

ALAMEDA COUNTY  
**HEALTH CARE SERVICES  
AGENCY**

COLLEEN CHAWLA, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH  
LOCAL OVERSIGHT PROGRAM (LOP) FOR  
HAZARDOUS MATERIALS RELEASES  
1131 HARBOR BAY PARKWAY  
ALAMEDA, CA 94502  
(510) 567-6700  
FAX (510) 337-9335

April 25, 2018

Chevron Corporation  
DBA Chevron Environmental Management Company  
6001 Bollinger Canyon Road  
San Ramon, CA 94583  
Attn.: James Kiernan (*Sent via electronic mail to:*  
[jkiernan@chevron.com](mailto:jkiernan@chevron.com))

Redwood and 35<sup>th</sup> Avenue Gas Station Inc.  
6247 Ridgemont Drive  
Oakland, CA 94619-3726  
(*Sent via electronic mail to:*  
[amylepham@yahoo.com](mailto:amylepham@yahoo.com))

Clover Trust 1997-1  
c/o Tosco Corp.  
PO Box 52085  
Phoenix, AZ 85072

Son T. Nguyen  
6247 Ridgemont Drive  
Oakland, CA 94619-3726

Son T. Nguyen Et Al  
6247 Ridgemont Drive  
Oakland, CA 94619-3726

Son T. Nguyen & Le Pham Family Trust  
6247 Ridgemont Drive  
Oakland, CA 94619-3726

Suncor Holdings COP II  
11601 Wilshire Blvd., Suite 700  
Los Angeles, CA 90025  
Attn.: Keith Marks

ConocoPhillips  
76 Broadway  
Sacramento, CA 95818  
Attn.: Terry Grayson

Unocal  
M, E, & C Department  
PO Box 2390  
Brea, CA 92622-2390

Tosco  
2000 Crow Canyon Place, # 400  
San Ramon, CA 94583

Subject: Well Destruction Authorization, Fuel Leak Case No. RO0000058, Unocal #6129, 3420 35<sup>th</sup> Ave., Oakland, CA 94619; GeoTracker Global ID T0600101465

Dear Responsible Parties:

Thank you for submitting the well destruction scheduling information to Alameda County Department of Environmental Health (ACDEH). We requested the confirmation of the well destruction scheduling in our letter dated April 5, 2018 and received the information via your electronic mail dated April 24, 2018. We understand destruction for all wells associated with the subject case is scheduled for May 15 through 18, 2018.

The public comment period for responses regarding the potential closure of the subject case ended on April 20, 2018. No responses regarding the potential closure were received by ACDEH. Therefore, ACDEH authorizes the well destruction.

**Monitoring Well Destruction and Waste Removal Activities**

Following the well destruction, please provide ACDEH with a well destruction report according to the schedule outlined below. The well destruction report should document site activities, provide well destruction permit documentation, and documentation indicating that any remaining investigation, remediation, and well destruction derived waste have been removed from the site. The State Water Board's Well Destruction and Waste Removal Requirements Fact Sheet is included as an attachment.

### **TECHNICAL REPORT REQUEST**

Please upload technical reports to the State Water Board's GeoTracker website, in accordance with the following specified file naming convention and schedule:

- **June 1, 2018** –Well Destruction Report (file name: RO0000058\_WELL\_DCM\_R\_YYYY-MM-DD)

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.

Should you have any questions, please contact me at (510) 567-6764 or send me an electronic mail message at [keith.nowell@acgov.org](mailto:keith.nowell@acgov.org). If your email address does not appear on the cover page of this notification ACEH is requesting you provide your email address so that we can correspond with you quickly and efficiently regarding your case.

Sincerely,

Keith Nowell, PG, CHG  
Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements/Obligations

Attachment 2 – The State Water Board's Well Destruction and Waste Removal Requirements Fact Sheet

cc: Ed Ralston, Phillips 66 Company, 76 Broadway, Sacramento, CA 95818 (*Sent via electronic mail to: [Ed.C.Ralston@p66.com](mailto:Ed.C.Ralston@p66.com)*)

Katherine Szymanowski, ARCADIS U.S., Inc., 2300 Clayton Road, Suite 400, Concord, CA 94520 (*Sent via electronic mail to: [Katherine.Szymanowski@arcadis.com](mailto:Katherine.Szymanowski@arcadis.com)*)

Dilan Roe, ACDEH, (*Sent via electronic mail to: [dilan.roe@acgov.org](mailto:dilan.roe@acgov.org)*)

