

ALAMEDA COUNTY  
**HEALTH CARE SERVICES**  
**AGENCY**

REBECCA GEBHART, Interim Director

DEPARTMENT OF ENVIRONMENTAL HEALTH  
LOCAL OVERSIGHT PROGRAM (LOP)  
For Hazardous Materials Releases  
1131 HARBOR BAY PARKWAY, SUITE 250  
ALAMEDA, CA 94502  
(510) 567-6700  
FAX (510) 337-9335

July 26, 2017

Ms. Andrea Wing  
Equilon Enterprises, LLC  
20945 S. Wilmington Ave  
Carson, CA 90810

Linli Lee  
Foothill Blvd, LLC  
141 Woodland Way  
Piedmont, CA 94611-3839

Watters J T & Elizabeth G TRS & Walter G  
600 Caldwell Road  
Oakland, CA 94601

Subject: Notice of Responsibility; Fuel Leak Case No. RO0000415 and GeoTracker Global ID T0600101065, Shell #113-5686, 4411 Foothill Blvd., Oakland, CA 94601

Dear Responsible Parties:

In an earlier Notice of Responsibility (NOR) dated December 2, 1999, Shell Oil Products Company (Shell) was notified that the referenced site had been placed in the Local Oversight Program and that Shell was named as a Responsible Party for the fuel leak case. In the attached updated NOR, Equilon Enterprises LLC dba Shell Oil Products US (Equilon), former owners, and current property owners have also been named additional Responsible Parties 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.

Should you have any questions, please contact me at (510) 777-2478 or send me an electronic mail message at [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org).

Sincerely,



Paresh C. Khatri  
Supervising Hazardous Materials Specialist  
Local Oversight & Site Cleanup Program Manager

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

cc: Dilan Roe (sent via electronic mail to [dilan.roe@acgov.org](mailto:dilan.roe@acgov.org))  
Paresh Khatri (sent via electronic mail to [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org))  
Case Electronic File, GeoTracker



Certified Mail #: 7011 3500 0003 1848 1882

July 26, 2017

**NOTICE OF RESPONSIBILITY**

**Site Name & Address:**  
**SHELL #13-5686**  
**4411 FOOTHILL BOULEVARD**  
**OAKLAND, CA 94601**

**Local ID: RO0000415**  
**Related ID: 113**  
**RWQCB ID: 01-1156**  
**Global ID: T0600101065**

**Responsible Party:**  
**WATTERS J T & ELIZABETH G TRS & WALTER G**  
**600 CALDWELL ROAD**  
**OAKLAND, CA 94611-1802**

**Date First Reported:** 2/5/1992  
**Substance:**

- 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
- 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 WATTERS J T & ELIZABETH G TRS & WALTER G 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 Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.

Date: 07-31-2017

RONALD BROWDER, Director  
Contract Project Director

Action: Update  
Reason: Update

Attachment A: Responsible Parties Data Sheet

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



Certified Mail #: 7011 3500 0003 1848 1875

July 26, 2017

**NOTICE OF RESPONSIBILITY**

<b><u>Site Name &amp; Address:</u></b> SHELL #13-5686 4411 FOOTHILL BOULEVARD OAKLAND, CA 94601
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<b>Local ID:</b>	RO0000415
<b>Related ID:</b>	113
<b>RWQCB ID:</b>	01-1156
<b>Global ID:</b>	T0600101065

**Responsible Party:**

**EQUILON ENTERPRISES, LLC**  
**ATTN.: ANDREA WING**  
**20945 S. WILMINGTON AVE.**  
**CARSON, CA 90810**

<b>Date First Reported:</b>	2/5/1992
<b>Substance:</b>	<ul style="list-style-type: none"><li>8006619 Gasoline-Automotive (motor gasoline and additives), leaded &amp; unleaded</li><li>12035 Waste Oil/Used Oil</li></ul>
<b>Funding for Oversight:</b>	LOPS - LOP State Fund
<b>Multiple RPs?:</b>	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 EQUILON ENTERPRISES, LLC. 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.

