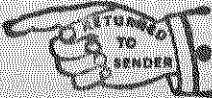


Environmental Health
for Bay Pkwy., Rm.250
Ca. 945502-6577

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Mr. Don Peterson
SNK Captec Andante LLC
1103-40th Street
Emeryville, CA 94608

Handwritten: 3996 #A (with a large diagonal slash through it)

Handwritten: P025330

Handwritten: Mr. Peterson

Handwritten: und 6/18/12 J. Cole

POSTNET barcode

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY
ALEX BRISCOE, Agency Director



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

June 11, 2012

Mr. Steven Hill
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
(sent via electronic mail to: SHill@waterboards.ca.gov)

Subject: Notice of Enforcement Referral; Fuel Leak Case No. RO0000079 (Geotracker Global ID #T0600101659), Oakland National Engravers (ONE), 1001 42nd Street, Oakland, CA

Dear Mr. Hill:

This is a notice of an enforcement referral for the subject site. Site Responsible Parties are non-responsive to Alameda County Environmental Health (ACEH) requests and are recalcitrant. The site has accumulated a series of Notice of Violations from ACEH. As a consequence, ACEH is referring this site to the San Francisco Bay Regional Water Quality Control Board for further actions.

The subject site is one of seven sites with a co-mingled soil and groundwater contaminant plumes sites (Oakland National Engravers; RO0000079; Dunne Quality Paints; RO0000073; San Francisco French Bread Company; RO0000171; Celis Service Station; RO0000453; SNK Andante; RO0002530; Oak Walk; RO0002733, and Magnolia Terrace; RO0003004). The groundwater contaminant plume extends a minimum distance of approximately 1,200 feet in length (see attached paleochannel figure). The soil and groundwater plumes appear to have moved through a series of granular paleochannels (with significant interconnectivity) that is present beneath the sites.

The subject site appears to have been contributed contamination to all downgradient sites (San Francisco French Bread Company; RO0000171; Celis Service Station; RO0000453; SNK Andante; RO0002530; and Oak Walk; RO0002733). The subject site, in addition to the adjacent Dunne Quality Paints site (RO0000073) appears to have contaminated groundwater beneath an innocent residential landowner (four Victorian homes; Ennis Properties) with free-phase concentrations of mineral spirits, and the adjacent Magnolia Terrace (RO0003004) with lower contaminant loads. Free-phase remains in two wells that are offsite and no attempts to recover the product have been undertaken despite multiple requests. Additionally the Department of Toxic Substance Control (DTSC) reviewed the site at the request of the property owner's representative and discovered multiple deficiencies in the scope of contaminant characterization DTSC would require to be investigated for use as a potential school site. Included in this area of concern is the apparent discharge of solvents by a former furniture stripping company tenant to a drain line that appears to have been previously severed by the removal of an underground storage tank (however, additional contaminants also appear to require investigation). Finally partly based on contaminant distribution, additional sources of contamination appear to be present beneath the site and buildings that have not been investigated.

A pilot test was approved in July 2010; however, a report has not been submitted despite multiple requests and extensions. Multiple late letters and Notices of Violation have been issued; however, no progress has been made (December 16, 2010, and November 28, 2011). Please refer to the electronic case file for these details.

Please also be aware that not all historic documents for the subject fuel leak case may be available on GeoTracker. The complete historic case file for this site is located on the Alameda County Environmental Health website at: <http://ehqis.acgov.org/dehpublic/dehpublic.jsp>.