



ENVIRONMENTAL HEALTH DEPARTMENT
ENVIRONMENTAL PROTECTION
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December 29, 2010

Pat Cullen
State Water Resources Control Board
Division of Financial Assistance
1001 I Street
Sacramento, CA 95814
(Sent via E-mail to:
PCullen@waterboards.ca.gov)

Robert Trommer
State Water Resources Control Board
Division of Financial Assistance
1001 I Street
Sacramento, CA 95814
(Sent via E-mail to
RTrommer@waterboards.ca.gov)

Subject: Response to UST Cleanup Fund Five Year Review for Fuel Leak Case No. RO0000280 and GeoTracker Global ID T0600102113, Scooter Wilson, 3600 MacArthur Blvd., Oakland, CA 94619

Dear Mr. Cullen & Mr. Trommer:

Alameda County Environmental Health (ACEH) has received the Preliminary 5-Year Review Summary Reports dated October 21, 2010 from the Underground Storage Tank Cleanup Fund (Fund) for the site listed below. This letter is an effort to document our response. The Summary Report represents the Preliminary 5-year review of ACEH Local Oversight Program cases by the Fund. The Fund correspondence requests that ACEH respond to the Fund correspondence within 45 days of the date of the letter. Responses to the Fund recommendations for the site are presented below. ACEH staff has reviewed the contents of the correspondence in the context of the appropriateness of recommendations. However, ACEH staff has not reviewed the reports for accuracy of all information presented.

ACEH disagrees with USTCF Review at this time and respectfully requests changes:

ACEH Case: RO0000280
USTCF Claim: 11842
Global ID: T0600102113
Site Name: Scooter Wilson
Site Address: 3600 MacArthur Blvd., Oakland, CA

USTCF Recommendations from October 21, 2010 Review Summary:

The UST Fund staff concurs with the claimant's consultant recommendation for low risk Site closure made in 2002.

ACEH Response: **ACEH disagrees with the Fund recommendations and respectfully requests changes.** A work plan was submitted in 2004 to delineate the horizontal and vertical extent of contamination and the investigation was reportedly completed in March 2006. However, neither the data nor the report was ever submitted. ACEH awaits this report to determine the extent of contamination. Also, more recent groundwater data than 2005 should be obtained before the site is closed. Groundwater depths are up to 1.44 feet below grade and the well screens are generally submerged. In addition, a conduit study has not been performed.

- UST Fund staff recommends the results of the March 2006 investigation be submitted. An NOV should be issued to the RP requesting the results of the March 2006 investigation. Groundwater monitoring should be performed to identify current concentrations and a conduit survey should be performed to determine if hydrocarbons are migrating along preferential pathways. Depending on the results of these investigations, low risk closure could be considered.

Thank you for providing ACEH with the opportunity to comment on the subject sites. Please contact me if you have any questions regarding the above responses.

Sincerely,

A handwritten signature in blue ink that reads "Barbara J. Jakub" followed by a long horizontal flourish.

Barbara J. Jakub, P.G.
Hazardous Materials Specialist

cc: Donna Drogos (sent via electronic mail to donna.drogos@acgov.org)
Barbara Jakub (sent via electronic mail to barbara.jakub@acgov.org)
eFile, GeoTracker