

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



04-18-07

2088

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

April 17, 2001
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2142 Livingston St.
Oakland CA 94606

Re: Request to Implement Approved Work Plan at West Coast Vending, 2124 Livingston St., Oakland CA 94606

Dear Mr. Bauer:

Our office last wrote to you in my May 4, 2000 letter. In this letter, I approved the April 25, 2000 North State Environmental work plan for site characterization of the former 2,000 gallon gasoline tank. **Nearly one year has passed without any apparent action, therefore, our office requests that you schedule this work within the next 45 days or no later than June 6, 2001.**

Please contact this office at least three working days prior to performing this work. The failure to proceed with this work within the requested time-frame will cause the site to be referred to the Water Board or District Attorney's office for enforcement.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files

Mr. Brent Wheeler, North State Environmental, 90 South Spruce Ave., Suite V, South San Francisco, CA 94080

Rqwp2124Livingston

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



SENT 3-23-2000
held call

ROBB

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

March 23, 2000
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2124 Livingston St.
Oakland CA 94606

Re: Work Plan Extension for 2124 Livingston St., Oakland CA 94606

Dear Mr. Bauer:

This letter acknowledges the receipt and approves of your consultant's request for an extension for the submittal of a work plan to determine the limits of groundwater contamination from the former gasoline tank at the above referenced property. **Your new deadline for work plan submittal is April 20, 2000.** This extension is approved with the condition that this work be performed within 30 days of our office's approval.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files
Mr. B. Wheeler, North State Environmental, 90 S. Spruce, Ste V, South San Francisco 94080

Wpext2124

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

2088

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

May 4, 2000
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2142 Livingston St.
Oakland CA 94606

**Re: Work Plan for Site Characterization at West Coast Vending, 2124 Livingston St.,
Oakland CA 94606**

Dear Mr. Bauer:

Our office has received and reviewed the April 25, 2000 North State Environmental (NSE) work plan for site characterization of the above referenced site. This work plan serves to determine the extent of petroleum contamination to soil and groundwater from the former 2,000 gallon gasoline tank, removed on April 1998. It also attempts to determine if there is any contamination from the underground tank removed from 2040 Livingston St., Baker Art Foundry, which may be affecting this site.

Although the additional analytical data that exists is not clear ie the location of these samples is uncertain, it is believed that these additional samples to the north and west of the former 2,000 gallon tank are those identified as NBN 9' and HBW 9'. These sample results are indicative of a gasoline release, which has been documented at the referenced site. You are reminded that the underground tank removal performed at 2040 Livingston St. was "closed" by our office, therefore, at the time of the removal no further action was requested and the site was deemed a low risk. It is, therefore, unlikely that off-site contamination is affecting your site.

Up to six temporary borings are proposed around and within the former underground tank pit. It is assumed that if contamination is not significant in boring B2 then boring B3 will not be necessary. Although up to three soil samples may be analyzed from each boring, this number should depend on whether there is any indication of contamination by field screening measurements. Only those samples exhibiting contamination in the field need be considered for laboratory analysis. A screened slotted casing will be installed within each borehole to allow groundwater sampling and elevation readings. Prior to taking groundwater elevation reading and sampling, please purge the temporary well of five casing volumes and take pH and temperature readings to insure equilibrium. Boring B1 should not be used in groundwater gradient determination. Soil and groundwater samples will be run for total petroleum hydrocarbons as gasoline, BTEX, MTBE and total lead. MTBE should be analyzed by EPA Method 8020/8021 initially and if detected, the highest sample should be confirmed using EPA Method 8240 or 8260. One groundwater sample will also be analyzed for total dissolved solids to determine water quality.

The work plan is accepted with the aforementioned items. Please contact me at (510) 567-6765 prior to this field work.

SENT 5-8-2000
including cc's

Mr. Bruce Bauer
StID # 5943
2142 Livingston St.
May 4, 2000
Page 2.

Sincerely,

A handwritten signature in cursive script that reads "Barney M. Chan". The signature is written in black ink and is positioned above the printed name.

