



Certified Mail #: 7009 2820 001 4359 6583

April 14, 2014

**NOTICE OF RESPONSIBILITY**

<b>Site Name &amp; Address:</b> <b>CHEVRON #9-9708</b> <b>5910 MACARTHUR BLVD</b> <b>Oakland, CA 94605</b>
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<b>Local ID:</b>	<b>RO0000124</b>
<b>Related ID:</b>	<b>871</b>
<b>RWQCB ID:</b>	<b>01-2277</b>
<b>Global ID:</b>	<b>T0600102093</b>

Responsible Party:

**JSR ENTERPRISES, INC**  
**c/o JOGINDER SETHI**  
**1981 CAMINO RAMON**  
**DANVILLE CA 94526--306**

<b>Date First Reported:</b>	6/18/1997
<b>Substance:</b>	8006619,12034,12035 Multiple Releases
<b>Funding for Oversight:</b>	LOPS - LOP State Fund
<b>Multiple RPs?:</b>	Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified NISSAN AND CAROL SAIDIAN TRUST as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5752.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker MARK DETTERMAN, at this office at (510)567-6876 if you have questions regarding your site.

Date:

4/14/14

ARIU LEVI, Director  
Contract Project Director

<b>Action:</b> Add
<b>Reason:</b> ADD

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

April 14, 2014

**Site Name & Address:**  
**CHEVRON #9-9708**  
**5910 MACARTHUR BLVD**  
**Oakland, CA 94605**

**Local ID: RO0000124**  
**Related ID: 871**  
**RWQCB ID: 01-2277**  
**Global ID: T0600102093**

**All Responsible Parties**

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**RP has been named a Primary RP - NISSAN AND CAROL SAIDIAN**  
**NISSAN AND CAROL SAIDIAN TRUST**  
5733 MEDALLION CT, PO BOX 6104 | CASTRO VALLEY, CA 94552 | Phone (510) 268-0211

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**RP has been named a Primary RP - KELLY YORK**  
**CHEVRON ENVIRONMENTAL MANAGEMENT CO**  
6101 BOLLINGER CANYON ROAD, ROOM 5323 | SAN RAMON, CA 94583--232 | No Phone Number Listed

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**RP has been named a Primary RP - NISSAN AND CAROL SAIDIAN TRUST AND LEON ZEKSTER & ET AL**  
1310 CENTRAL AVENUE | ALAMEDA, CA 94501-- | No Phone Number Listed

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**RP has been named a Primary RP - c/o JOGINDER SETHI**  
**JSR ENTERPRISES, INC**  
1981 CAMINO RAMON | DANVILLE, CA 94526--306 | No Phone Number Listed

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**Responsible Party Identification Background**

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

April 14, 2014

### **Responsible Party Identification**

#### Existence of Unauthorized Release

Monitoring wells MW-1 to MW-3 were installed in May 1997 as a part of a baseline property transaction investigation at an existing service station at this location. Concentrations up to 140 milligrams per kilogram (mg/kg) Total Petroleum Hydrocarbon as gasoline (TPHg), 1,000 mg/kg Total Oil and Grease (TOG), 0.0270 mg/kg benzene, and 1.3 mg/kg methyl-tert-butyl ether (MTBE) were detected in soil. Concentrations up to 1,600 micrograms per liter (µg/l) TPHg, 1,200 µg/l TPH as diesel (TPHd), 120 µg/l benzene, and 2,100 µg/l MTBE were detected in groundwater. These data indicate that an unauthorized release had occurred.

#### Responsible Party Identification

Chevron USA purchased the property in July 1985. Chevron owned and / or operated the USTs at this site. Chevron is a responsible party for site because it owned or operated the USTs used for the storage of a hazardous substance (Definition 1), owned the property where an unauthorized release has occurred (Definition 3), and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

JSR Enterprises, Inc purchased the property in August 1997 and is therefore a former property owner of the site. It is a responsible party for the site because he owned the property where an unauthorized release has occurred (Definition 3) and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Nissan and Carol Saidian purchased the property in June 1998 and are therefore property owners of the site. They are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3) and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Saidian & Zektser, LLC, c/o Nissan Saidian (including Nissan and Caro et. al, and as trustees) purchased or received the property in March 1999 and are therefore property owners of the site. They are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3) and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).



April 14, 2014

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**Local ID: RO0000124**  
**Related ID: 871**  
**RWQCB ID: 01-2277**  
**Global ID: T0600102093**

Responsible Party:

**CHEVRON ENVIRONMENTAL MANAGEMENT CO**  
**KELLY YORK**  
**6101 BOLLINGER CANYON ROAD**  
**ROOM 5323**  
**SAN RAMON CA 94583--232**

**Date First Reported: 6/18/1997**  
**Substance: 8006619,12034,12035 Multiple Releases**  
**Funding for Oversight: LOPS - LOP State Fund**  
**Multiple RPs?: Yes**

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Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker MARK DETTERMAN, at this office at (510)567-6876 if you have questions regarding your site.

