ALAMEDA COUNTY

HEALTH CARE SERVICES

AGENCY



SON 9-26-0/

DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES ENVIRONMENTAL PROTECTION

1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

September 22, 2006

Mr. Harjit Sidhu City of Livermore, Engineering Division 1052 S. Livermore Ave. Livermore, CA 94550

Subject: Fuel Leak Case No. RO0002909, City of Livermore Airport, 636 Terminal Drive, Livermore, CA 94550 – Request for Work Plan

Dear Mr. Sidhu:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above referenced site, which includes the documents listed below. This correspondence supercedes our recent September 15, 2006 correspondence since we recently reviewed additional items previously submitted by the City of Livermore. In our initial correspondence dated May 1, 2006, we requested that you submit a Work Plan for a soil and groundwater investigation. Our request for a Work Plan was based on review of the report entitled, "Environmental Sampling, Testing and Evaluation of Soil," dated November 16, 2005. However, additional excavation and sampling beyond that described in the November 16, 2005 report has taken place at the site. The City of Livermore responded to the May 1, 2006 request by submitting several of the additional documents listed below on May 24, 2006. Based on our recent review of the additional documents submitted on May 24, 2006, the descriptions of the excavation and sampling activities are incomplete as discussed in the technical comments below.

We request that you prepare a Work Plan that proposes additional investigation to assess the extent of soil contamination and determine if groundwater contamination is present beneath your site. We recommend that your investigation incorporate expedited site assessment techniques to collect soil samples and depth-discrete groundwater samples prior to the installation of groundwater monitoring wells. In addition, we request that the Work Plan include a section that documents the fuel line excavation and sampling activities that were conducted at the site.

Please submit a work plan documenting the soil excavation and sampling activities and detailing your proposal to define the extent of soil and groundwater contamination by December 8, 2006. This report is being requested pursuant to the Regional Water Quality Control Board's (Regional Board) authority under Section 13267 of the California Water Code.

DOCUMENTS IN ACEH FILES

 Report entitled, "Environmental Sampling, Testing and Evaluation of Soil," dated November 18, 2005 and Revised December 14, 2005, prepared by Consolidated Engineering Laboratories (34 pages). Mr. Harjit Sindhu September 22, 2006 Page 2

- 2. Letter entitled, "Earthwork Report," dated December 30, 2005, prepared by Consolidated Engineering Laboratories (1 page).
- Analytical Report dated December 12, 2005, prepared by Severn Trent Laboratories, Inc. (12 pages).
- 4. Analytical Report dated November 15, 2005, prepared by Severn Trent Laboratories, Inc. (66 pages).
- 5. Analytical Report dated November 15, 2005, prepared by Severn Trent Laboratories, Inc. (31 pages).
- 6. Site Plan (1 page)
- 7. Report entitled, "Environmental Sampling, Testing and Evaluation of Soil," dated November 16, 2005, prepared by Consolidated Engineering Laboratories (13 pages).
- 8. Internal Memo from Christopher Palmer to Marc Hachey, Consolidated Engineering Laboratories, undated (2 pages).
- 9. Livermore Pleasanton Fire Department Contaminated Site Case Transfer Form dated November 28, 2005 and Unauthorized Release Form dated November 18, 2005.

TECHNICAL COMMENTS

- 1. Documentation of Excavation and Sampling Activities. The two reports entitled, "Environmental Sampling, Testing and Evaluation of Soil," one dated November 16, 2005 and the other dated November 18, 2005 - Revised December 14, 2005 do not document the excavation and sampling activities sufficiently to assess the effectiveness of the excavation and the extent of contamination left in place. The reports do not describe the project background such as fuel line upgrade activities, observations of staining or odor, whether any screening activities were conducted, or documentation of site activities other than collection of 15 soil samples on November 10, 2005. Based on review of an internal memo, it appears that additional excavation beyond that discussed in the December 14, 2005 report occurred at the site between November 10 and November 21, 2005. Analytical reports indicate that soil samples were collected on November 21, 2005; however, the December 14, 2005 report does not present or discuss these data. The following documentation and descriptions of the excavation are not provided: the location and extent of the final excavation, whether contamination was observed in the sidewalls or bottom when excavation was halted, the location and rationale for confirmation samples collected on November 21, 2005, screening results during the excavation, and disposal of contaminated soils. In order to assess the effectiveness of excavation activities in removing contaminated soil at the site, we request that you provide adequate documentation of the project background and complete excavation activities in the Work Plan requested below.
- Site Plan. The Site Plan labeled Figure 1 in the December 14, 2005 report requires several improvements. In the Work Plan requested below and in future reports, please provide a Site Plan that includes all features associated with the fuel lines and the excavation, utilities that

Mr. Harjit Sindhu September 22, 2006 Page 3

may act as preferential pathways, a description of the surface cover such as concrete, asphalt, or bare ground, a scale, any features that would be obstructions for future work at the site, any major features that can be used as reference points, and a key that locates the site plan within the airport.

