

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RO 289

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

Alameda County  
MAR 11 2005  
Environmental Health

RO0000289

February 28, 2005

Mr. Robert Neal  
Owens-Brockway  
P.O. Box 1019  
Oakland CA 94604

**Re: Workplan to complete a focused geoprobe investigation at Owens-Brockway,  
3600 Alameda Ave., Oakland 94601**

Dear Mr. Neal:

Alameda County Environmental Health has received and reviewed the "January 20, 2004, "Workplan to Complete a Focused Geoprobe Investigation", by Ms. Christina J. Kennedy of CKG Environmental, Inc., along with other documents in our files, regarding the above referenced site.

I have also had discussions with Ms. Kennedy of CKG Environmental during a meeting and over the phone regarding the above referenced site. We request that you address the following technical comments, perform the proposed work, and send us the technical reports requested below.

**TECHNICAL COMMENTS**

- The above report discusses the possibility of closure. This office does not concur with that assessment since there is still floating product around MW-2 and MW-6 wells. There is also concern regarding the plume migration into Fruitvale Ave.
- Provide a plan to remove and or address the floating product issue along with the required items before this case can proceed further. The previous report dated October 17, 2003 does not reveal the concentrations of constituent on the graph for MW-2 and MW-6, while it portrays in Plate 5 that there is in fact floating product in the vicinity of the above wells.
- Most graphs in the 2003 document show rapid reduction of CoC concentrations. There is also some possibility of improper screening of the wells at the site rather than actual reduction in CoC concentrations. This needs to be further investigated rather than accepted at face value

- Develop and submit a Site Conceptual Model (SCM). This must include geological cross sections, interpretive vertical and horizontal drawing of the plume (not just a plot of laboratory results), depth to groundwater, monitoring wells and screens, conduits, groundwater flow and locations of receptors, etc.
- Include a plot plan with all soil borings along with concentrations at different depths.
- Provide a table summarizing all monitoring well analysis along with groundwater depth to water as performed in the field.
- Provide all boring logs including the monitoring wells.
- Plot the concentrations of CoCs above ESL levels in soil and groundwater as discussed.

### **TECHNICAL REPORT REQUEST**

Please submit the following technical reports to Alameda County Department of Environmental Health (Attention: Amir K. Gholami):

#### **March 28, 2004      Work Plan**

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

### **PERJURY STATEMENT**

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

### **UNDERGROUND STORAGE TANK CLEANUP FUND**

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

### **Professional Certification**

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration

stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

## **AGENCY OVERSIGHT**

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please do not hesitate to call me at 510-567-6876.

Sincerely,

Amir K. Gholami, REHS  
Hazardous Materials Specialist

C: Ms. Christina Kennedy, CKG Environmental, Inc., 808 Zinfandel Lane, St. Helena, CA  
94574  
D. Drogos, A. Gholami

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ALAMEDA COUNTY  
HEALTH CARE SERVICES AGENCY  
Environmental Health Services Administration  
1131 Harbor Bay Parkway, Suite 250  
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HAZ-MAT*

Mr. Robert Neal  
Owens-Brockway  
P. O. Box 1019  
Oakland, CA 9

*Correct in ENL*

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