

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

ALEX BRISCOE, Director



ENVIRONMENTAL HEALTH DEPARTMENT
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

October 17, 2011

Mr. David Patten
Chevron Corporation
6111 Bollinger Canyon Road
San Ramon, CA
(sent via electronic mail to drpatten@chevron.com)

JL and Jane Bolton
Address Unknown

Subject: Notice of Responsibility, Fuel Leak Case No. RO0000341; (Global ID # T0600100330);
Chevron #9-1153, (3126 Fernside Blvd), 3135 Gibbons Drive, Alameda, CA 94501

Dear Mr. Patten, and Mr. and Mrs. Bolton:

In an earlier Notice of Responsibility (NOR), Chevron USA (Chevron) and Mr. and Mrs. Bolton were notified that the above referenced site had been placed in the Local Oversight Program and that Chevron and the Bolton's had been named as Responsible Parties for the fuel leak case. Additional parties have been named as Responsible Parties for the fuel leak case in the attached updated NOR, as defined under 23 C.C.R Sec. 2720. Please see Attachment A – Responsible Parties Data Sheet, which identifies all Responsible Parties and provides background on the unauthorized release and Responsible Party Identification.

Should you have any questions, please contact me at (510) 567--6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,

Mark E. Detterman, P.G., C.E.G.
Senior Hazardous Materials Specialist

Enclosure: Attachment A – Responsible Parties Data Sheet

cc: Donna Drogos (sent via electronic mail to donna.drogos@acgov.org)
Mark Detterman (sent via electronic mail to mark.detterman@acgov.org)
Case Electronic File, GeoTracker

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

October 17, 2011

Site Name & Address:

**CHEVRON #9-1153 (aka 3126 Fernside Ave)
3135 GIBBONS DR
Alameda, CA 94501**

**Local ID: RO0000341
Related ID: 3565
RWQCB ID: 01-0358
Global ID: T0600100330**

All Responsible Parties

RP has been named a Primary RP - MARK & ANNA HOM & CHENG

3135 GIBBONS DR | ALAMEDA, CA 94501-1749 | Phone No Phone Number Listed

RP has been named a Primary RP - J L & JANE L BOLTON

ADDRESS UNKNOWN | 0, 0 0 | Phone No Phone Number Listed

RP has been named a Primary RP - DAVID PATTEN

CHEVRON CORPORATION

6111 BOLLINGER CANYON ROAD | SAN RAMON, CA 94583 | Phone (925) 543-1740

RP has been named a Primary RP - CLAIRE A & FRED H CEPOLLINA & MARTINI

ADDRESS UNKNOWN | 0, 0 00000 | Phone No Phone Number Listed

RP has been named a Primary RP - GARY & JERRI FENSTERMAKER

ADDRESS UNKNOWN | 0, 0 00000 | Phone No Phone Number Listed

RP has been named a Primary RP - SHIRLEY & RUBEN COHEN

ADDRESS UNKNOWN | 0, 0 00000 | Phone No Phone Number Listed

RP has been named a Primary RP - JOHN H THOMPSON

ADDRESS UNKNOWN | 0, 0 00000 | Phone No Phone Number Listed

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

October 17, 2011

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.

Responsible Party Identification

Existence of Unauthorized Release

Three fuel USTs, one waste oil UST, and two dispenser islands and related piping, were removed in July 1986. Three wells were installed at that time (C-1 to C-3). Groundwater concentrations up to 15,000 µg/l TPHg and 760 µg/l benzene were detected. In June 1989 soil bores SB1 to SB8 were installed and detected up to 5,500 mg/kg TPHg and 18 mg/kg benzene in soil. These data indicate that an unauthorized release had occurred.

Responsible Party Identification

Chevron Corporation (Chevron) owned and operated the USTs at this site. Chevron is a responsible party for site because it owned an UST used for the storage of a hazardous substance (Definition 1), owned the UST immediately before the discontinuation of its use (Definition 2), and had control over an UST at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Claire A. Cepollina & Fred H. Martini purchased the property in February 1982 and are therefore former property owners of the site. They are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3).

Gary, Jerri, Rick, & Eve Fenstermaker purchased the property in September 1988 and are therefore former property owners of the site. They are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3).

Shirley & Ruben Cohen purchased the property in October 1989 and are therefore former property owners of the site. Mr. and Mrs. Cohen are responsible parties for the site because they owned the property where an unauthorized release has occurred (Definition 3).

Jane L and JL Bolton purchased the property in July 1990 and are therefore former property owners of the site. Mr. and Mrs. Bolton are responsible parties for site because they owned the property where an unauthorized release has occurred (Definition 3).

John H Thompson purchased the property in July 1997 and is therefore a former property owner of the site. Mr. Thompson is a responsible party for site because he owned the property where an unauthorized release has occurred (Definition 3).

Anna Cheng and Mark Hom purchased the property in August 2001 and are therefore current property owners of the site. Anna Cheng and Mark Hom are responsible parties for site because they own the property where an unauthorized release has occurred (Definition 3).