

January 26, 2000

Meeting at RWQCB, 11:00am to 1:00pm. Present: Rich Hiett, Mallika Ramachandran, Ed Sommerauer, Laura Timothy, Dave DeMent, and eva chu.

Eva summarized the sequence of events (based on inspection and information provided in reports and/or conversation with consultant, contractor, complainant, or City of Alameda staff) regarding the removal of USTs, use of contaminated groundwater stored in holding tank, and discharge of groundwater from excavation to storm drain or onto site.

Per City of Alameda, they had looked into getting permits for polishing GW for subsequent discharge to sanitary sewer or storm drain. However, when ACC recommended use of GW in holding tank for dust suppression, the City opted for that option. The City stated they were not aware that GW was pumped from the gasoline tank pit onto the site. However, an activities log prepared by Mark Manzione, dated Dec 17, 1999, stated that at 1:40 to 2:10, crew was "setting up to pump water fr/ main pit to dust control. spray so. of building location; started spraying continuing—by hand"

Per Dave Dement, he was given wrong analytical data. When he saw that there was only 1,200ppb TPHg, he thought it would be acceptable to use is for dust suppression. He had done similar remediation at other sites with approval from RWQCB staff. He did not get pre-approval for this project. DeMent also stated he had limited oversight at this project and that the City had several members making and changing decisions throughout the project. He had no knowledge that water was pumped from the excavation pit onto the site until after the fact.

Per Rich Hiett, clearly, activities conducted at the site are not acceptable practice. And the site is in violation of illegal discharge to storm drain and land. Maximum penalties include: \$10/gallon (up to 17,000 gallons), \$10K for violation, \$3K to \$5K for amount it would have cost if required permits were taken for proper discharge. He wants direction from County and recommends Board issue ACL. The ACL will name other violators. Rich also asked if the site is part of the Marsh Crest (industrial waste contamination from a hundred years ago, which have subsequently been covered with other fill material, but may be encountered during excavation/construction activities. DTSC required that these areas be handled with added caution and site safety plans)