



AGENCY

ALEX BRISCOE, Agency Director

Certified Mail #: 7009 2820 0001 4359 9577

February 8, 2016

NOTICE OF RESPONSIBILITY

Site Name & Address:

Chromex
1400 Park Avenue
Emeryville, CA 94608

Local ID: RO0000398
Related ID: NA
RWQCB ID: 01-2392
Global ID: T0600102202

Responsible Party:

Dolores W. and Anthony W. Geisler
c/o William W. Lewerenz
3963 Woodside Ct.
Lafayette, CA 94549

Date First Reported: 12/20/1995
Substance:

- 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
- 12034 Diesel fuel oil & additives (Nos. 1-D, 2-D, 2-4)
- 12035 Waste Oil/Used Oil

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 DOLORES W. AND ANTHONY W. GEISLER C/O WILLIAM W. LEWERENZ 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) 341-5752.

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 MARK DETTERMAN at this office at (510) 567-6876 if you have questions regarding your site.

 Date: 02-09-2016

RONALD BROWDER, Acting Director
Contract Project Director

Action: Update
Reason: ADD

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

February 8, 2016

Site Name & Address:

Chromex
1400 Park Avenue
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All Responsible Parties

**RP has been named a Primary RP - Dolores W. and Anthony W. Geisler
c/o William W. Lewerenz**

3963 WOODSIDE CT. | LAFAYETTE, CA 94549 | No Phone Number Listed

**RP has been named a Primary RP – EMERYVILLE PROPERTIES LLC
C/O ZACHARY WASSERMAN**

1111 BROADWAY | OAKLAND, CA 94607 | No Phone Number Listed

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

February 8, 2016

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."
-

Existence of Unauthorized Release

Three 550-gallon underground storage tanks (USTs) were removed from the site on October 23, 1995. One stored diesel / motor oil, and two stored gasoline fuel. No holes were reported in either gasoline UST; however, several holes were noted on the diesel / motor oil UST. Groundwater was not observed in the excavation. Three confirmation soil samples were collected from beneath the excavation at a depth of nine feet below grade surface (bgs). Vertical overexcavation was conducted on the same day and an additional two soil samples were collected at a depth of 12 feet bgs. One soil sample was also collected from the soil stockpile. At a depth of nine feet bgs, concentrations of Total Petroleum Hydrocarbons (TPH) as gasoline were documented up to 1,300 milligrams per kilogram (mg/kg), TPH as diesel up to 4,800 mg/kg, TPH as motor oil up to 14,000 mg/kg, benzene up to 0.22 mg/kg, and ethylbenzene up to 5.0 mg/kg. These concentrations indicate that an unauthorized release had occurred.

Responsible Party Identification

Dolores W. and Anthony W. Geisler (c/o William W. Lewerenz) purchased or received the property on January 8, 1987, are the former property owners associated with the underground storage tank (UST) at the time of removal. Dolores W. and Anthony W. Geisler (c/o William W. Lewerenz) are responsible parties for the site because they owned an UST used for the storage of a hazardous substance (Definition 1) and owned the property associated with an unauthorized release (Definition 3).

Emeryville Properties LLC (c/o R. Zachary Wasserman) purchased or received the property on December 30, 2003, and is a property owner associated with the UST. Emeryville Properties, LLC is a responsible party for the site because it owns the property associated with an unauthorized release (Definition 3).



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ALEX BRISCOE, Agency Director

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 Date: 02-09-2016

RONALD BROWDER, Acting Director
Contract Project Director

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Reason: ADD

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cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

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