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files

Mr. Brent Wheeler, North State Environmental, 90 South Spruce Ave., Suite V, South San
Francisco, CA 94080

Wpap2124

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



*Sent 11-23-99
Including cc's*

Ro88

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700
(510) 337-9432

November 23, 1999
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2142 Livingston St.
Oakland CA 94606

FINAL NOTICE OF VIOLATION

**Re: Request for Work Plan for Subsurface Investigation at 2124 Livingston St.,
Oakland CA 94606**

Dear Mr. Bauer:

My last letter, dated July 16, 1999, requested that you submit the previously requested work plan for additional subsurface investigation to follow-up the April 1998 removal of the former 2,000 gallon gasoline tank. This work plan was to be submitted by August 17, 1999 and the work requested to be implemented within 30 days of our office's approval. To date, our office has not received the requested report.

You were also notified on two additional occasions, in my August 13, 1998 and October 22, 1998 letters, of this same request.

Please submit your work plan to our office within 30 days, or no later than December 23, 1999. In addition, this work should be performed no later than January 24, 2000.

The failure to submit the requested report and perform the required investigation will cause this case to be referred to the District Attorney Office for enforcement.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files
Mr. Leonard Ratto, 848 Ledd Rd., Modesto, CA 95356
Ms. J. Duerig, Alameda County District Attorney Office
FNOV2124

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ROBB

ENVIRONMENTAL HEALTH SERVICES

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

July 16, 1999
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2124 Livingston St.
Oakland, CA 94606

SECOND NOTICE OF VIOLATION

**Re: Request for Work Plan for Subsurface Investigation at 2124 Livingston St.,
Oakland, CA 94606**

Dear Mr. Bauer:

You are requested to submit the previously requested work plan for additional soil and groundwater investigation to office **within 30 days or by August 17, 1999**. **In addition, you should perform the work plan within 30 days of approval**. As you are aware, the work plan is necessary to follow-up the removal of the underground storage tank, which occurred in 1998.

You were notified of this requirement on two separate occasions; in my August 13, 1998 and October 22, 1998 letters, and to date our office has not received any response from you.

The failure to submit the requested reports as required by the California Underground Storage Regulations and the Health and Safety Code, may result in civil liability and the referral to the District Attorney Office for enforcement.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files
Mr. Leonard Ratto, 848 Ledd Rd., Modesto, CA 95356
Ms. J. Duerig, Alameda County District Attorney Office
2NOV2124



October 22, 1998
StID # 5943

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

Mr. Bruce Bauer
West Coast Vending, Inc.
2124 Livingston St.
Oakland CA 94606

NOTICE OF VIOLATION

**Re: Request for Work Plan for Subsurface Investigation at 2124 Livingston St.
Oakland CA 94606**

Dear Mr. Bauer:

Our office last wrote to in my August 13, 1998 letter wherein I requested a work plan to delineate the extent of soil and groundwater contamination from the former 2,000 gallon gasoline tank at the above referenced site. This was based upon review of the analytical results from borings advanced by Mr. McNely around this former tank where it appeared that the extent of petroleum contamination has not yet been determined. Therefore, you were requested to submit an investigative work plan to our office by September 28, 1998. To date, our office has not received the requested report.

Please submit your work plan **within 30 days or by November 24, 1998.**

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files

Mr. McNely, McNely Construction Co., 2081 Adams Ave., San Leandro, CA 94577

NOV2124

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO#88

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

August 13, 1998
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
Oakland CA 94606

Re: Request for Work Plan for Site Characterization at 2124 Livingston St., Oakland 94606

Dear Mr. Bauer:

This letter serves to clarify our office's requirement for the characterization of the above referenced site. We have still not received a **complete** copy of the requested report of borings advanced by Baker Art around the former tank at 2124 Livingston. My observation during my site visit was that three borings were advanced around the former tank. The information supplied to me by Mr. McNely contained analytical results for four borings plus results for a stockpile composite sample. No site map was provided. Even assuming these results represent the borings and therefore site conditions at the time of the sampling, petroleum contamination was reported as high as 190 ppm total petroleum hydrocarbons as gasoline (TPHg) and 2.1, 3.7, 2.9 and 8.1 ppm benzene, toluene, ethylbenzene and xylenes (BTEX), respectively.

