

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

RO# 1162

Alameda County CC4580
Environmental Health Services
1131 Harbor Bay Pkwy., #250
Alameda CA 94502-6577
(510)567-6700 FAX(510)337-9335

StID 882

May 29, 1996

Mr. Walter Peterson
22590 SW 93rd Terrace
Tualatin, WA 97062

RE: Well Decommission at 1083 98th Ave, Oakland, CA

Dear Mr. Peterson:

This office and the San Francisco RWQCB have reviewed the case closure summary for the above referenced site and concur that no further action related to the underground tank release is required at this time. Before a remedial action completion letter is sent, the onsite monitoring well (LF-1) should be decommissioned, if it will no longer be monitored. Please notify this office upon completion of well destruction so a closure letter can be issued.

Well destruction permits may be obtained from Alameda County Flood Control and Water Conservation, Zone 7. They can be reached at (510) 484-2600.

If you have any questions, I can be reached at (510) 567-6762.

Sincerely,

eva chu
Hazardous Materials Specialist

cc: Jeff Hennier, Azure, 828 Mission Ave, San Rafael, CA 94901
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R01162

RAFAT A. SHAHID, DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH

1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6777

StID 882

September 28, 1995

Mr. Walter Peterson
2617 Buena Vista Ave
Alameda, CA 94501

RE: Workplan Approval for 1083 98th Ave, Oakland 94603

Dear Mr. Peterson:

I have completed review of Azure Environmental's August 1995 Workplan to Conduct Further Investigations at the above referenced site. The proposal to collect an additional soil sample and analyze for extractable petroleum hydrocarbon concentration using the Waste Extraction Test (WET) procedure is acceptable. However, EPA Method 1312 should be utilized which uses nitric acid and sulfuric acid for extraction rather than deionized water. The remaining tasks in the workplan are also acceptable. Field work should commence within 60 days of the date of this letter. Please notify me at least 72 hours prior to the start of field activities.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

cc: Jeff Hennier, Azure, 828 Mission Ave, San Rafael 94901
files

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

R01162

StID 882

June 26, 1995

Mr. Walter Peterson
2617 Buena Vista Ave
Alameda, CA 94501

ALAMEDA COUNTY-ENV. HEALTH DEPT.
ENVIRONMENTAL PROTECTION DIV.
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577
(510)567-6700

RE: 1083 98th Avenue, Oakland, CA 94603

Dear Mr. Peterson:

I have completed review of Azure Environmental's June 1995 Report of Additional Investigations and Site Mitigation Plan for the above referenced site. This report documents the advancement of soil borings to collect soil and grab groundwater samples to delineate the extent of contamination resulting from the use of the former underground storage tank at the site.

Grab groundwater samples collected approximately 60' downgradient from well LF-1 detected low levels of TPH-D, but no BTEX. It appears groundwater contamination has not advanced much beyond the property boundaries and should have little or no impact to the adjacent property. At this time, it does not appear an additional well downgradient from well LF-1 is necessary.

A soil sample collected from boring SB-2, at 11.5' depth, immediately north of the former tank pit, detected up to 1,100 ppm TPH-G, 560 ppm TPH-D, 550 ppm TOG, and 1.2, 2.3, 18, and 75 ppm BTEX, respectively. However, soil from SB-1, immediately east of the former tank pit did not detect any of the above contaminants. It appears soil contamination is localized and limited in extent.

Since relatively high levels of TPH-D were detected in soil at a depth of 11.5', it should be determined if contaminants will continue to leach from the soil and impact groundwater. Another soil sample should be collected to perform a leachability test. In addition, a slug test should be performed at well LF-1. A workplan detailing this investigation is due to this office within 60 days of the date of this letter, or **by August 28, 1995**. Data gathered from this phase of the investigation will determine if additional source removal is necessary. Also, well LF-1 should be sampled for PNAs in the next quarter.