- 3. Comparison to Screening Levels and Tables. The text and tables in the December 14, 2005 report present Total Petroleum Hydrocarbon as gasoline (TPHg) concentrations in ppm and compare the concentrations to screening levels with units of ppm. The analytical reports for 15 soil samples collected on November 10, 2005 report TPHg concentrations in micrograms per kilogram (µg/kg) rather than ppm. As an example, soil sample 1-1 is identified in the text and table of the December 14, 2005 report as having a TPHg concentration of 8,000 ppm as compared to an Environmental Screening Level (San Francisco Regional Water Quality Control Board) of 400 ppm. However, the analytical report for sample 1-1 indicates that the concentration of TPHg in the sample is 8,000 µg/kg, which is equivalent to 8 ppm. Please correct the reported TPHg values in future reports. The Environmental Screening Levels cited in the text and table appear to be incorrectly cited and are also not appropriate for the site. The site is within a drinking water basin; therefore, a comparison to screening levels where groundwater is not a current or potential source of drinking water is not acceptable.
- 4. **Soil Disposal.** Please document the final disposal or reuse of excavated soil in the Work Plan requested below.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

December 8, 2006 – Work Plan

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

Effective January 31, 2006, the Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

Submission of reports to the Alameda County ftp site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. Submission of reports to the Geotracker website does not fulfill the

Mr. Harjit Sindhu September 22, 2006

Page 4

requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more Information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please be aware that you may be eligible for reimbursement of the costs of investigation from the California Underground Storage Tank Cleanup Fund (Fund). In some cases, a deductible amount may apply. If you believe you meet the eligibility requirements, we strongly encourage you to call the Fund for an application.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Mr. Harjit Sindhu September 22, 2006 Page 5

If you have any questions, please call me at (510) 567-6791.

Sincerely,

Jerry Wickham, P.G.

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Colleen Winey, QIC 80201 Zone 7 Water Agency 100 North Canyons Parkway Livermore, CA 94551

> Danielle Stefani Livermore-Pleasanton Fire Department 3560 Nevada Street Pleasanton, CA 94566

> John Rigter Livermore-Pleasanton Fire Department 3560 Nevada Street Pleasanton, CA 94566

Donna Drogos, ACEH Jerry Wickham, ACEH File ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



SENT 9-18-016

ENVIRONMENTAL HEALTH SERVICES

ENVIRONMENTAL PROTECTION 1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

September 15, 2006

Mr. Robert Tingley
City of Livermore, Engineering Division
1052 S. Livermore Ave.
Livermore, CA 94550

Subject: Fuel Leak Case No. RO0002909, City of Livermore Airport, 636 Terminal Drive, Livermore, CA 94550 - Second Request for Work Plan

Dear Mr. Tingley:

In correspondence dated May 1, 2006, Alameda County Environmental Health (ACEH) requested a Work Plan for soil and water investigation at the above-referenced site by July 14, 2006. To date, we have not received a Work Plan. Your site overlies a sensitive drinking water aquifer, and limited progress has been made toward evaluating potential petroleum hydrocarbon impacts. The lateral and vertical extents of subsurface contamination at the site are undefined. We reiterate the request made in our May 1, 2006 correspondence (copy attached) to evaluate whether groundwater has potentially been affected by a fuel release.

Your soil and water investigation Work Plan is late, and your fuel leak site is not in compliance with ACEH directives. We request that you submit a Work Plan no later than December 8, 2006. This date is not an extension of your due date, reports for this site are late and your site is out of compliance. ACEH makes this request pursuant to California Health & Safety Code Section 25296.10. 23 CCR sections 2652 through 2654, and 2721 through 2728 outline the duties of a responsible party in response to a reportable unauthorized release from a petroleum UST system, and require your compliance with this request.

