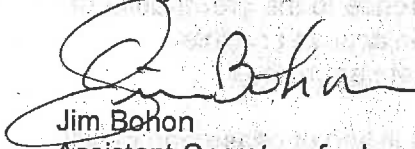
The Department of Toxic Substances Control (DTSC) maintains a list of hazardous waste facilities subject to corrective action pursuant to Section 25187.5 of the Health and Safety Code. The hazardous waste facilities identified in this section are those where DTSC has taken or contracted for corrective action because a facility owner/operator has failed to comply with a date for taking corrective action in an order issued under Section 25187 of the Health and Safety Code, or because DTSC determined that immediate corrective action was necessary to abate an imminent or substantial endangerment. ~~None of the addresses listed are on this list.~~

DTSC is required to maintain a listing of other sites that are defined by specific sections of Health and Safety Code. They meet this requirement through a sub-list report from their cleanup site tracking system, EnviroStor, specifically for identifying those sites that are on the Cortese List. The DTSC maintains a specific webpage titled "DTSC's Hazardous Waste and Substances Site List - Site Cleanup (Cortese List)" that generates this listing from the current EnviroStor data. None of the addresses listed are on this list.

In summary, only the site at 10500 International Boulevard in the City of Oakland would be considered on the Cortese List.

If you should need additional information, please contact me at [James.bohon@calepa.ca.gov](mailto:James.bohon@calepa.ca.gov) or (916) 322- 7188.

Sincerely,



Jim Bohon

Assistant Secretary for Local Program Coordination and Emergency Response

cc: ✓ Mr. Stewart Solomon  
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