Walter Peterson
re: 1083 98th Ave, Oakland
June 26, 1995

Page 2

If you have any questions, I can be reached at (510) 567-6762.



eva chu
Hazardous Materials Specialist

cc: Jeff Hennier, Azure, 828 Mission Ave, San Rafael, CA 94901
files (ptrson7)

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

R01162

StID 882

February 2, 1995

Mr. Jeff Hennier
Azure Environmental
1001 Lincoln Ave
San Rafael, CA 94901

ALAMEDA COUNTY CC4580
DEPT. OF ENVIRONMENTAL HEALTH
ENVIRONMENTAL PROTECTION DIV.
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

RE: Workplan Approval for 1083 98th Ave, Oakland 94603

Dear Mr. Hennier:

I have completed review of Azure Environmental's January 1995 Workplan to Conduct Additional Soil and Groundwater Investigations for the above referenced site. The investigation will be conducted in two phases. First, the extent of soil and groundwater contamination will be assessed by advancing several borings to collect soil and/or groundwater samples. Then, locations of permanent monitoring wells will be determined, after review of groundwater sampling events collected from the first phase of the investigation. This proposal is acceptable and field work should commence within 60 days of the date of this letter, or **by April 4, 1995**. Please notify this office at least 72 hours prior to the start of field work.

Previous investigations at the site by Levine-Fricke included the advancement of several shallow soil borings along the fuel line and by the former pump area. Soil collected at 1.5' depth from B-4, at the fuel pump area, detected 190 ppm TOG, 520 ppm TPH-D, and 160 ppm total lead. This area should be overexcavated and re-sampled for TPH-G, TPH-D, TOG, BTEX, and total lead. Please submit an amended workplan if this work will be incorporated into this phase of the investigation.

If you have any questions, I can be reached at (510) 567-6762.

eva chu
Hazardous Materials Specialist

cc: Walter Peterson, 2617 Buena Vista Ave, Alameda 94501
Cheryl Gordon, SWRCB
files

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



R01162

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

StID 882

March 9, 1994

Mr. Richard Hirsch
Levine-Fricke
1900 Powell St., 12th Floor
Emeryville, CA 94608

Subject: QMR for 1083 98th Ave., Oakland, CA 94603

Dear Mr. Hirsch:

I have completed review of Levine-Fricke's March 1994 Soil and Groundwater Investigation Report for the above referenced site. This report describes field activities conducted when one monitoring well was installed and soil samples were collected beneath the product line and former dispenser.

It appears groundwater has been impacted with TPH-D, TOG, and benzene. At this time, a quarterly monitoring schedule should be established for the site. Water should be analyzed for TPH-G, TPH-D, BTEX, TOG, and total soluble lead. The next sampling episode should be in May 1994.

Should groundwater samples continue to show elevated levels of petroleum hydrocarbon contamination, further investigations will be required to delineate the extent of groundwater contamination. Also, elevated levels of lead in soil beneath the former dispenser should be overexcavated in the near future.

If you have any questions, I can be reached at (510) 271-4530.

eva chu
Hazardous Materials Specialist

cc: Walter Peterson, 2617 Buena Vista Ave., Alameda, CA 94501
Michael Brady, McDonough, Holland & Allen, 555 Capitol Mall,
Suite 950, Sacramento, CA 95814
files

ptrson6

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



Roll 62

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 882

January 19, 1994

Mr. Walter Peterson
2617 Buena Vista Ave
Alameda, CA 94501

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Subject: 1083 98th Avenue, Oakland, CA 94603

Dear Mr. Peterson:

Pursuant to your representation that you will initiate investigations to determine the lateral and vertical extent, and severity of soil and groundwater contamination at the above referenced site, we have suspended the procedure by which we would submit this case to the San Francisco Bay Area Regional Water Quality Control Board (RWQCB) for the issuance of a Legal Request for the Submittal of a Technical Report. This action, which is enforceable by civil sanctions, would typically have resulted from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of November 19, 1993.

It is our understanding that one monitoring well will be installed on January 21, 1994 in the assumed down-gradient direction from the former underground storage tank (UST) pit. A report must be submitted within 45 days after the completion of this phase of work. Subsequent groundwater monitoring and sampling reports are to be submitted quarterly until this site qualifies for RWQCB "sign off." The information gathered by this investigation will be used to determine an appropriate course of action to remediate the site, if deemed necessary.

