

## Detterman, Mark, Env. Health

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**From:** Detterman, Mark, Env. Health  
**Sent:** Tuesday, January 03, 2017 10:37 AM  
**To:** 'Tanouye, David@Waterboards'  
**Subject:** RE: 01-1844 (Max's Auto), 508 E LEWELLING BLVD, SAN LORENZO, ALAMEDA COUNTY  
**Attachments:** NOR\_L\_1993-09-20.pdf

Hi David,

I got your voice mail, and can talk, but thought I'd start with responding to your email.

I did a VERY quick check of our files and did not see anything; however, it was a VERY limited check. That said, you should go to our website (see link below my name / signature), or you can go to Geotracker as pretty much our entire file was uploaded to Geotracker so that it would be readily available. I would recommend you review the "CORRES" file, which has correspondence / communications from Oct 10, 1993 to October 26, 2006 from our files (was a single scan when we converted from paper to electronic files).

Regardless, Mr. and Mrs. Gracio would be considered to be an RP by the State using the four definitions required by the State to be used when identifying RPs. At a minimum they would meet the simplest form, that of property ownership. I see that the NOR (the old "Notice of Requirement to Reimburse", rather than more recent form called by the State "Notice of Responsibility") did not get uploaded back in the day, so have attached it for your use and for you to upload to Geotracker since you are now managing the case. Likely it will need updating based on any property transactions since then. ACDEH definitely would not have removed the Gracio's from being RPs since they meet at least one of the definitions required to be used. Our referral letter is the last item in our files, dated March 22, 2012.

Let me know if you have questions.

Regards,

*Mark Detterman*  
*Senior Hazardous Materials Specialist, PG, CEG*  
*Alameda County Department of Environmental Health*  
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*PDF copies of case files can be downloaded at:*

*<http://www.acgov.org/aceh/lop/ust.htm>*

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**From:** Tanouye, David@Waterboards [<mailto:David.Tanouye@Waterboards.ca.gov>]  
**Sent:** Tuesday, January 03, 2017 10:09 AM  
**To:** Detterman, Mark, Env. Health  
**Subject:** 01-1844 (Max's Auto), 508 E LEWELLING BLVD, SAN LORENZO, ALAMEDA COUNTY

Hi Mark,

I am inquiring about the above-referenced site that was transferred to Water Board oversight in 2012.

The previous owners and named RPs for this site, Maximino and Isolete Gracio, have stated that they signed an agreement filed with Alameda County Environmental Health, that removes them from responsibility for contamination at the Site.

According to the available documents on GeoTracker and the LOP database there is no record of this signed agreement. Would you please confirm if you have any documentation or knowledge of this? We are working to enforce claiming this site by the responsible parties involved.

Thank you for your help.

Best regards,

**David Tanouye**

San Francisco Bay

Regional Water Quality Control Board

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