



December 6, 2017

Mr. Chris Hawk  
Penske Truck Leasing  
10 Green Hills, P.O. Box 7635  
Reading, PA 19603-7635 (Sent via e-mail to: [Christopher.Hawk@penske.com](mailto:Christopher.Hawk@penske.com))

Subject: Fuel Leak Case RO354 - Hertz-Penske, Geotracker Global ID TO600101062, 725 Julie Ann Way, Oakland, CA 94621

Hello Chris:

Thank you for submitting to Alameda County Department of Environmental Health (ACDEH) the following documents submitted on your behalf:

- December 1, 2016 *Scoping Ecological Risk Assessment, Former Penske Truck Leasing Facility, 725 Julie Ann Way, Oakland California*, prepared by Stantec (Ecological Risk Assessment)
- July 10, 2017 *Technical Review of Scoping Ecological Risk Assessment for the Penske Site at 725 Julie Ann Way, Oakland California*, prepared by AECOM (Technical Review)
- July 28, 2017 *Groundwater Monitoring and Sampling Report, Former Penske Truck Leasing Facility, 725 Julie Ann Way, Oakland California*, prepared by Stantec
- August 11, 2017 *Revised Scoping Ecological Risk Assessment, Former Penske Truck Leasing Facility, 725 Julie Ann Way, Oakland California*, prepared by Stantec (Revised Ecological Risk Assessment)

ACDEH has been concerned that there is a potential for direct-exposure of aquatic biota to elevated total petroleum hydrocarbons as diesel (TPHd) and gasoline (TPHg) detected in borings and monitoring wells located within 10 feet of the top of the earthen bank of an Alameda County Flood Control drainage channel, leading to Seminary Creek and the San Francisco Bay. After submittal of Stantec's December 1, 2016 Ecological Risk Assessment, AECOM provided the third party review in the July 10, 2017 Technical Review. For the terrestrial portion of the site, AECOM was in agreement that there are no potentially complete pathways; however, AECOM stated there may exist potentially complete pathways via shallow site groundwater discharge to the aquatic habitats that border the site, but their significance could not be determined. AECOM's *Technical Review* included recommendations on quantifying the significance of the site shallow groundwater discharge pathway.

### **TECHNICAL COMMENT**

1. **Request for Third Party Review of Revised Risk Assessment:** ACDEH's staff does not include a toxicologist. Consequently, we request that you submit the August 11, 2017 Revised Ecological Risk Assessment to Usha Vedagiri, AECOM, Oakland, CA, for review and preparation of a Technical Review to confirm that the Revised Ecological Risk Assessment is adequately comprehensive to clarify the existence of a threat to aquatic biota and aquatic habitat. Please submit review findings by the date requested below.

### **TECHNICAL REPORT REQUEST**

Please upload technical reports to the ACDEH ftp site (Attention: Karel Detterman), and to the State Water Resources Control Board's Geotracker website, in accordance with the following specified file naming convention and schedule:

- **February 28, 2018 – Third Party Technical Review of the Revised Scoping Ecological Risk Assessment**  
File to be named: RO354\_CORRES\_L\_YYYY-MM-DD

This report is 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. Online case files are available for review at the following website:  
<http://www.acgov.org/aceh/lop/ust.htm>

Thank you for your cooperation. Should you have any questions or concerns regarding this correspondence or your case, please send me an e-mail message at [karel.detterman@acgov.org](mailto:karel.detterman@acgov.org) or call me at (510) 567- 6708.

