

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
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October 10, 2008

Jennifer Sedlachek
Exxon Mobil
4096 Piedmont Avenue #194
Piedmont, CA 94611

Victor and Lye Chu
3915 Forest Hill Ave.
Oakland, CA 94602

Subject: Fuel Leak Case No. RO0000491, EXXON #7-3006, 720 High Street, Oakland, CA 94601; Additional Responsible Party

Dear Ms Sedlachek and Mr. Chu:

In a Notice of Responsibility dated October 27, 1992, ExxonMobil and Mr. Victor Chu were notified that the above referenced site had been placed in the Local Oversight Program and that ExxonMobil and Mr. Victor Chu were named as Responsible Parties for the fuel leak case. Mash Petroleum purchased the property in 2004 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) 639-1287.

Sincerely,

Barbara J. Jakub
Hazardous Materials Specialist

Attachment A – Responsible Parties Data Sheet

cc: Donna Drogos, ACEH
Barbara Jakub, ACEH
File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

October 10, 2008

Site Name & Address:

EXXON #7-3006
720 HIGH ST
Oakland, CA 94601

Local ID: RO0000491

Related ID: 136

RWQCB ID: 01-0599

Global ID: T0600100552

All Responsible Parties

RP has been named a Primary RP - JENNIFER C SEDLACHEK
EXXONMOBIL

4096 PIEDMONT AVE #194 | OAKLAND, CA 94611 | Phone (510) 547-8196

RP has been named a RP - VICTOR CHU

3915 FOREST HILL AVE | OAKLAND, CA 94602 | Phone No Phone Number Listed

RP has been named a RP - MOHAMMAD MASHHOON
MASH PETROLEUM INC

428 13TH STREET 10TH FLOOR | OAKLAND, CA 94612 | Phone (510) 891-9988

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."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

October 10, 2008

Responsible Party Identification

RO0000491, 720 High Street, Oakland, CA

Existence of Unauthorized Release

In 1987 Exxon removed three gasoline underground storage tanks (USTs) and one waste oil UST from the subject property. Hydrocarbon concentrations were present in concentrations greater than 1,000 parts per million, indicating a release from the gasoline tanks. Subsequently, Monitoring wells installed at the site contained free product.

Responsible Party Identification

ExxonMobil operated and owned the underground storage tanks (USTs) from 1972 to 1987. Exxon removed the USTs in 1987. ExxonMobil is a responsible party for the site because they owned or operated an underground storage tank used for the storage of any hazardous substance (Definition 1) had control over an underground storage tank at the time or following an unauthorized release of a hazardous substance (Definition 4).

Victor and Lye Chu purchased the property in May 1987. Victor and Lye Chu owned and/or tank owner following an unauthorized petroleum hydrocarbon release(s). Victor and Lye Chu are a responsible party for the site because they owned the property where an unauthorized release occurred, (Definition 3) and they had control over an underground storage tank at the time or following an unauthorized release of a hazardous substance (Definition 4).

Mash Petroleum (Mohammed Mashhoon) purchased the property in September 2004. Mash Petroleum was the property owner and tank owner following an unauthorized petroleum hydrocarbon release(s). Mash Petroleum is a responsible party for the site because they own the property where an unauthorized release occurred, (Definition 3) and they had control over an underground storage tank at the time or following an unauthorized release of a hazardous substance (Definition 4).