As a requisite for site closure after tank removal, you are required to adequately characterize the site and verify that the site poses no threat to human health or the environment. Upon evaluation of site information, additional investigation will be required to better characterize the site and determine the impact of the fuel release to groundwater. Our office recommends using temporary borings to assess the site. Both soil and groundwater samples should be taken for analysis.

Please submit an appropriate work plan for additional site characterization **within 45 days or by September 28, 1998.**

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C:B. Chan, files
B. Wheeler, SEMCO, 70 Chemical Way, Redwood City, CA 94063

3rep2124

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R0#88

July 17, 1998
StID #5943

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

Mr. Bruce Bauer
West Coast Vending, Inc.
Oakland CA 94606

Re: Request for Technical Reports for 2124 Livingston St., Oakland CA 94606

Dear Mr. Bauer:

As you are aware, during the removal of the 2,000 gallon gasoline tank at the above site on April 16, 1998, it was apparent that a release of gasoline had occurred. Our office has received and reviewed the July 1998 HK2, Inc./ SEMCO report. Based upon our review, the stockpile soil generated from the tank removal used to backfill the pit should not present a problem with lead. This is supported by the supplemental SPLP test run on the stockpile sample.

However, the soil sample from the east end of the tank, T1-9, exhibited the elevated gasoline contamination level of 3000 parts per million (ppm). Benzene, toluene, ethylbenzene and xylenes were found at ND,2,24,190 ppm, respectively. Normally, such concentration of gasoline would require additional investigation to determine the extent of this release. In an attempt to determine if further investigation would be necessary, I requested a copy of the results for the borings which had been advanced around this former tank in 1994 by the neighboring property, Baker Art. Unfortunately, the reports which have been sent to our office are incomplete. No site map was provided to identify the location of each boring. Even with this information, it appears that additional work will be required because of the potential threat to groundwater posed by the residual contamination.

Please provide a complete copy of the above referenced report regarding the previous borings advanced at this site. You should then seek the advice of a registered environmental professional to review all existing site data and provide either a work plan for groundwater investigation or a rationale for no further work and site closure. Please keep in mind, all conditions for a "low risk" soil or groundwater site must be met in order to recommend site closure.

Please submit the requested technical reports within 30 days or by August 20, 1998. You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files
B. Wheeler, SEMCO, 70 Chemical Way, Redwood City, CA 94063

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

R088

June 17, 1998
StID # 5943

Mr. Bruce Bauer
West Coast Vending, Inc.
2124 Livingston St.
Oakland CA 94606

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

**Re: Request for Technical Reports for West Coast Vending, 2124
Livingston St., Oakland CA 94606**

Dear Mr. Bauer:

As you are aware, our office is overseeing the investigation of the gasoline release from the former 2000 gallon underground at the above referenced location. In order to complete our evaluation our office requests the following information:

- Please provide a copy of the underground tank closure report for this site. I have spoke with the contractor, SEMCO, and have been informed that the report will be completed within two weeks. This report should include information such as a to scale site map indicating the location of all samples taken, a summary describing the tank excavation and condition of tank, verification of the disposition of the tank, piping, soil or any other waste materials generated from the tank removal and analytical results.
- It was pointed out that prior to the tank removal, three borings were advanced around the former tank by the neighboring property owner, Baker Art Foundry. Please provide a copy of the technical report for this work. You may contact the City of Oakland Records at (510) 238-7491 to obtain access to the files for Baker Art Foundry.

Without the above information, our office cannot determine if any additional work will be necessary prior to closure of this site. Please submit the requested technical reports **within 30 days or by July 17, 1998**. You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

C: B. Chan, files
B. Wheeler, SEMCO, 70 Chemical Way, Redwood City, CA 94063
rep2124