



July 23, 2018

Ms. M. Gregg McKerroll, Chief Financial Officer
Dublin Toyota
4321 Toyota Drive
Dublin, CA 94568
(Sent via E-mail to: gregg@doinitright.com)

Mr. Nolan Davis
Nolan M. and Velia E. Davis Trust
50 Oak Court, Suite 160
Danville, CA 94526-4039

Subject: Case Closure Public Notification, List of Landowners Form, Monitoring Well Destruction and Investigation Derived Waste Removal for Fuel Leak Case No. RO0000333 and GeoTracker Global ID T0600102153, Dublin Toyota Pontiac, 6450 Dublin Court, Dublin, CA 94568

Dear Ms. McKerroll and Mr. Davis:

Alameda County Department of Environmental Health (ACDEH) staff has reviewed the above-referenced fuel leak case file for proposed case closure pursuant to California Health and Safety Code (H&SC) Section 25296.10 and the State Water Board's Low-Threat Underground Storage Tank Case Closure Policy (LTCP). Based on our review, ACDEH has determined that the site appears to qualify for case closure and therefore, no further action related to the underground storage tank fuel release is required at this time. ACDEH has sent out the enclosed public participation fact sheet (**Attachment 1**), which describes the site and the proposed case closure. Public comments on the proposed case closure will be accepted for a period of sixty (60) days beginning Monday, July 23, 2018 through Friday, September 21, 2018. Following the public comment period, the comments received, will be reviewed and considered prior to issuance of the Remedial Action Completion Certificate.

Prior to case closure you must complete the following actions:

1. Notify all current record owners of fee title to the site in accordance with H&SC 25297.15;
2. Properly destroy all groundwater [and/or] vapor monitoring wells in accordance with California Water Code and Alameda County Ordinance Code 6.88 under permit by the well permitting agency; and
3. Remove all waste piles, drums, debris and other investigation or remediation derived material in accordance with State laws.

Action Items 2 and 3 listed above are further addressed in the State Water Board Fact Sheet. Therefore at this juncture, ACDEH requests that you address the following comments, perform the proposed work, and submit the documents requested below by the associated compliance dates. Upon completion of the public comment period and receipt of the requisite documents, ACDEH will close the case and issue a Remedial Action Completion Certificate.

COMMENTS

1. **Landowner Notification Form** – Pursuant to H&SC Section 25297.15, ACDEH shall not consider cleanup or site closure proposals from the primary or active responsible party, issue a closure letter, or make a determination that no further action is required with respect to a site upon which there was an

unauthorized release of hazardous substances from an underground storage tank subject to H&SC Chapter 6.7 unless the primary or active responsible party has notified all current record owners of fee title to the site of the proposed action.

To satisfy this requirement, please complete the List of Landowners Form (**Attachment 2**) and mail it back to ACDEH by the compliance date listed below.

- **Submittal of Landowner Notification Form - Tuesday, August 7, 2018**

2. **Monitoring Well Destruction** – All groundwater and soil vapor monitoring wells must be properly destroyed under permit by the appropriate well permitting agency. In order to expedite the case closure process, ACDEH requests that you initiate the well destruction permitting process upon receipt of this letter by contacting Zone 7 Water Agency at (925) 454-5000 to obtain the necessary permits. Please note however, that **monitoring well destruction cannot be conducted until after the public notification period is completed and well destruction is approved by ACDEH.**

To satisfy this requirement, please submit a table to ACDEH via email correspondence listing the status of all historic site wells (i.e., destroyed, lost, remaining) and copies of well permits for destruction of the remaining wells, and complete the destruction of remaining wells by the compliance dates listed below.

- **Well Status Information and Well Destruction Permits – Friday, September 21, 2018**
- **Well Destruction – Monday, October 8, 2018**

3. **Waste Removal** – All investigation and remediation derived materials must be removed from the site and properly disposed of at an appropriate designated facility in accordance with applicable State laws.

To satisfy this requirement, please complete waste removal activities by the compliance date listed below.