Failure to comply with applicable laws pertaining to USTs and site clean-up may delay qualification for available State clean-up funds and may result in referral of this case to the RWQCB to consider for enforcement action.

If you have any questions, I may be reached at (510) 271-44530.

eva chu
Hazardous Materials Specialist

cc: Michael Brady, McDonough, Holland & Allen, 555 Capitol
Mall, Suite 950, Sacramento, CA 95814
Richard Hirsch, 1900 Powell St., 12th Floor, Emeryville
Gil Jensen, Alameda County District Attorney's Office
files (ptrson7)

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



Roll 62

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

StID 882

December 28, 1993

Mr. Richard Hirsch
Levine Fricke
1900 Powell St., 12th Floor
Emeryville, CA 94608

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Subject: SWI Workplan Approval for 1083 98th Ave., Oakland 94603

Dear Mr. Hirsch:

I have completed review of Levine Fricke's December 1993 Work Plan for Limited Soil and Ground Water Investigation for the above referenced site. The work plan is acceptable with the following changes/additions:

1. In addition to the analyses proposed for soil and water, include analyses for TPH-D and total lead.
2. The monitoring well should be surveyed to mean sea level.
3. Ground water sample should not be collected earlier than 24 hours after development of the monitoring well.
4. At least two more soil borings should be advanced around the former underground storage tank pit to determine the extent of soil contamination.

Please submit an amended site plan showing locations of the additional soil borings. Field activities should commence within 45 days of the date of this letter.

If you have any questions, please contact me at (510) 271-4530.

Sincerely,

eva chu
Hazardous Materials Specialist

cc: Walter Peterson, 2617 Buena Vista Ave., Alameda, CA 94501
Michael Brady, McDonough, Holland & Allen, 555 Capito Mall,
Suite 950, Sacramento, CA 95814
files

ptrson5

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
1083 98th Ave)
Oakland, CA 94603)


Notice of Further
Pre-Enforcement
Review Panel

Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a **Further Review Panel** will convene on **January 18, 1994**, at **11:45 AM**, in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This **Review Panel** will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this **Review Panel** on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties served herein from said responsibility or obligations:

1. **Walter Peterson**
2617 Buena Vista Ave., Alameda, CA 94501
2. **Richard Hirsch**
Levine Fricke
1900 Emeryville, CA 94608
3. **Michael Brady**
McDonough, Holland & Allen
555 Capitol Mall, Suite 950
Sacramento, CA 95814

Dated: 12/15/93


(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

1083 98th Ave
Oakland, CA 94603

) Proof of Service of
) Notice of Further
) Pre-Enforcement
) Review Panel

I Eva Chu, do hereby certify
that I served Walter Peterson
with a copy of the attached Notice of Pre-Enforcement Review
Panel on December 15, 1993 by certified
mailer # P 422-218 127

Dated:

12/15/93



(signature)

**Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division**

In Re The Property Known As :)
)
 1083 98th Ave)
 Oakland, CA 94603)
 _____)


**Notice of Further
Pre-Enforcement
Review Panel**

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1. **Walter Peterson**
2617 Buena Vista Ave., Alameda, CA 94501
2. **Richard Hirsch**
Levine Fricke
1900 Emeryville, CA 94608
3. **Michael Brady**
McDonough, Holland & Allen
555 Capitol Mall, Suite 950
Sacramento, CA 95814

Dated: 12/15/93



 (signature)

**Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division**

In Re The Property Known As :)
1083 98th Ave)
Oakland, CA 94603)
_____)


**Notice of Further
Pre-Enforcement
Review Panel**

Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a **Further Review Panel** will convene on January 18, 1994, at 11:45 AM, in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This **Review Panel** will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this **Review Panel** on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties served herein from said responsibility or obligations:

1. **Walter Peterson**
2617 Buena Vista Ave., Alameda, CA 94501
2. **Richard Hirsch**
Levine Fricke
1900 Emeryville, CA 94608
3. **Michael Brady**
McDonough, Holland & Allen
555 Capitol Mall, Suite 950
Sacramento, CA 95814

