

**ENVIRONMENTAL HEALTH DEPARTMENT** OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

## AGENCY

Certified Mail #:

August 02, 2012

### NOTICE OF RESPONSIBILITY

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY

Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWQCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

**BERNIE CAMPBELL** 

224 MOUNTAIN AVE **PIEDMONT CA 94611**  Date First Reported: 2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

ARIU LEVI, Director

Contract Project Director

Action: Add

Reason: ADD

Date: 8/3/2012

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY

Oakland, CA 94611

Local ID: RO0000205

Related ID: 1235

RWQCB ID: 01-1629

Global ID: T0600101504

All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

### 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."

August 02, 2012

#### Responsible Party Identification

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurie 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).



**ENVIRONMENTAL HEALTH DEPARTMENT** OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

## AGENCY

Certified Mail #:

August 02, 2012

### **NOTICE OF RESPONSIBILITY**

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWOCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

**BRUCE BERCOVICH VAL STROUGH HONDA UNKNOWN** 

Date First Reported:

2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

ARIU KEVI, Director

Contract Project Director

Action: Add

Reason: ADD

### ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY

Oakland, CA 94611

Local ID: RO0000205

Related ID: 1235

RWQCB ID: 01-1629

Global ID: T0600101504

All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

#### 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."

August 02, 2012

#### Responsible Party Identification

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurie 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).



**ENVIRONMENTAL HEALTH DEPARTMENT** OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

# AGENCY

Certified Mail #: 7009 2820 0001 4359 6873

August 02, 2012

### NOTICE OF RESPONSIBILITY

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWOCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

**CLARENCE CARTER TRUST** c/o CLARENCE G. CARTER 2020 GILL PORT LANE **WALNUT CREEK CA 94598-1132**  Date First Reported: 2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

ARIU LÉVI, Directo

Contract Project Director

Action: Add

Reason: ADD

Date: 0/3/2012

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY

Oakland, CA 94611

Local ID: RO0000205

Related ID: 1235

RWQCB ID: 01-1629

Global ID: T0600101504

All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

#### 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."

August 02, 2012

### **Responsible Party Identification**

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurie 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

#### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).



ENVIRONMENTAL HEALTH DEPARTMENT OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

## AGENCY

Certified Mail #: 7009 2820 0001 4360 0006

August 02, 2012

### NOTICE OF RESPONSIBILITY

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWQCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

**GARY BANKHEAD** NATIONAL FACILITIES SERV; CAP. PROJ OPS 380 WEST MACARTHUR BLVD, 2ND FL OAKLAND, CA 94609

Date First Reported: 2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

ARIU LEVI, Director Contract Project Director

Date: 8/3/2012

Action: Add

Reason: ADD

### ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY

Oakland, CA 94611

Local ID: RO0000205

Related ID: 1235

RWQCB ID: 01-1629

Global ID: T0600101504

#### All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

### 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."

August 02, 2012

### Responsible Party Identification

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurie 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).



**ENVIRONMENTAL HEALTH DEPARTMENT** OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

# **AGENCY**

Certified Mail #:

August 02, 2012

### NOTICE OF RESPONSIBILITY

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWOCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

MAUDE BESTHORN

**UNKNOWN** 

Date First Reported: 2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

Als/2aL

ARIU LEVI, Directo

Contract Project Director

Action: Add

Reason: ADD

Date:

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH

3735-3799 BROADWAY

Oakland, CA 94611

Local ID: RO0000205

Related ID: 1235

RWQCB ID: 01-1629

Global ID: T0600101504

All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK LUNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

### 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."

August 02, 2012

### Responsible Party Identification

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurte 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).



ENVIRONMENTAL HEALTH DEPARTMENT OFFICE OF THE DIRECTOR 1131 HARBOR BAY PARKWAY ALAMEDA, CA 94502-6577 (510) 567-6700 FAX (510) 337-9335

## AGENCY

Certified Mail #: 7009 2820 0001 4359 6866

August 02, 2012

### NOTICE OF RESPONSIBILITY

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWQCB ID:

01-1629

Global ID:

T0600101504

Responsible Party:

**GEARY PLAZA ASSOCIATES 2 SEA VIEW AVE PIEDMONT CA 94611-3519** 

Date First Reported:

2/27/1987

Substance: 8006619 Gasoline-Automotive (motor gasoline and

additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: 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 NA 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 DETTERMAN, MARK, at this office at (510)567-6876 if you have questions regarding your site.

