### ALAMEDA COUNTY

# **HEALTH CARE SERVICES**



DAVID J. KEARS, Agency Director



Certified Mail #: 7006 3450 0000 0503 4999

July 31, 2008

**ENVIRONMENTAL HEALTH SERVICES** 

ENVIRONMENTAL PROTECTION 1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 567-6700

FAX (510) 337-9335

# **NOTICE OF RESPONSIBILITY**

Site Name & Address:

BEACON #3720 / ULTRAMAR #720

1088 MARINA BLVD

San Leandro, CA 94577

Local ID:

RO0000216

Related ID:

4552

RWQCB ID:

01-1526

Global ID:

T0600101409

Responsible Party:

SANDEEP SINGH NIBBER BEDROCK CONSTRUCTION INC 5302 ASTERWOOD DRIVE **DUBLIN CA 94568-7718** 

Date First Reported: 1/23/1987

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 TESORO 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) 341-5650.

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 WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.

ARIU LEVI Contract Profect Director Date: A /1/08

Action: Add Reason: Add RP

Attachment A: Responsible Parties Data Sheet cc: Jenniffer Jordan, SWRCB, D. Drogos, File

# ALAMEDA COUNTY ENVIRONMENTAL HEALTH LUFT LOCAL OVERSIGHT PROGRAM

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

July 31, 2008

Site Name & Address:

**BEACON #3720 / ULTRAMAR #720** 

1088 MARINA BLVD

San Leandro, CA 94577

Local ID:

RO0000216

Related ID: 4552

RWQCB ID: 01-1526

Global ID:

T0600101409

### All Responsible Parties

RP has been named a Primary RP - JEFF BAKER

**TESORO** 

3450 SOUTH 344TH WAY STE 100 | AUBURN, WA 98001-5931 | Phone (253) 896-8700

RP has been named a RP - SANDEEP SINGH NIBBER

BEDROCK CONSTRUCTION INC

5302 ASTERWOOD DRIVE | DUBLIN, CA 94568-7718 | Phone No Phone Number Listed

RP has been named a RP - BARBARA WOZNIAK

**FLYERS LLC** 

2349 RICKENBAKER WAY | AUBURN, CA 95602-9537 | Phone No Phone Number Listed

RP has been named a RP - BILL BORGH

**CONOCOPHILLIPS** 

76 BROADWAY | SACRAMENTO, CA 95818 | Phone (916) 558-7612

RP has been named a RP - ROBERT EHLERS

**VALERO** 

685 WEST THIRD STREET | HANFORD, CA 93230 | Phone (210) 345-2227

RP has been named a RP - SAM HIRBOD

HIRBOD ENTERPRISES

111 DEERWOOD PL # 110 | SAN RAMON, CA 94583-4445 | 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:

- "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."

ACEH has named the responsible parties for this site as detailed below.

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 31, 2008

### Responsible Party Identification

### Existence of Unauthorized Release

One waste oil and three gasoline underground storage tanks (USTs) were removed from the site on January 21, 1987. During removal, a hole approximately 1/4-inch in diameter was observed along the seam at the bottom of one of the 10,000 gallon steel gasoline USTs. Soil samples were collected from soil beneath the ends of each of the USTs and from the excavated soil stockpiles. Total petroleum hydrocarbons as gasoline (TPHg) was detected in each of the soil samples at concentrations ranging from 195 to 5,800 milligrams per kilogram. Benzene was detected in each of the soil samples at concentrations ranging from 5 to 150 milligrams per kilogram. In March 1987, five monitoring wells were installed at the site. Fuel hydrocarbons were detected in soil and groundwater samples collected from the well borings and monitoring wells.

## Responsible Party Identification

Douglas Oil Corporation of California was the owner and operator of the tanks from 1975 until January 28, 1991. Douglas Oil Corporation was succeeded by Conoco, Inc. and then ConocoPhillips. ConocoPhillips is a responsible party because they owned and operated the USTs immediately before the discontinuation of their use (Definition 2), they owned property where an unauthorized release from a UST occurred (Definition 3), and had control of USTs at the time of or following an unauthorized release (Definition 4).

Ultramar, Inc. owned the property from January 28, 1991 until May 20, 2002. Ultramar, Inc. was succeeded by Valero. Valero is a responsible party because they owned property where an unauthorized release from a UST has occurred (Definition 3).

Tesoro owned the property from May 20, 2002 until January 17, 2003. Valero is a responsible party because they owned property where an unauthorized release from a UST has occurred (Definition 3).

Flyers LLC owned the property from January 17, 2003 until May 30, 2003. Flyers LLC is a responsible party because they owned property where an unauthorized release from a UST has occurred (Definition 3).

Hirbod Enterprises, Inc. owned the property from May 30, 2003 until November 24, 2003. Hirbod Enterprises, Inc. is a responsible party because they owned property where an unauthorized release from a UST has occurred (Definition 3).

Bedrock Construction, Inc. purchased the property on November 24, 2003 and is the current property owner. Bedrock Construction, Inc. is a responsible party because they currently own property where an unauthorized release from a UST has occurred (Definition 3).

