

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY

DAVID J. KEARS, Agency Director

Certified Mail #: 7002 2030 0006 9574 2607

March 20, 2009

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

NOTICE OF RESPONSIBILITY

Site Name & Address:

BP #11105 / SHELL 17-1445
3519 CASTRO VALLEY BLVD
CASTRO VALLEY, CA 94546

Local ID: RO0000346
Related ID: 3423
RWQCB ID: 01-0997
Global ID: T0600100920

Responsible Party:

DENIS BROWN
SHELL OIL PRODUCTS US
20945 S WILMINGTON AVE
CARSON CA 90810-1039

Date First Reported: 3/25/1993

Substance: 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: Yes

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter. For purposes of implementing section 25297.15, this agency has identified CASTRO VALLEY CHEVRON as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency, within 20 calendar days of receipt of this notice that identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 341-5808 or telephone (916) 341-5650.

Pursuant to section 25296.10(c)(6) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact this office for further information about the designation process.

Please contact your caseworker KHATRI, PARESH, at this office at (510)777-2478 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date: 3/30/09

Action: Add
Reason: UST Operator

Attachment A: Responsible Parties Data Sheet
cc: Jenniffer Jordan, SWRCB, D. Drogos, File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

March 20, 2009

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All Responsible Parties

RP has been named a Primary RP - MIRAZIM & AFSAR A SHAKOORI
CASTRO VALLEY CHEVRON

3519 CASTRO VALLEY BLVD | CASTRO VALLEY, CA 94546 | Phone No Phone Number Listed

RP has been named a Primary RP - PAUL SUPPLE

BP WEST COAST PRODUCTS LLC

PO BOX 1257 | SAN RAMON, CA 94583 | Phone (925) 275-3801

RP has been named a Primary RP - DENIS BROWN

SHELL OIL PRODUCTS US

20945 S WILMINGTON AVE | CARSON, CA 90810-1039 | Phone (707) 865-0251

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.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

March 20, 2009

Responsible Party Identification

Existence of Unauthorized Release

On January 20 1988, one 380-gallon waste oil underground storage tank (UST) was removed from the site. Benzene was detected in the soil at a concentration of 0.0068 mg/kg indicating that the soil has been impacted with petroleum hydrocarbons. In September 1992, five groundwater monitoring wells were installed at the site. Total petroleum hydrocarbons (TPH) as gasoline (g) and benzene were detected in groundwater samples collected from site monitoring wells at concentrations of 2,300 µg/L and 370 µg/L, respectively, indicating that the groundwater has been impacted with petroleum hydrocarbons. In September 2003, four USTs were removed and replaced at the site. TPH-g was detected at 17 mg/kg in a confirmation sidewall soil sample. Following UST removal activities, a Site Investigation was conducted at the site. Soil and groundwater impact was detected from previous release of gasoline and including fuel oxygenates. MTBE was observed up to 200 feet down-gradient of the UST area. In September 2008, TPH-g was detected in soil and groundwater at concentrations of 720 mg/kg and 900 µg/L, respectively, during a site investigation conducted by Shell Oil Products US.

Responsible Party Identification

BP Oil Company owned the subject property from circa 1969 until May 1989. BP Oil Company is a responsible party because it owned the USTs (definition 1), operated the USTs for storage of hazardous substances (definition 2), owned the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (definition 3), and had control over the USTs at the time of or following an unauthorized release of a hazardous substance (definition 4).

Mirazim Shakoori (currently Mirazim & Afsar A. Shakoori) purchased the property in May 1989. Mirazim & Afsar A. Shakoori are responsible parties because they owned the USTs (definition 1), and own the property where an unauthorized release of a hazardous substance occurred (definition 3).

Shell Oil Products US is the current operator of the station located at the subject site. Shell is a responsible party because it operated the USTs for storage of hazardous substances (definition 2) and had control over the USTs at the time of or following an unauthorized release of a hazardous substance (definition 4).

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Sent To	Denis Brown
Street, Apt. 1 or PO Box N	Shell Oil Products US
City, State, ZIP	20945 South Wilmington Avenue
	Carson, CA 90810-1039
PS Form 3800, June 2002	
See Reverse for Instructions	

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY
DAVID J. KEARS, Agency Director



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

March 27, 2009

Paul Supple
Atlantic Richfield Company
(A BP Affiliated Company)
P.O. Box 1257
San Ramon, CA 94583

Mirazim & Afsar Shakoori
Former Castro Valley Chevron
3519 Castro Valley Boulevard
Castro Valley, CA 94546

Subject: Fuel Leak Case No. RO0000346 and GeoTracker Global ID T0600100920, BP #11105 / Shell
17-1445, 3519 Castro Valley Boulevard, Castro Valley, CA 94546

Dear Responsible Parties:

In Notices of Responsibility dated April 15, 2002, Atlantic Richfield Company and Mirazim & Afsar Shakoori were notified that the above referenced site had been placed in the Local Oversight Program and that Atlantic Richfield Company and Mirazim & Afsar Shakoori were named as Responsible Parties for the fuel leak case. Shell Oil Products US currently own and/or operate the USTs at the site and has been named an additional Responsible Party for the fuel leak case 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.

If you have any questions, please call me at (510) 777-2478.

Sincerely,

Paresh C. Khatri
Hazardous Materials Specialist

Attachment A – Responsible Parties Data Sheet

cc: Donna Drogos, ACEH
Paresh Khatri, ACEH
File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

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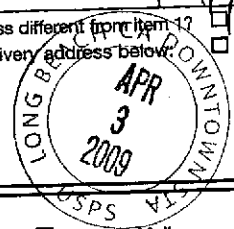
**Denis Brown
Shell Oil Products US
20945 South Wilmington Avenue
Carson, CA 90810-1039**

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1131 Harbor Bay Parkway
Alameda, CA 94502-6577
Attn: Paresh, RO#346**