Paresh Khatri, ACDEH, (*Sent via electronic mail to: [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org)*)

Keith Nowell, ACDEH (*Sent via electronic mail to: [keith.nowell@acgov.org](mailto:keith.nowell@acgov.org)*)

Geotracker, File

<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)</b>	<b>REVISION DATE:</b> December 14, 2017
	<b>ISSUE DATE:</b> July 25, 2012
	<b>PREVIOUS REVISIONS:</b> September 17, 2013, May 15, 2014, December 12, 2016
<b>SECTION:</b> ACDEH Procedures	<b>SUBJECT:</b> Responsible Party(ies) Legal Requirements / Obligations

#### REPORT & DELIVERABLE REQUESTS

Alameda County Department of Environmental Health (ACDEH) Cleanup Oversight Programs, Local Oversight Program (LOP) and Site Cleanup Program (SCP) require submission of all reports in electronic form to the State Water Board's (SWB) GeoTracker website in accordance with California Code of Regulations, Chapter 30, Division 3, Title 23 and Division 3, Title 27.

#### Leaking Underground Fuel Tank (LUFT) Cases

Reports and deliverable requests are 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 (RP) in conjunction with an unauthorized release from a petroleum underground storage tank (UST) system.

#### Site Cleanup Program (SCP) Cases

For non-petroleum UST cases, reports and deliverables requests are pursuant to California Health and Safety Code Section 101480.

#### ELECTRONIC SUBMITTAL OF REPORTS

A complete report submittal includes the PDF report and all associated electronic data files, including but not limited to GEO\_MAP, GEO\_XY, GEO\_Z, GEO\_BORE, GEO\_WELL, and laboratory analytical data in Electronic Deliverable Format™ (EDF). Additional information on these requirements is available on the State Water Board's website ([http://www.waterboards.ca.gov/water\\_issues/programs/ust/electronic\\_submittal/](http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/))

- Do not upload draft reports to GeoTracker
- Rotate each page in the PDF document in the direction that will make it easiest to read on a computer monitor.

#### GEOTRACKER UPLOAD CERTIFICATION

Each report submittal is to include a GeoTracker Upload Summary Table with GeoTracker valid values<sup>1</sup> as illustrated in the example below to facilitate ACDEH review and verify compliance with GeoTracker requirements.

#### **GeoTracker Upload Table Example**

Report Title	Sample Period	PDF Report	GEO_MAPS	Sample ID	Matrix	GEO_Z	GEO_XY	GEO_BORE	GEO_WELL	EDF
<b>2016 Subsurface Investigation Report</b>	2016 S1	✓	✓	Effluent	SO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
<b>2012 Site Assessment Work Plan</b>	2012	✓	✓			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>2010 GW Investigation Report</b>	2008 Q4	✓	✓	SB-10	W	✓	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
				SB-10-6	SO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
				MW-1	WG	✓	✓	✓	✓	✓
				SW-1	W	✓	✓	✓	✓	✓

<sup>1</sup> GeoTracker Survey XYZ, Well Data, and Site Map Guidelines & Restrictions, CA State Water Resources Control Board, April 2005

<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)</b>	<b>REVISION DATE:</b> NA
	<b>ISSUE DATE:</b> December 14, 2017
	<b>PREVIOUS REVISIONS:</b> September 17, 2013, May 15, 2014, December 12, 2016
<b>SECTION:</b> ACDEH Procedures	<b>SUBJECT:</b> Responsible Party(ies) Legal Requirements / Obligations

**ACKNOWLEDGEMENT STATEMENT**

All work plans, technical reports, or technical documents submitted to ACDEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I have read and acknowledge the content, recommendations and/or conclusions contained in the attached document or report submitted on my behalf to the State Water Board's GeoTracker website." This letter must be signed by the Responsible Party, or legally authorized representative of the Responsible Party.

**PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS**

The California Business and Professions Code (Sections 6731, 6735, and 7835) 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 licensed or certified professional and include the professional registration stamp, signature, and statement of professional certification. Additional information is available on the Board of Professional Engineers, Land Surveyors, and Geologists website at: <http://www.bpelsg.ca.gov/laws/index.shtml>.

**UNDERGROUND STORAGE TANK CLEANUP FUND**

For LUFT cases, RP's non-compliance with these regulations may result in ineligibility to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse the cost of cleanup. Additional information is available on the internet at: [https://www.waterboards.ca.gov/water\\_issues/programs/ustcf/](https://www.waterboards.ca.gov/water_issues/programs/ustcf/)

**AGENCY OVERSIGHT**

Significant delays in conducting site assessment/cleanup or report submittals may result in referral of the case to the Regional Water 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.