Sincerely,

Karel Detterman, PG  
Hazardous Materials Specialist

Enclosures: Attachment 1 - Responsible Party(ies) Legal Requirements/Obligations ACEH Electronic Report Upload (ftp) Instructions

cc: Eva Hey, Stantec Consulting Services, Inc., 1340 Treat Boulevard, Suite 300 Walnut Creek, CA 94597-7966 (Sent via E-mail to: [eva.hey@stantec.com](mailto:eva.hey@stantec.com))  
Neil Doran, P.G., Stantec, (Sent via E-mail to: [neil.doran@stantec.com](mailto:neil.doran@stantec.com))  
Linda Mortensen, Stantec, (Sent via E-mail to: [linda.mortensen@stantec.com](mailto:linda.mortensen@stantec.com))  
Patrick Vaughan, Stantec, (Sent via E-mail to: [patrick.vaughan@stantec.com](mailto:patrick.vaughan@stantec.com))  
Usha Vedagiri, PhD, AECOM, 300 Lakeside Drive, Suite 400, Oakland, CA 94612 (Sent via E-mail to: [Usha.Vedagiri@aecom.com](mailto:Usha.Vedagiri@aecom.com))  
Heather Loso, AECOM (Sent via E-mail to: [Heather.Loso@AECOM.com](mailto:Heather.Loso@AECOM.com))  
  
Dilan Roe, ACEH (Sent via E-mail to: [dilan.roe@acgov.org](mailto:dilan.roe@acgov.org))  
Karel Detterman, ACEH (Sent via E-mail to: [karel.detterman@acgov.org](mailto:karel.detterman@acgov.org))  
Paresh Khatri, ACDEH, (Sent via E-mail to: [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org))  
Electronic File, GeoTracker

## Attachment 1

### Responsible Party(ies) Legal Requirements / Obligations

#### REPORT REQUESTS

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.

#### ELECTRONIC SUBMITTAL OF REPORTS

Alameda County Department of Environmental Health's (ACDEH) Environmental Cleanup Oversight Programs, Local Oversight Program (LOP) and Site Cleanup Program (SCP) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program File Transfer Protocol (FTP) site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) GeoTracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the GeoTracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to SCP sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website ([http://www.waterboards.ca.gov/water\\_issues/programs/ust/electronic\\_submittal/](http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/)) for more information on these requirements.

#### 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 ACDEH's FTP server and the SWRCB's GeoTracker website." 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.

#### 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. 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 case meet this requirement. 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

Please note that delays in investigation, late 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.

#### 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.

<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)</b>	<b>REVISION DATE:</b> December 1, 2016
	<b>ISSUE DATE:</b> July 5, 2005
	<b>PREVIOUS REVISIONS:</b> October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010; May 15, 2014, November 29, 2016
<b>SECTION:</b> Miscellaneous Administrative Topics & Procedures	<b>SUBJECT:</b> Electronic Report Upload (ftp) Instructions


The Alameda County Environmental Cleanup Oversight Programs (LOP and SCP) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities.

## REQUIREMENTS

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **Signature pages and perjury statements must be included and have either original or electronic signature.**
- **Do not password protect the document.** Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:

RO#\_Report Name\_Year-Month-Date (e.g., RO#5555\_WorkPlan\_2005-06-14)

## Submission Instructions

- 1) Obtain User Name and Password
  - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
    - i) Send an e-mail to [deh.loptoxic@acgov.org](mailto:deh.loptoxic@acgov.org).
  - b) In the subject line of your request, be sure to include "**ftp PASSWORD REQUEST**" and in the body of your request, include the **Contact Information, Site Addresses**, and the **Case Numbers (RO# available in Geotracker) you will be posting for.**
- 2) Upload Files to the ftp Site
  - a) Open File Explorer using the Windows  key + E keyboard shortcut.
    - i) Note: Netscape, Safari, and Firefox browsers will not open the FTP site as they are NOT being supported at this time.
  - b) On the address bar, type in ftp://alcoftp1.acgov.org.
  - c) Enter your User Name and Password. (Note: Both are Case Sensitive)
  - d) Click Log On.
  - e) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
  - f) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
  - a) Send email to [deh.loptoxic@acgov.org](mailto:deh.loptoxic@acgov.org) notify us that you have placed a report on our ftp site.
  - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name @acgov.org. (e.g., firstname.lastname@acgov.org)
  - c) The subject line of the e-mail must start with the RO# followed by **Report Upload**. (e.g., Subject: RO1234 Report Upload) If site is a new case without an RO#, use the street address instead.
  - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.