ARIU LEVI, Director

Contract Project Director

Date: A/3/2012

Action: Add

Reason: ADD

### ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 02, 2012

Site Name & Address:

KAISER DEVELOPMENT / VAL STROUGH 3735-3799 BROADWAY

Oakland, CA 94611

Local ID:

RO0000205

Related ID:

1235

RWQCB ID: 01-1629

Global ID:

T0600101504

#### All Responsible Parties

RP has been named a Primary RP - BERNIE CAMPBELL

224 MOUNTAIN AVE | PIEDMONT, CA 94611 | Phone No Phone Number Listed

RP has been named a Primary RP - BRUCE BERCOVICH

**VAL STROUGH HONDA** 

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - MAUDE BESTHORN

UNK | UNK, CA 99999 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY BANKHEAD

KAISER FOUNDATION HOSPITALS

NATIONAL FACILITIES SERV; CAP. PROJ OPS | OAKLAND, CA 94609 | Phone (510) 752-0551

RP has been named a Primary RP - CLARENCE G CARTER

**CLARENCE CARTER TRUST** 

2020 GILL PORT LANE | WALNUT CREEK, CA 94598-1132 | Phone No Phone Number Listed

RP has been named a Primary RP

**GEARY PLAZA ASSOCIATES** 

2 SEA VIEW AVE | PIEDMONT, CA 94611-3519 | Phone No Phone Number Listed

### 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."

August 02, 2012

### **Responsible Party Identification**

#### Existence of Unauthorized Release

In February 1987 three 10-000-gallon underground storage tanks (USTs) were removed from the subject site, and in Jurie 2007 one 500-gallon waste oil UST was removed from the site. Concentrations of up to 0.17 mg/kg benzene were documented at the time of the gasoline UST removals, and additional evidence was used to support and document the release of petroleum at the site. Concentrations of up to 27,000 mg/kg Oil and Grease, 5,400 mg/kg Total Petroleum Hydrocarbons (TPH) as diesel, 2,100 mg/kg TPH as gasoline, 5.0 mg/kg toluene, and 320 mg/kg TTLC lead were documented in soil associated with the waste oil UST removal in 2007. These data indicate than an unauthorized release has occurred at the site.

### Responsible Party Identification

Maude G. Besthorn (as Maude G. Carter and as the Maude G. Besthorn Trust; c/o C.G. Carter) owned a portion of the property between March 1969 and May 30, 2000, and is therefore a former property owner of the site. Maud G. Besthorn is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

Val Strough Honda occupied the property between 1989 and the time of redevelopment. Val Strough Honda is a responsible party of the site because it owned or operated an UST used for the storage of hazardous substances (Definition 1), because it owned or operated the UST immediately before the discontinuation of use (Definition 2), and because it had control over an UST at the time of or following an unauthorized release (Definition 4).

Bernie (Bernice) Campbell owned a portion of the property between March 1969 and November 1992 (as Bernice H. Campbell, and Heirs of Campbell Estate, c/o Sally Heckinger), and is therefore a former property owner of the site. Bernie (Bernice) Campbell is a responsible party for site because she owned the property where an unauthorized release has occurred (Definition 3).

The Clarence Carter Trust purchased or received a portion of the property on May 31, 2000, and is therefore a former property owner of the site. The Clarence Carter Trust is a responsible party for site because it because it owned the property where an unauthorized release has occurred (Definition 3).

Geary Plaza Associates purchased or received portions of the property on July 1993 (Campbell Estate) and May 31, 2000 (Besthorn Trust), and is therefore a former property owner of the site. The Geary Plaza Associates is a responsible party for site because it owned the property where an unauthorized release has occurred (Definition 3).