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7006	5302 Asterwood Drive  Street, Apt. 7 or PO Box N  City, State, 2.			
	PS Form 3800, August 2	2006	See Reverse for Instructions	

#### ALAMEDA COUNTY

# **HEALTH CARE SERVICES**







Certified Mail #: 7006 3450 0000 0503 5002

July 31, 2008

**ENVIRONMENTAL HEALTH SERVICES** 

**ENVIRONMENTAL PROTECTION** 1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 567-6700

FAX (510) 337-9335

### NOTICE OF RESPONSIBILITY

Site Name & Address:

BEACON #3720 / ULTRAMAR #720

H088 MARINA BLVD

San Leandro, CA 94577

Local ID:

RO0000216

Related ID:

4552

RWQCB ID:

01-1526

Global ID:

T0600101409

Responsible Party:

**SAM HIRBOD HIRBOD ENTERPRISES** 111 DEERWOOD PL # 110 SAN RAMON CA 94583-4445 Date First Reported: 1/23/1987

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 TESORO 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.

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Please contact your caseworker WICKHAM, JERRY, at this office at (510)567-6791 if you have questions

regarding your/site.

Date: 8/1/01

Action: Add

Reason: Add RP

ARIU LEVI. Director Contract Project Director

Attachment A: Responsible Parties Data Sheet cc: Jenniffer Jordan, SWRCB, D. Drogos, File

# ALAMEDA COUNTY ENVIRONMENTAL HEALTH LUFT LOCAL OVERSIGHT PROGRAM

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

July 31, 2008

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San Leandro, CA 94577

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Related ID: 4552

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3450 SOUTH 344TH WAY STE 100 | AUBURN, WA 98001-5931 | Phone (253) 896-8700

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BEDROCK CONSTRUCTION INC

5302 ASTERWOOD DRIVE | DUBLIN, CA 94568-7718 | Phone No Phone Number Listed

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RP has been named a RP - SAM HIRBOD

HIRBOD ENTERPRISES

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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."
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ACEH has named the responsible parties for this site as detailed below.

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 31, 2008

# Responsible Party Identification

#### Existence of Unauthorized Release

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### Responsible Party Identification

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Ultramar, Inc. owned the property from January 28, 1991 until May 20, 2002. Ultramar, Inc. was succeeded by Valero. Valero is a responsible party because they owned property where an unauthorized release from a UST has occurred (Definition 3).

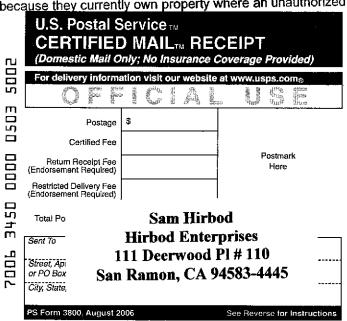
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Contract Project Director

Date: 8/1/04

Action: Add

Reason: Add RP

# ALAMEDA COUNTY ENVIRONMENTAL HEALTH LUFT LOCAL OVERSIGHT PROGRAM

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

July 31, 2008

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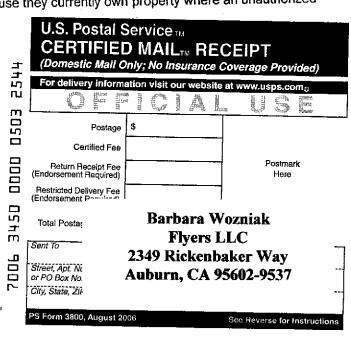
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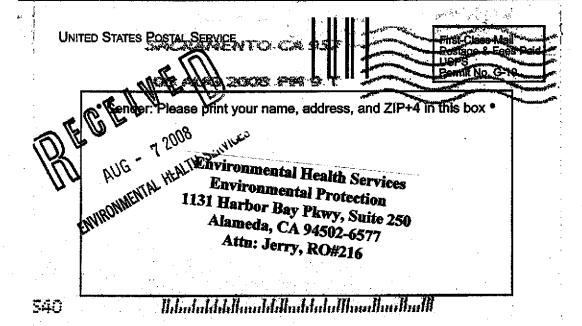
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oakland ca sto COMPLETE THIS SECTION ON DELIVERY SENDER: COMPLETE THIS SECTION ■ Complete items 1, 2, and 3. Also complete A. Signatu item 4 if Restricted Delivery is desired. Addresses Print your name and address on the reverse so that we can return the card to you. C. Date of Deliver Attach this card to the back of the mailpiece, or on the front if space permits. D. Is delivery address different from item 15 1. Article Addressed to: □ No If YES, enter delivery address below: Barbara Wozniak **Flyers LLC** 2349 Rickenbaker Way 3. Service Type Auburn, CA 95602-9537 ☐ Certified Mail ☐ Express Mail □ Registered Return Receipt for Merchandise Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes 2. Article Number 7006 3450 0000 0503 2544 (Transfer from service label) PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540