Date: 4/14/14

ARIU LEVI, Director  
Contract Project Director

Action: Add  
Reason: ADD

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

April 14, 2014

**Site Name & Address:**  
**CHEVRON #9-9708**  
**5910 MACARTHUR BLVD**  
**Oakland, CA 94605**

**Local ID: RO0000124**  
**Related ID: 871**  
**RWQCB ID: 01-2277**  
**Global ID: T0600102093**

**All Responsible Parties**

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**RP has been named a Primary RP - NISSAN AND CAROL SAIDIAN**  
**NISSAN AND CAROL SAIDIAN TRUST**  
5733 MEDALLION CT, PO BOX 6104 | CASTRO VALLEY, CA 94552 | Phone (510) 268-0211

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**CHEVRON ENVIRONMENTAL MANAGEMENT CO**  
6101 BOLLINGER CANYON ROAD, ROOM 5323 | SAN RAMON, CA 94583--232 | No Phone Number Listed

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1310 CENTRAL AVENUE | ALAMEDA, CA 94501-- | No Phone Number Listed

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**RP has been named a Primary RP - c/o JOGINDER SETHI**  
**JSR ENTERPRISES, INC**  
1981 CAMINO RAMON | DANVILLE, CA 94526--306 | No Phone Number Listed

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**Responsible Party Identification Background**

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
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3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

April 14, 2014

### **Responsible Party Identification**

#### Existence of Unauthorized Release

Monitoring wells MW-1 to MW-3 were installed in May 1997 as a part of a baseline property transaction investigation at an existing service station at this location. Concentrations up to 140 milligrams per kilogram (mg/kg) Total Petroleum Hydrocarbon as gasoline (TPHg), 1,000 mg/kg Total Oil and Grease (TOG), 0.0270 mg/kg benzene, and 1.3 mg/kg methyl-tert-butyl ether (MTBE) were detected in soil. Concentrations up to 1,600 micrograms per liter (µg/l) TPHg, 1,200 µg/l TPH as diesel (TPHd), 120 µg/l benzene, and 2,100 µg/l MTBE were detected in groundwater. These data indicate that an unauthorized release had occurred.

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JSR Enterprises, Inc purchased the property in August 1997 and is therefore a former property owner of the site. It is a responsible party for the site because he owned the property where an unauthorized release has occurred (Definition 3) and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Nissan and Carol Saidian purchased the property in June 1998 and are therefore property owners of the site. They are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3) and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

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**Oakland, CA 94605**

Local ID: **RO0000124**  
Related ID: **871**  
RWQCB ID: **01-2277**  
Global ID: **T0600102093**

Responsible Party:

**NISSAN AND CAROL SAIDIAN TRUST**  
**NISSAN AND CAROL SAIDIAN**  
**5733 MEDALLION CT, PO BOX 6104**  
**CASTRO VALLEY CA 94552**

Date First Reported: **6/18/1997**  
Substance: **8006619,12034,12035 Multiple Releases**  
Funding for Oversight: **LOPS - LOP State Fund**  
Multiple RPs?: **Yes**

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Date:

4/14/14

ARIU LEVI, Director  
Contract Project Director

Action: Add  
Reason: ADD

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

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**RWQCB ID: 01-2277**  
**Global ID: T0600102093**

**All Responsible Parties**

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**NISSAN AND CAROL SAIDIAN TRUST**  
5733 MEDALLION CT, PO BOX 6104 | CASTRO VALLEY, CA 94552 | Phone (510) 268-0211

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**CHEVRON ENVIRONMENTAL MANAGEMENT CO**  
6101 BOLLINGER CANYON ROAD, ROOM 5323 | SAN RAMON, CA 94583--232 | No Phone Number Listed

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1310 CENTRAL AVENUE | ALAMEDA, CA 94501-- | No Phone Number Listed

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**JSR ENTERPRISES, INC**  
1981 CAMINO RAMON | DANVILLE, CA 94526--306 | No Phone Number Listed

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## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

April 14, 2014

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**5910 MACARTHUR BLVD**  
**Oakland, CA 94605**

**Local ID: RO0000124**  
**Related ID: 871**  
**RWQCB ID: 01-2277**  
**Global ID: T0600102093**

**Responsible Party:**

**NISSAN AND CAROL SAIDIAN TRUST AND LEON**  
**ZEKSTER & ET AL**  
**1310 CENTRAL AVENUE**  
**ALAMEDA CA 94501--**

**Date First Reported: 6/18/1997**  
**Substance: 8006619,12034,12035 Multiple Releases**  
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Date: 4/14/14

ARIU LEVI, Director  
Contract Project Director

Action: Add  
Reason: ADD

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

April 14, 2014

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**CHEVRON #9-9708**  
**5910 MACARTHUR BLVD**  
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**Local ID: RO0000124**  
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**All Responsible Parties**

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**NISSAN AND CAROL SAIDIAN TRUST**  
5733 MEDALLION CT, PO BOX 6104 | CASTRO VALLEY, CA 94552 | Phone (510) 268-0211

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April 14, 2014

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