

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY
DAVID J. KEARS, Agency Director



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

CERTIFIED MAIL # 7002 2030 0006 9574 2331 and
via Electronic Mail

August 27, 2008

William G. Boord
3849 Castro Valley Boulevard
Castro Valley, CA 94546

Subject: Fuel Leak Case No. RO0000209 and Geotracker Global ID T0600101516, VIP Service Station, 3889 Castro Valley Boulevard, Castro Valley, CA 94546

Dear Mr. Hester:

Alameda County Environmental Health (ACEH) understands that Mr. Patel and Mr. Gupta (Responsible Parties for the subject Fuel Release Case) and Mr. Paul King with P & D Environmental, Inc. (P & D Environmental) have requested access to your property at 3849 Castro Valley Boulevard in Castro Valley to conduct a subsurface investigation. The Responsible Parties and Mr. King have informed ACEH that access has been denied since you believe you will be held responsible for the cleanup of your property. The purpose of this letter is to advise you in your decision regarding access.

A suspected hydrocarbon release has occurred at the 3889 Castro Valley Boulevard property and has contaminated the soil and groundwater beneath the site. As the responsible parties, Mr. Patel and Mr. Gupta are required to investigate the extent of the release(s) and to clean up the contamination. These requirements are set by the State and this Agency provides local oversight for compliance with these laws. For this reason for Mr. Patel and Mr. Gupta and their consultant, P & D Environmental have requested access to determine the extent of the contamination that may be beneath your property and perform the cleanup as necessary, thereby complying with State law as required by this Agency.

ACEH encourages you to work with the Responsible Parties Mr. Patel and Mr. Gupta, and their consultant, P & D Environmental, and agree upon the terms necessary (i.e. your signature on the access agreement) to allow them access to your property to conduct the subsurface investigation. If you continue to deny access or do not respond by the date specified below, and if the release does affect your property, then this Agency and the Regional Water Quality Control Board may hold you legally responsible for the contaminated condition of your property. You may then be required to conduct remedial investigation of the contamination at your own expense. Since the costs for such investigations are often high, allowing access to Mr. Patel and Mr. Gupta, and their consultant P & D Environmental is clearly more reasonable. Please reconsider the request to access your property previously sent by P & D Environmental and respond to this correspondence within thirty (5) days from the date of this letter (**September 4, 2008**) with your decision.

If you have any questions, please call me at (510) 777-2478 or send me an electronic mail message at paresh.khatri@acgov.org.

Mr. Boord
RO0000209
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Sincerely,



Paresh C. Khatri
Hazardous Materials Specialist

cc: Lalji & Arvinda Patel, VIP Service Station, (sent via electronic mail)
Pawan K. & Meera Gupta, (sent via electronic mail)
Paul King, P & D Environmental (sent via electronic mail)
Ken Mifsud, Alameda County Office of the District Attorney (sent via electronic mail)
Donna Drogos, ACEH (sent via electronic mail)
Paresh Khatri, ACEH
File