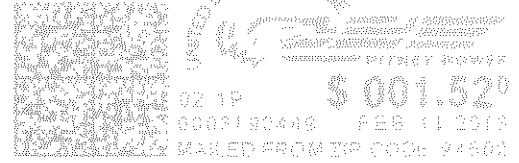


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1502-6577

**RETURN TO
SENDER**



**Mr. Donald Sweet
San Francisco Property Mgmt Co.
~~San Francisco, CA 94109~~
San Francisco, CA 94109**

**NO SUCH PERSON
HERE**

Mr. Deftter man

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY
ALEX BRISCOE, Agency Director



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

February 8, 2013

Mr. Carryl MacLeod
Chevron Environmental Management Co.
6101 Bollinger Canyon Road
San Ramon, CA 94583

Mr. Patrick Elwood
College Square Associates
1345 Grand Avenue
Piedmont, CA 94611

Mr. Donald Sweet
San Francisco Property Mgmt Co.
1375 Sutter Street, Suite 308
San Francisco, CA 94109

(Sent via electronic mail to:
cmacleod@chevron.com)

Subject: Request for a Data Gap Work Plan and Path to Closure Implementation Schedule; Fuel Leak Case No. RO0000466 and Geotracker Global ID T06019752694, Chevron #20-9339, 5940 College Avenue, Oakland, CA 94618

Dear Messrs. MacLeod, Elwood, and Sweet:

Alameda County Environmental Health (ACEH) staff has reviewed the case file including the *Case Closure Request*, dated August 25, 2011, the *Addendum to Case Closure Request*, dated December 4, 2012, and the *Second Semi-Annual 2012 Groundwater Monitoring Report*, dated December 11, 2012. The reports were prepared and submitted on your behalf by Conestoga-Rovers & Associates (CRA). Thank you for submitting the reports.

In the report CRA finds that the subject site meets the General and Media Specific Criteria of the recently adopted Low-Threat Closure Policy (LTCP). ACEH has also reviewed the site against the recently enacted policy and finds that the site does currently not meet the policy; therefore, ACEH cannot consider case closure for the subject site at this time. This decision to deny closure is subject to appeal to the State Water Resources Control Board (SWRCB), pursuant to Section 25299.39.2(b) of the Health and Safety Code (Thompson-Richter Underground Storage Tank Reform Act - Senate Bill 562). Please contact the SWRCB Underground Storage Tank Program at (916) 341-5851 for information regarding the appeals process.

Based on the review of the case file ACEH requests that you address the following technical comments and send us the documents requested below. This is intended to act as a "Path to Closure" that will collect sufficient information to assess the site against the new policy as discussed further below.

TECHNICAL COMMENTS

1. **Request for a Data Gap Work Plan** – The December 4, 2012 report cited above indicates that the site meets all General and Media Specific criteria of the LTCP. ACEH is not in agreement with this assessment and attaches the Geotracker LTCP Checklist and the ACEH *Data Gap Identification Tool* (DGIT) checklist to document data gaps identified by ACEH when the site is compared to the LTCP criteria, and to initiate a "Path to Closure" dialogue between ACEH and Responsible Parties. In order to continue this dialogue, ACEH requests that a data gap work plan be submitted by the date identified below. In ACEH's analysis of the site, the following data gaps are present:

- a. **General Criteria b – Does the Release Consist only of Petroleum?** – ACEH is in agreement that the release likely consists only of petroleum (which includes products associated with waste oils); however, because of the era the service station occupied the site (1938 to 1968), ACEH would generally anticipate the potential for both diesel and waste oil products to have been present and potentially released (It is understood that the upper four and six feet of soil has been removed from the site, thus removing near surface contaminants). However, because naphthalene is present in both of these products, it would be appropriate to investigate residual soil contamination