



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

July 18, 2016

Janice M. With Trust
4033 Terra Granada Dr., Unit 1B
Walnut Creek, CA 94595-4004
Attn.: Janice With

Subject: Alameda County Environmental Health Fuel Leak Case No. RO0000510 and Geotracker Global ID T0600102253, C&L Trucking, 2460 Wood St., Oakland, CA 94607

Dear Ms. With:

Thank you for participating in phone conversations with Alameda County Environmental Health (ACEH) staff on June 6, 2016 and for forwarding to ACEH the document entitled *Notice of Intent to Issue a No Further Action Letter* (NFA). The NFA, prepared by the San Francisco Bay Region, Regional Water Quality Control Board (SFBR-RWQCB) and dated April 10, 2014, was prepared for the leaking underground storage tank site Former Pacific Pipe Company, 1685 24th Street in Oakland CA, SFBR-RWQCB case number 01-3598.

The NFA letter is being returned to you for your files as an attachment to this letter.

As the NFA was prepared for a nearby case, ACEH was prepared to find references to SFBR-RWQCB closure for the C&L Trucking site; however, no references or inferences were found. Therefore, the subject case, C&L Trucking, remains an open fuel leak case.

As indicted in our staff letter dated May 26, 2016, ACEH wishes to discuss with you the path toward closure for the subject fuel leak case. Please select a date from the list provided below, and contact ACEH (Attention Keith Nowell) via phone conversation informing us of the selected date. A time can be arranged upon notification of the selected date. ACEH will confirm the selection and will review the case file for discussion.

Prior to our discussion, please verify the site has been claimed in State Water Resources Control Board's (SWRCBs) GeoTracker website and that all documents pertaining to environmental site investigation (including Phase I and Phase II Environmental Site Assessments and Tank Removal reports), remediation, and other environmentally-related documents have been uploaded to both GeoTracker and the ACEH ftp websites. Provide ACEH with notification that the site has been claimed, accompanied by a list of the documents submitted to the websites by the date specified below. Please see Attachment 1 for limited additional details, and the GeoTracker website for full details. Electronic reporting is described below on Attachment 1.

If you have retained an environmental consultant, please have your environmental consultant provide their contact information to ACEH via electronic mail, Attention: Keith Nowell.

Meeting Dates and Times-

- Tuesday, September 6, 2016, any time between 9:30 AM and 2:30 PM
- Wednesday, September 7, 2016, any time between 9:30 AM and 2:30 PM
- Wednesday, September 14, 2016, any time between 9:30 AM and 2:30 PM
- Thursday, September 15, 2016, any time between 9:30 AM and 2:30 PM

Request for Information-

Please submit technical reports to ACEH (Attention: Keith Nowell), according to the following schedule:

- **August 12, 2016 – Conversation Dates and Times**; provided by phone conversation Attn.: Keith Nowell
- **August 12, 2016 – Verification Site Claimed in GeoTracker**; provided by phone conversation (Attn.: Keith Nowell)
- **August 19, 2016 – Electronic Submittal of Information**; list of documents uploaded to GeoTracker and to the ACEH ftp websites; provided by mail correspondence (Attn.: Keith Nowell)

As your email address does not appear on the cover page of this notification ACEH is requesting you provide your email address so that we can correspond with you quickly and efficiently regarding your case.

Thank you for your cooperation. ACEH looks forward to working with you to advance the case toward closure. Should you have any questions regarding this correspondence or your case, please call me at (510) 567-6764 or send an electronic mail message at keith.nowell@acgov.org.