If it appears as though significant delays are occurring, or reports are not submitted as requested, we will consider referring your case to the County District Attorney or other appropriate agency, for enforcement. California Health and Safety Code, Section 25299.76 authorizes ACEH enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Please note that further delays in investigation, late reports, or enforcement actions may result in your becoming ineligible to receive cost reimbursement from the State's Underground Storage Tank Cleanup Fund.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

December 8, 2006 – Work Plan

Mr. Robert Tingley September 15, 2006 Page 2

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

Effective January 31, 2006, the Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

Submission of reports to the Alameda County ftp site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

Mr. Robert Tingley September 15, 2006 Page 3

LANDOWNER NOTIFICATION REQUIREMENTS

Pursuant to California Health & Safety Code Section 25297.15, the active or primary responsible party for a fuel leak case must inform all current property owners of the site of cleanup actions or requests for closure. Furthermore, ACEH may not consider any cleanup proposals or requests for case closure without assurance that this notification requirement has been met. Additionally, the active or primary responsible party is required to forward to ACEH a complete mailing list of all record fee title holders to the site.

At this time, we require that you submit a complete mailing list of all record fee title owners of the site, which states, at a minimum, the following:

A. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

- OR -

B. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

In the future, for you to meet these requirements when submitting cleanup proposals or requests for case closure, ACEH requires that you:

- 1. Notify all current record owners of fee title to the site of any cleanup proposals or requests for case closure;
- 2. Submit a letter to ACEH which certifies that the notification requirement in 25297.15(a) of the Health and Safety Code has been met;
- 3. Forward to ACEH a copy of your complete mailing list of all record fee title holders to the site; and
- 4. Update your mailing list of all record fee title holders, and repeat the process outlined above prior to submittal of any additional *Corrective Action Plan* or your *Request for Case Closure*.

Your written certification to ACEH (Item 2 above) must state, at a minimum, the following:

A. In accordance with Section 25297.15(a) of the Health & Safety Code,	l,
(name of primary responsible party), certify that I have notified all responsible	Ж
landowners of the enclosed proposed action. (Check space for applicab	ıle
proposed action(s)):	
cleanup proposal (Corrective Action Plan)	
request for case closure	
local agency intention to make a determination that no further action	İS
required	
local agency intention to issue a closure letter	
·	

Mr. Robert Tingley September 15, 2006 Page 4

B. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

UNDERGROUND STORAGE TANK CLEANUP FUND

Please be aware that you may be eligible for reimbursement of the costs of investigation from the California Underground Storage Tank Cleanup Fund (Fund). In some cases, a deductible amount may apply. If you believe you meet the eligibility requirements, we strongly encourage you to call the Fund for an application.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 567-6791.

Sincerely,

Jehd Wickmam. P.G.

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Colleen Winey, QIC 80201 Zone 7 Water Agency 100 North Canyons Parkway Livermore, CA 94551

> Danielle Stefani Livermore-Pleasanton Fire Department 3560 Nevada Street Pleasanton, CA 94566

Donna Drogos, ACEH Jerry Wickham, ACEH File ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

SONT 05-01-04

DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES

ENVIRONMENTAL PROTECTION 1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

May 1, 2006

Mr. Robert Tingley
City of Livermore, Engineering Division
1052 S. Livermore Ave.
Livermore, CA 94550

Subject: Fuel Leak Case No. RO0002909, City of Livermore Airport, 636 Terminal Drive, Livermore, CA 94550 – Request for Work Plan

Dear Mr. Tingley:

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above referenced site including the report entitled, "Environmental Sampling, Testing, and Evaluation of Soil," dated November 16, 2005, prepared on behalf of the City of Livermore by Consolidated Engineering Laboratories. The report summarizes the results from 15 soil samples collected on November 10, 2005 within and near a jet fuel line excavation. Total petroleum hydrocarbons (TPH) as gasoline were detected in the soil samples at concentrations up to 360,000 milligrams per kilogram (mg/kg) and TPH as diesel were detected at concentrations up to 1,100 mg/kg.

Based on the concentrations of TPH detected in the soil, an investigation is required to assess the extent of soil contamination and determine if groundwater contamination is present beneath your site. We recommend that your investigation incorporate expedited site assessment techniques to collect soil samples and depth-discrete groundwater samples prior to the installation of groundwater monitoring wells. Other options for additional investigation or remediation may also be appropriate at your site.

