

ALAMEDA COUNTY  
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 7006 3450 0000 0503 3954

December 18, 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:**

**GROTH BROS OLDSMOBILE**  
**59 S L ST**  
**Livermore, CA 94550**

**Local ID: RO0000217**  
**Related ID: 2935**  
**RWQCB ID: 01-1788**  
**Global ID: T0600101656**

**Responsible Party:**

**JAMES AND DIANE BORDONI**  
**BORDONI RANCH LLC & GREEN VALLE**  
**478 SEQUOIA WAY**  
**LOS ALTOS CA 94024-7152**

**Date First Reported: 3/8/1991**

**Substance: 8 Motor oil**

**Funding for Oversight: LOPS - LOP State Fund**

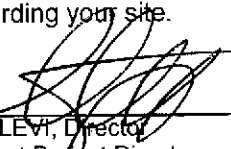
**Multiple RPs?: Yes**

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 GROTH BROTHERS OLDSMOBILE 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, Director  
Contract Project Director

Date: 12/24/08

Action: Add  
Reason: Add RP

ALAMEDA COUNTY ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

December 18, 2008

**Site Name & Address:**

**GROTH BROS OLDSMOBILE**  
**59 S L ST**  
**Livermore, CA 94550**

**Local ID: RO0000217**

**Related ID: 2935**

**RWQCB ID: 01-1788**

**Global ID: T0600101656**

**All Responsible Parties**

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**RP has been named a Primary RP - DICK GROTH**  
**GROTH BROTHERS OLDSMOBILE**

4420 MINES RD | LIVERMORE, CA 94550-9160 | Phone No Phone Number Listed

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**RP has been named a RP - JAMES AND DIANE BORDONI**  
**BORDONI RANCH LLC & GREEN VALLEY CORP**

478 SEQUOIA WAY | LOS ALTOS, CA 94024-7152 | 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."

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

# ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

December 18, 2008

## Responsible Party Identification

### Existence of Unauthorized Release

On October 10, 1990, one 500-gallon gasoline underground storage tank (UST) was removed from the area north of the automobile showroom on the site. Petroleum hydrocarbons were not detected in one soil sample collected below the gasoline UST. A 500-gallon waste oil UST was removed from the area south of the service bay on October 10, 1990. Soil staining was observed round the fill area of the UST during removal. One soil sample collected below the waste oil UST contained total petroleum hydrocarbons (TPH) as motor oil at a concentration of 870 milligrams per kilogram (mg/kg), total oil and grease at a concentration of 1,100 mg/kg, and 1,2-dichlorobenzene at a concentration of 31 mg/kg. In March 1991, an angled soil boring was advanced below two motor oil USTs in the service bay. Two soil samples collected from the borings contained TPH as motor oil at concentrations up to 260 mg/kg. The motor oil tanks were apparently closed in place by filling with concrete. TPH as diesel and TPH as motor oil were detected in groundwater at concentrations up to 250 and 1,600 micrograms per liter. The detections of fuel hydrocarbons and TPH as motor oil in the areas of the former USTs are indicative of an unauthorized release from the USTs, piping, or dispensers.

### Responsible Party Identification

Groth Brothers automobile dealership owned and operated the USTs at the site until the USTs were removed in 1990. Groth Brothers was the property owner from sometime prior to 1973 until 2007. Groth Brothers was identified as a responsible party for the site in a Notice of Responsibility dated March 23, 1992. Groth Brothers is a responsible party because they owned and operated the USTs immediately before the discontinuation of their use (Definition 2), were the property owner 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).

Bordoni Ranch LLC & Green Valley Corporation is the current owner of the property. Bordoni Ranch LLC & Green Valley Corporation purchased the property in April 2007. Bordoni Ranch LLC & Green Valley Corporation is a responsible party because they are the current owner of a property where an unauthorized release from a UST has occurred (Definition 3).

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<b>BORDONI RANCH LLC &amp; GREEN</b>	
<b>VALLE</b>	
<b>478 SEQUOIA WAY</b>	
<b>LOS ALTOS, CA 94024-7152</b>	
PS Form 3800, August 2006	
See Reverse for Instructions	

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Environmental Health Services  
Environmental Protection  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
Attn: Jerry, R0#217

Alameda County  
JAN 09 2009  
Environmental Health



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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**JAMES AND DIANE BORDONI  
BORDONI RANCH LLC & GREEN  
VALLE  
478 SEQUOIA WAY  
LOS ALTOS, CA 94024-7152**

2. Article Number  
(Transfer from service label)

7006 3450 0000 0503 3954

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*James Bordon*

- Agent
- Addressee

B. Received by (Printed Name)

*James Bordon*

C. Date of Delivery

*1-7-09*

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4. Restricted Delivery? (Extra Fee)  Yes