Dated: 12/15/93


(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

1083 98th Ave
Oakland, CA 94603

) Proof of Service of
) Notice of Further
) Pre-Enforcement
) Review Panel

I Eva Chu, do hereby certify
that I served Richard Hirsch
with a copy of the attached Notice of Pre-Enforcement Review
Panel on December 15, 1993 by certified
mailer #P 422 218 128

Dated:

12/15/93




(signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :)	Proof of Service of
1083 98th Ave)	Notice of Further
Oakland, CA 94603)	Pre-Enforcement
_____)	Review Panel

I Eva Chu, do hereby certify
 that I served Michael Brady
 with a copy of the attached Notice of Pre-Enforcement Review
 Panel on December 15, 1993 by certified
 mailer # P 422 218 129

Dated: 12/15/93 
 (signature)

Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division

In Re The Property Known As :

1083 98th Ave
Oakland, CA 94603

) Proof of Service of
) Notice of
) Pre-Enforcement
) Review Panel

I Eva Chu, do hereby certify
that I served Walter Peterson
with a copy of the attached Notice of Pre-Enforcement Review
Panel on October 6, 1993 by certified
mailer # P 418 724 672

Dated: 10/5/93


(signature)

Alameda County Health Care Services Agency, Department of Environmental Health, Hazardous Materials Division

In Re The Property Known As :)
1083 98th Ave)
Oakland, CA 94603)

Notice of Pre-Enforcement Review Panel


Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a Review Panel will convene on November 19, 1993, at 10:00 PM, in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This Review Panel will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this Review Panel on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location, and by this notice all parties named herein are informed of the right to appear and show cause, if any they have, for the exclusion or inclusion of any of the parties served herein from said responsibility or obligations:

- 1. **Walter Peterson**

2617 Buena Vista Ave., Alameda, CA 94501

Dated: 10/5/93


(signature)

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

R01162

StID 882

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

August 25, 1992

Mr. Walter Peterson
2617 Buena Vista Ave
Alameda, CA 94501

**Subject: Preliminary Site Assessment for 1083 98th Ave.,
Oakland, CA 94603**

Dear Mr. Peterson:

On March 12, 1992, Mr. Barney Chan of this office had requested that a Preliminary Site Assessment (PSA) work plan be submitted to determine the lateral and vertical extent, and severity, of soil and groundwater contamination at the above referenced site due to the unauthorized release of petroleum hydrocarbons, as reported on March 9, 1992. To date we are not in receipt of this document.

According to Section 25298 of the California Health and Safety Code, an underground storage tank closure is incomplete until the responsible party characterizes and remediates the contamination resulting from product discharge. Therefore, as the responsible party, you are currently in violation of this section of the Code, for which Section 25299 specifies civil penalties of up to \$5,000 for each day of violation.

Hence, you are directed to submit a PSA work plan for our review **within 45 days** of the day of this letter. All proposals and reports must also be sent to Mr. Richard Hiett, of the RWQCB. **Please be advised that this is a formal request for technical reports pursuant to the California Water Code Section 13267(b).** Any extensions of deadlines stated must be confirmed in writing by either this office or the RWQCB.

If you have any questions about the content of this letter, please contact Ms. Eva Chu at (510) 271-4530.

Sincerely,


Scott O. Seery, CHMM
Senior Hazardous Materials Specialist

cc: Rich Hiett, RWQCB
Mark Thomson, Alameda County District Attorney's Office
Edgar Howell/files

Ptrson

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R01162

RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Division
80 Swan Way, Rm. 200
Oakland, CA 94621
(510) 271-4320

March 12, 1992
STID# 882

Mr. Walter Peterson
2617 Buena Vista Ave.
Alameda CA 94501

Re: Request for Work Plan for Subsurface Investigation at 1083
98th Ave., Oakland CA 94603

Dear Mr. Peterson:

Our division has received the analytical results from the soil sample taken from the 550 gallon underground tank removal at the above site. These results which you have provided to our office were performed by Precision Analytical Laboratory, Inc. The results of the soil sample taken from underneath the tank indicate the presence of Total Petroleum Hydrocarbons as diesel (TPHd), Total Petroleum Hydrocarbons as gasoline (TPHg) and Total Oil and Grease (TOG) in amounts of 290, 1760 and 310 parts per million (ppm) respectively. In addition, after further excavation and soil sampling at an approximate depth of four feet deeper, concentrations in the soil still had 490ppm TPHg, 34ppm TPHd and 1335ppm TOG. Clearly, more work needs to be done to determine the vertical extent of hydrocarbon contamination.