Please submit a work plan detailing your proposal to define the extent of soil and groundwater contamination **by July 14, 2006**. This report is being requested pursuant to the Regional Water Quality Control Board's (Regional Board) authority under Section 13267 of the California Water Code.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

July 14, 2006 – Work Plan

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

Mr. Robert Tingley May 1, 2006 Page 2

ELECTRONIC SUBMITTAL OF REPORTS

Effective January 31, 2006, the Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

Submission of reports to the Alameda County ftp site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic reporting).

In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at jerry.wickham@acgov.org.

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

Mr. Robert Tingley May 1, 2006 Page 3

LANDOWNER NOTIFICATION REQUIREMENTS

Pursuant to California Health & Safety Code Section 25297.15, the active or primary responsible party for a fuel leak case must inform all current property owners of the site of cleanup actions or requests for closure. Furthermore, ACEH may not consider any cleanup proposals or requests for case closure without assurance that this notification requirement has been met. Additionally, the active or primary responsible party is required to forward to ACEH a complete mailing list of all record fee title holders to the site.

At this time, we require that you submit a complete mailing list of all record fee title owners of the site by June 9, 2006, which states, at a minimum, the following:

A. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

- OR -

B. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

in the future, for you to meet these requirements when submitting cleanup proposals or requests for case closure, ACEH requires that you:

- 1. Notify all current record owners of fee title to the site of any cleanup proposals or requests for case closure;
- 2. Submit a letter to ACEH which certifies that the notification requirement in 25297.15(a) of the Health and Safety Code has been met;
- 3. Forward to ACEH a copy of your complete mailing list of all record fee title holders to
- 4. Update your mailing list of all record fee title holders, and repeat the process outlined above prior to submittal of any additional Corrective Action Plan or your Request for Case Closure.

Your written certification to ACEH (Item 2 above) must state, at a minimum, the following:

A. In acc (<u>name of p</u> landowners	rimary re	vith Sections Sponsible enclosed	party), ce	rtify that	I have	notified a	ili respoi	nsible
proposed a cleanu reques	ction(s)): p proposa t for case	l (Correctio	e Action	Plan)				
required		ntion to is:					<i>2107</i>	
	\D							

Mr. Robert Tingley May 1, 2006 Page 4

B. In accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, (name of primary responsible party), certify that I am the sole landowner for the above site.

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

UNDERGROUND STORAGE TANK CLEANUP FUND

Please be aware that you may be eligible for reimbursement of the costs of investigation from the California Underground Storage Tank Cleanup Fund (Fund). In some cases, a deductible amount may apply. If you believe you meet the eligibility requirements, we strongly encourage you to call the Fund for an application.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 567-6791.

Sincerely,

Jerry Wickham, P.G.

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Donna Drogos, ACEH Jerry Wickham, ACEH

File

DAVID J. KEARS, Agency Director

AGENCY

StID 4296

November 10, 1994

Mr. Ken Ross City of Livermore 3589 Pacific Ave Livermore, CA 94550 DEPARTMENT OF ENVIRONMENTAL HEALTH Hazardous Materials Division 80 Swan Way, Rm. 200 Oakland, CA 94621 (510) 271-4320

RE: Additional Investigations at Livermore Municipal Airport, 636 Terminal Circle, Livermore 94550

Dear Mr. Ross:

I have completed review of Century West's July 1994 Request for Site Closure for the above referenced site. After case review, site closure is not recommended at this time for the following reasons:

- Information on soil lithology is from a site over 1.2 miles away and may not be representative of conditions at this site,
- 2. Downgradient flow direction (westerly) is inferred from information from a site over 1.2 miles away. Groundwater may not flow to the west, as there is a stream located due north of the tank site, and
- 3. Depth to water in Livermore has fluctuated in excess of 30' in recent years. Depth to water has not been determined for this site. Nor has it been determined if groundwater has been impacted, and if so to what extent, by the fuel release from the product lines.

Additional investigations are required at this time, to address the above mentioned concerns. A proposal for this investigation is due to this office within 45 days of the date of this letter, or by December 30, 1994. Also, the attached Unauthorized Leak Report should be completed and returned to this office within 15 days.

If you have any questions, I can be reached at (510) 567-6762.

eva chu

SSV

Hazardous Materials Specialist

cc: James Gribi, Century West, 7950 Dublin Blvd, #203, Dublin files (11vair.4)