- **Waste Removal – Monday, October 8, 2018**

4. **Well Destruction and Waste Removal Report** – Prepare a report documenting well destruction and waste removal activities. The report must include the well status table, well destruction permits, and waste manifests.

To satisfy this requirement, please submit the report [to the](#) State Water Board's GeoTracker website in accordance the compliance date listed below.

Well Destruction and Waste Removal Report – Monday, October 22, 2018

NOTIFICATION OF FIELDWORK ACTIVITIES

Please provide ACDEH with at least three (3) business days notification prior to conducting the fieldwork.

SUBMITTAL REQUIREMENTS

Please submit all requested documents in accordance with the requirements in **Attachment 3** (Attention: Drew York).

Ms. McKerroll and Mr. Davis
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Thank you for your cooperation. Should you have any questions or concerns regarding this correspondence or your case, please call me at (510) 639-1276 or send me an electronic mail message at andrew.york@acgov.org.

Sincerely,



Drew J. York
Senior Hazardous Materials Specialist



Dilan Roe, PE, C73703
Chief - Land Water Division

Encl: Attachment 1 - Invitation to Comment – Potential Case Closure

Attachment 2 - List of Landowners Form

Attachment 3 - Responsible Party (ies) Legal Requirements / Obligations

cc: Colleen Winey (QIC 8021), Zone 7 Water Agency, (*Sent via E-mail to:* cwiney@zone7water.com)
Scott Lookingbill, State Water Board, (*Sent via E-mail to:* Scott.Lookingbill@waterboards.ca.gov)
James Gribi, Gribi Associates, (*Sent via E-mail to:* JGribi@gribiassociates.com)
Paresh Khatri, ACDEH, LOP Supervisor (sent via electronic mail to paresh.khatri@acgov.org)
Dilan Roe, ACDEH, Chief – Land Water Division (sent via electronic mail to dilan.roe@acgov.org)
Drew York, ACDEH, (sent via electronic mail to andrew.york@acgov.org)
eFile, GeoTracker.

ATTACHMENT 1



INVITATION TO COMMENT – POTENTIAL CASE CLOSURE

**Dublin Toyota Pontiac
6450 Dublin Court (APN: 941-1400-7), Dublin, California 94568
FUEL LEAK CASE RO0000333
GEOTRACKER GLOBAL ID T0600102153**

July 23, 2018

The above referenced site is a fuel leak case that is under the regulatory oversight of the Alameda County Department of Environmental Health (ACDEH) Local Oversight Program for the investigation and cleanup of a release of petroleum hydrocarbons from an underground storage tank system. Site investigation and cleanup activities have been completed and the site has been evaluated in accordance with the State Water Resources Control Board Low-Threat Closure Policy. The site appears to meet all of the criteria in the Low-Threat Closure Policy. Therefore, ACDEH is considering closure of the fuel leak case.

The public is invited to review and comment on the potential closure of the fuel leak case. This notice is being sent to the current occupants and landowners of the site and adjacent properties and other known interested parties. The entire case file can be viewed over the Internet at the State of California Water Resources Control Board GeoTracker website (<http://geotracker.waterboards.ca.gov>). Please send written comments to ACDEH caseworker Drew York at the email address below; all comments will be forwarded to the responsible parties. Comments **received by Friday September 21, 2018** will be considered and responded to prior to a final determination on the proposed case closure.

If you have comments or questions regarding this site, please contact the ACDEH caseworker, Drew York at 510-639-1276 or by email at andrew.york@acgov.org. Please refer to ACDEH case RO0003333 in any correspondence.

ATTACHMENT 2

LIST OF LANDOWNERS FORM

County of Alameda
Environmental Health Services
Environmental Protection
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR:

Site Name: Dublin Toyota Pontiac
Address: 6450 Dublin Court,
City, State, Zip: Dublin, California, 94568
Record ID #: RO0000333

Please fill out item 1 if there are multiple site landowners (attach an extra sheet if necessary). If you are the sole site landowner, skip item 1 and fill out item 2.

1. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I, _____ (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

Name: _____
Address: _____
City, State, Zip: _____
E-mail Address: _____

Name: _____
Address: _____
City, State, Zip: _____
E-mail Address: _____

Name: _____
Address: _____
City, State, Zip: _____
E-mail Address: _____

2. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I _____, certify that I am the sole landowner for the above site.

Sincerely,

Signature of Primary Responsible Party

Printed Name

Date

E-mail Address

ATTACHMENT 3

Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)	REVISION DATE: December 14, 2017
	ISSUE DATE: July 25, 2012
	PREVIOUS REVISIONS: September 17, 2013, May 15, 2014, December 12, 2016
SECTION: ACDEH Procedures	SUBJECT: Responsible Party(ies) Legal Requirements / Obligations

REPORT & DELIVERABLE REQUESTS

Alameda County Department of Environmental Health (ACDEH) Cleanup Oversight Programs, Local Oversight Program (LOP) and Site Cleanup Program (SCP) require submission of all reports in electronic form to the State Water Board's (SWB) GeoTracker website in accordance with California Code of Regulations, Chapter 30, Division 3, Title 23 and Division 3, Title 27.

Leaking Underground Fuel Tank (LUFT) Cases

Reports and deliverable requests are 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 (RP) in conjunction with an unauthorized release from a petroleum underground storage tank (UST) system.

Site Cleanup Program (SCP) Cases

For non-petroleum UST cases, reports and deliverables requests are pursuant to California Health and Safety Code Section 101480.

ELECTRONIC SUBMITTAL OF REPORTS

A complete report submittal includes the PDF report and all associated electronic data files, including but not limited to GEO_MAP, GEO_XY, GEO_Z, GEO_BORE, GEO_WELL, and laboratory analytical data in Electronic Deliverable Format™ (EDF). Additional information on these requirements is available on the State Water Board's website (http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/)

- Do not upload draft reports to GeoTracker
- Rotate each page in the PDF document in the direction that will make it easiest to read on a computer monitor.

GEOTRACKER UPLOAD CERTIFICATION

Each report submittal is to include a GeoTracker Upload Summary Table with GeoTracker valid values¹ as illustrated in the example below to facilitate ACDEH review and verify compliance with GeoTracker requirements.

GeoTracker Upload Table Example

Report Title	Sample Period	PDF Report	GEO_MAPS	Sample ID	Matrix	GEO_Z	GEO_XY	GEO_BORE	GEO_WELL	EDF
2016 Subsurface Investigation Report	2016 S1	✓	✓	Effluent	SO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
2012 Site Assessment Work Plan	2012	✓	✓			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2010 GW Investigation Report	2008 Q4	✓	✓	SB-10	W	✓	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
				SB-10-6	SO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	✓
				MW-1	WG	✓	✓	✓	✓	✓
				SW-1	W	✓	✓	✓	✓	✓

¹ GeoTracker Survey XYZ, Well Data, and Site Map Guidelines & Restrictions, CA State Water Resources Control Board, April 2005

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ACKNOWLEDGEMENT STATEMENT

All work plans, technical reports, or technical documents submitted to ACDEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I have read and acknowledge the content, recommendations and/or conclusions contained in the attached document or report submitted on my behalf to the State Water Board's GeoTracker website." This letter must be signed by the Responsible Party, or legally authorized representative of the Responsible Party.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6731, 6735, and 7835) 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 licensed or certified professional and include the professional registration stamp, signature, and statement of professional certification. Additional information is available on the Board of Professional Engineers, Land Surveyors, and Geologists website at: <http://www.bpelsg.ca.gov/laws/index.shtml>.

UNDERGROUND STORAGE TANK CLEANUP FUND

For LUFT cases, RP's non-compliance with these regulations may result in ineligibility to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse the cost of cleanup. Additional information is available on the internet at: https://www.waterboards.ca.gov/water_issues/programs/ustcf/

AGENCY OVERSIGHT

Significant delays in conducting site assessment/cleanup or report submittals may result in referral of the case to the Regional Water 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.