



ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
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January 19, 2011

Mr. Denis Brown
Shell Oil Products US
20945 S. Wilmington Ave.
Carson, CA 90810-1039

Subject: Additional Responsible Party for Fuel Leak Case No. RO0000363 and Geotracker Global ID T0600101257, Shell#13-5784, 3790 Hopyard Road, Pleasanton, CA 94566

Dear Mr. Brown:

In a Notice of Responsibility dated January 29, 1996, Shell Oil Company was notified that the above referenced site had been placed in the Local Oversight Program and that they were named as a Responsible Party for the fuel leak case. Anabi Real Estate Development LLC purchased the property in July 2010 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 510-567-6791 or send me an electronic mail message at jerry.wickham@acgov.org.

Sincerely,

Jerry Wickham, California PG 3766, CEG 1177, and CHG 297
Senior Hazardous Materials Specialist

Attachment A – Responsible Parties Data Sheet

cc: Danielle Stefani, Livermore Pleasanton Fire Department, 3560 Nevada St, Pleasanton, CA 94566
(Sent via E-mail to: dstefani@lpfire.org)

Cheryl Dizon (QIC 8021), Zone 7 Water Agency, 100 North Canyons Pkwy, Livermore, CA 94551
(Sent via E-mail to: cdizon@zone7water.com)

Peter Schaefer, Conestoga-Rovers & Associates, 5900 Hollis Street, Suite A, Emeryville, CA 94608
2032 (Sent via E-mail to: pschaefer@croworld.com)

Donna Drogos, ACEH (Sent via E-mail to: donna.drogos@acgov.org)
Jerry Wickham, ACEH (Sent via E-mail to: jerry.wickham@acgov.org)

GeoTracker, File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

January 18, 2011

Site Name & Address:

**SHELL #13-5784
3790 HOPYARD RD
Pleasanton, CA 94566**

**Local ID: RO0000363
Related ID: 1673
RWQCB ID: 01-1362
Global ID: T0600101257**

All Responsible Parties

**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**

**RP has been named a Primary RP - C/O RENE ANABI
ANABI REAL ESTATE DEVELOPMENT LLC
1041 NORTH BENSON AVENUE | UPLAND, CA 91786-2157 | Phone No Phone Number Listed**

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:
"Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
"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."
"Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
"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)

January 18, 2011

Responsible Party Identification

Existence of Unauthorized Release

During a site investigation conducted in October 1987, fuel hydrocarbons were detected in soil and groundwater samples collected from soil borings and monitoring wells. Subsequent site investigations and monitoring since 1987 have confirmed that Based on the detections of fuel hydrocarbons, an Underground Storage Tank Unauthorized Release Report was submitted on September 24, 2008.

Responsible Party Identification

Shell Oil Products is a responsible party for the fuel leak because they were the business owner, tank owner, and tank operator at the time of the unauthorized release (Definition 1) and had control of the UST at the time of or following an unauthorized release (Definition 4).

Anabi Real Estate Development LLC purchased the property in July 2010. Anabi Real Estate Development LLC is a responsible party because they are the current owner of the property where an unauthorized release occurred (Definition 3).