# ATTACHMENT 2



# Fact Sheet

## Well Destruction and Waste Removal Requirements Prior to Underground Storage Tank Case Closure

Background: Proper destruction of wells helps to protect groundwater from potential threats and is a critical component of the Underground Storage Tank (UST) case closure process. The Low-Threat Underground Storage Tank (UST) Case Closure Policy (Policy) mandates that monitoring wells be properly destroyed prior to UST case closure, unless they will be kept and maintained in accordance with applicable local and state requirements. The Policy also mandates that all investigation and remediation-derived waste materials be removed prior to case closure. As of May 15, 2015, there were a total of 836 “Open-Eligible for Closure” cases throughout California, for which remaining wells and wastes served as impediments to closure.

### Information for Responsible Parties and

Site Owners: If you received a letter from the State Water Resources Control Board (State Water Board), Regional Water Quality Control Board, or a local agency directing well destruction and waste removal, you must take action before your UST case can be closed. A uniform closure letter (UCL) will not be issued for your case until the wastes are removed and the wells are either destroyed or approved for continued maintenance by the regulatory agency overseeing your UST case. Your local well permitting agency may require ongoing monitoring of wells even though the regulatory agency is not requiring it, so additional costs may be incurred. A list of open cases with directives to destroy wells and remove wastes can be viewed on the public GeoTracker webpage at: [http://geotracker.waterboards.ca.gov/ptcp\\_destruction\\_report.asp](http://geotracker.waterboards.ca.gov/ptcp_destruction_report.asp).

**Note:** The State Water Board has the authority to administratively impose civil penalties of up to \$10,000 per day per UST on responsible parties and site owners that fail to comply with the requirements of UST case closure order. **Do not let penalties be imposed on you!**

The contractor that helped you with corrective actions at your site can provide more information about the well destruction and waste removal process. If you do not currently have a contractor, you can contact the regulatory agency that is responsible for oversight of your UST case and ask if they have a list of contractors in the area. Your regulatory agency can also let you know if your contractor is required to submit a work plan for approval before well destruction and waste removal begins. Once the work is complete, submit confirmation documentation to the regulatory agency overseeing your UST case. After the well and waste

**Important:** Check the current standing of any contractor with the California Contractors State License Board. You can do this at the following location on the web: <https://www2.cslb.ca.gov/OnlineServices/CheckLicense.aspx>



removal has been completed, approved by your regulatory agency, and communicated to the State Water Board, a UCL will be issued and uploaded to GeoTracker.

If you have an eligible claim with the UST Cleanup Fund, the cost of well destruction is considered corrective action and reasonable and necessary costs are typically reimbursable. Monitoring of wells after you have been informed that the wells should be destroyed is not normally considered to be corrective action and may not be eligible for reimbursement. Additional information can be obtained on the State Water Board UST Cleanup Fund (Fund) website at: [http://www.waterboards.ca.gov/water\\_issues/programs/ustcf/](http://www.waterboards.ca.gov/water_issues/programs/ustcf/). You may also contact the Fund staff by email: [ustcleanupfund@waterboards.ca.gov](mailto:ustcleanupfund@waterboards.ca.gov), message phone line: 1-800-813-Fund (3863), or fax: 916-341-5806.

Information for Consultants/Contractors/Drillers: A list of open cases with directives to destroy wells can be viewed on the public GeoTracker webpage at: [http://geotracker.waterboards.ca.gov/ptcp\\_destruction\\_report.asp](http://geotracker.waterboards.ca.gov/ptcp_destruction_report.asp). Seek approval with regulatory agencies having jurisdiction before performing any well destruction work. Encroachment permits and/or access agreements may also be necessary. A list of local well-permitting agencies can be found at: <http://water.ca.gov/groundwater/wells/permitting.cfm>

Reference: *Plan for Implementation of Low-Threat UST Case Closure Policy and Additional Program Improvements*  
([http://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/resolutions/2012/110612\\_6\\_final\\_ltcp%20imp%20plan.pdf](http://www.waterboards.ca.gov/board_decisions/adopted_orders/resolutions/2012/110612_6_final_ltcp%20imp%20plan.pdf)).

*(This fact sheet was last updated May 21, 2015.)*