Sincerely,

Keith Nowell, PG, CHG
Hazardous Materials Specialist

Enclosure: Attachment 1 - Responsible Party(ies) Legal Requirements/Obligations
ACEH Electronic Report Upload (ftp) Instructions

Attachment A - *Notice of Intent to Issue a No Further Action Letter* (NFA), April 10, 2014, San Francisco Bay Region, Regional Water Quality Control Board (SFBR-RWQCB) Case Number 01-3598, Former Pacific Pipe Company, 1685 24th Street in Oakland CA

cc: Dilan Roe, ACEH (*Sent via electronic mail to: dilan.roe@acgov.org*)
Keith Nowell, ACEH (*Sent via electronic mail to: keith.nowell@acgov.org*)
GeoTracker, file

Attachment 1

Responsible Party(ies) Legal Requirements / Obligations

REPORT REQUESTS

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) GeoTracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the GeoTracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)	REVISION DATE: May 15, 2014
	ISSUE DATE: July 5, 2005
	PREVIOUS REVISIONS: October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010
SECTION: Miscellaneous Administrative Topics & Procedures	SUBJECT: Electronic Report Upload (ftp) Instructions

The Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities.

REQUIREMENTS

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **Signature pages and perjury statements must be included and have either original or electronic signature.**
- **Do not password protect the document.** Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:

RO#_Report Name_Year-Month-Date (e.g., RO#5555_WorkPlan_2005-06-14)

Submission Instructions

- 1) Obtain User Name and Password
 - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
 - i) Send an e-mail to deh.loptoxic@acgov.org
 - b) In the subject line of your request, be sure to include "**ftp PASSWORD REQUEST**" and in the body of your request, include the **Contact Information, Site Addresses**, and the **Case Numbers (RO# available in Geotracker) you will be posting for.**
- 2) Upload Files to the ftp Site
 - a) Using Internet Explorer (IE4+), go to <ftp://alcoftp1.acgov.org>
 - (i) Note: Netscape, Safari, and Firefox browsers will not open the FTP site as they are NOT being supported at this time.
 - b) Click on Page located on the Command bar on upper right side of window, and then scroll down to Open FTP Site in Windows Explorer.
 - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
 - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
 - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
 - a) Send email to deh.loptoxic@acgov.org notify us that you have placed a report on our ftp site.
 - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name @acgov.org. (e.g., firstname.lastname@acgov.org)
 - c) The subject line of the e-mail must start with the RO# followed by **Report Upload**. (e.g., Subject: RO1234 Report Upload) If site is a new case without an RO#, use the street address instead.
 - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.

ATTACHMENT A



File make copy



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

San Francisco Bay Regional Water Quality Control Board

Notice of Intent to Issue a No Further Action Letter

Leaking Underground Storage Tank Site - Case No. 01-3598
Former Pacific Pipe Company
1685 24th Street
Oakland, Alameda County

April 10, 2014

The subject property is under the regulatory oversight of the San Francisco Bay Regional Water Quality Control Board (Regional Water Board) for the investigation and cleanup of a petroleum release from an underground storage tank(s).

Based on the site specific information and data available in GeoTracker and the Regional Water Board's case file, we conclude that this case meets all the criteria of the State Board's Low-Threat Case Closure Policy and that a No Further Action determination is appropriate.

This notice is being sent to the current landowner in compliance with Health and Safety Code Section 25295.40. It is also being sent to interested parties for this site.

You are hereby advised to contact the caseworker listed below if you have any valid reasons why the case closure should not move forward. The Regional Water Board will consider all comments received by June 10, 2014, and will respond appropriately to any comments received. Please be aware that comments received after this date will not be considered.

Reports and other information about the case can be found by searching the State Water Board's GeoTracker website: <http://geotracker.waterboards.ca.gov>. The Regional Water Board also maintains a file of documents for the site, which can be reviewed at 1515 Clay Street, Suite 1400 in Oakland. Appointments are recommended, which can be arranged by calling (510) 622-2430.

Please contact the Regional Water Board caseworker, Barbara Sieminski, at (510) 622-2423 or via email at bsieminski@waterboards.ca.gov, if you have any comments or questions.

cc: Notification List

DR. TERRY F. YOUNG, CHAIR | BRUCE H. WOLFE, EXECUTIVE OFFICER

1515 Clay St., Suite 1400, Oakland, CA 94612 | www.waterboards.ca.gov/sanfranciscobay