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Please contact your caseworker Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.

Date: 07-31-2017

RONALD BROWDER, Director  
Contract Project Director

Action:	Update
Reason:	Update

Attachment A: Responsible Parties Data Sheet

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



Certified Mail #: 7011 3500 0003 1848 1899

July 26, 2017

**NOTICE OF RESPONSIBILITY**

<b>Site Name &amp; Address:</b> SHELL #13-5686 4411 FOOTHILL BOULEVARD OAKLAND, CA 94601
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Local ID:	RO0000415
Related ID:	113
RWQCB ID:	01-1156
Global ID:	T0600101065

**Responsible Party:**

FOOTHILL BLVD LLC  
ATTN.: LINLI LEE  
141 WOODLAND WAY  
PIEDMONT, CA 94611-3839

<b>Date First Reported:</b>	2/5/1992
<b>Substance:</b>	<ul style="list-style-type: none"><li>8006619 Gasoline-Automotive (motor gasoline and additives), leaded &amp; unleaded</li><li>12035 Waste Oil/Used Oil</li></ul>
<b>Funding for Oversight:</b>	LOPS - LOP State Fund
<b>Multiple RPs?:</b>	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 FOOTHILL BLVD LLC 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 Dilan Roe at this office at (510) 567-6767 if you have questions regarding your site.

Date:

07-31-2017

RONALD BROWDER, Director  
Contract Project Director

Action:	Update
Reason:	Update

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 DEPARTMENT OF ENVIRONMENTAL HEALTH  
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

July 26, 2017

<b>Site Name &amp; Address:</b> SHELL #13-5686 4411 FOOTHILL BOULEVARD OAKLAND, CA 94601
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Local ID:	RO0000415
Related ID:	113
RWQCB ID:	01-1156
Global ID:	T0600101065

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**All Responsible Parties**

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RP has been named a Primary RP – EQUILON ENTERPRISES LLC  
ATTN: ANDREA WING  
20945 S. WILMINGTON AVE. | CARSON, CA 90810 | No Phone Number Listed

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RP has been named a Primary RP – WATTERS J T & ELIZABETH G TRS & WALTER G  
ATTN: WATTERS J T & ELIZABETH G TRS & WALTER G  
600 CALDWELL ROAD | OAKLAND, CA 94611-1802 | No Phone Number Listed

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RP has been named a Primary RP – FOOTHILL BLVD LLC  
ATTN: LINLI LEE  
141 WOODLAND WAY | PIEDMONT, CA 94611-3839 | No Phone Number Listed

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## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 26, 2017

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### **Responsible Party Identification Background**

Alameda County Department of Environmental Health (ACDEH) names a "Responsible Party," as defined under 23 C.C.R. Sec. 2720. Section 2720 defines a responsible party four 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."

## ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

July 26, 2017

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### Existence of Unauthorized Release

In 1958, it was determined that there was piping leak into a concrete pump pit and then into the soil in the vicinity of the underground storage tanks (USTs). Separate phase hydrocarbons (SPHs) were found in an irrigation well located at 4320 Bond Street, adjacent to the Shell site. In 1977, a dispenser piping leak of a 2,000 gallons of gasoline was reported. In 1991, Shell submitted an Unauthorized Release Report documenting a release from the 550-gallon waste oil tank at the site caused by tank failure. The events described above indicate that unauthorized releases have occurred from the underground storage tank systems at this site.

### Responsible Party Identification

Equilon Enterprises LLC dba Shell Oil Products US ("Equilon"), a wholly-owned subsidiary of Shell Oil Company, meets the definition of a responsible party for the site because it owned or operated underground storage tanks used for the storage of any hazardous substance (Definition 1), and had control over underground storage tanks at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Watters J T & Elizabeth G TRS & Walter G acquired title of the property in March 1969. Watters J T & Elizabeth G TRS & Walter G meet the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).

Foothill Blvd LLC acquired title of the property in March 2003. Foothill Blvd LLC meets the definition of a responsible party for the site because they owned the property where an unauthorized release occurred (Definition 3).