The county uses the "Tri-Regional Board Guidelines" as the guidance document to determine when further investigation is required at underground storage tank removal sites. This document states that a subsurface soil and ground water investigation is required when a soil sample taken from one to two feet underneath a tank contains total petroleum hydrocarbons as gasoline or diesel equal to or exceeding 100 ppm.

Because of the soil results previously stated, you are requested to submit a work plan which properly determines the full extent of soil and ground water contamination and presents a plan to remediate said contamination. Enclosed please find Appendix A, Workplan for Initial Subsurface Investigation, a guidance document provided by Regional Water Quality Control Board (RWQCB). This document outlines the general requirements for the contents of an acceptable work plan.

Mr. Walter Peterson
1083 98th Ave.
March 12, 1992
STID #882
Page 2.

Please provide the requested work plan to our office within thirty (30) days of receipt of this letter. All proposals, reports and analytical results pertaining to this investigation and remediation must be sent to our office and to the RWQCB to the attention of Mr. Richard Hiatt. Their address is 2101 Webster St., Fourth Floor, Oakland CA 94612.

Please be advised that this is a formal request for technical reports pursuant to the California Water Code Section 13267 (b). Failure to respond may subject you to civil liabilities. Any extensions of agreed upon time deadlines must be confirmed in writing by either this division or the (RWQCB).

You may contact me at (510) 271-4320 should you have any questions regarding this letter.

Sincerely,



Barney M. Chan
Hazardous Materials Specialist

cc: M. Thomsom, Alameda County District Attorney Office
R. Hiatt, RWQCB

WP1083-98th

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R01162

April 10, 1991

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

Mr. Walter Perterson
2671 Buena Vista Ave.
Alameda, CA 94501

Re: Underground Tank at 1083-98th Ave., Oakland CA 94603

Dear Mr. Peterson:

This letter summarizes our conversation on April 9, 1991 regarding the underground tank at the above referenced location. You stated that you had no intention of using the underground tank and that you believed the tank to be empty. You also stated that the tank originally contained gasoline and that later it contained fuel oil. It was noted that it is located partially on your property and partially on public property. I notified you that you would need to obtain an excavation permit from the City of Oakland prior to the tank removal.

The County acknowledges that your tenant may not have been informing you of our initial communications and that you have taken some attempts to secure a contractor to remove the tank. The County therefore agrees to a thirty (30) day extension for the receipt of your completed closure form for the removal of this tank. Enclosed please find Alameda County's closure form and instructions for the removal process. You are reminded to submit a check for \$432.00 payable to Alameda County, the fee for our oversight for the removal of one underground tank along with the completed closure form.

You may contact the undersigned at 271-4320 should you have any questions regarding this letter.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

enclosure

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Protection Division
Edgar Howell, Chief, Hazardous Materials Division
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



R01162

Certified Mailer # P 062 128 300
April 1, 1991

DEPARTMENT OF ENVIRONMENTAL HEALTH
Hazardous Materials Program
80 Swan Way, Rm. 200
Oakland, CA 94621
(415)

Mr. Walter A. Peterson
2617 Buena Vista Ave.
Alameda Ca 94501

Re: Underground Tank at 1083-98th Ave., Oakland CA 94603

FINAL NOTICE OF VIOLATION

Dear Mr. Peterson:

On three separate occasions Alameda County Environmental Health, Hazardous Materials Division has informed you of your legal obligation regarding the underground tank at the above referenced site. The last correspondence was on August 13, 1990 by Mr. Thomas Peacock, from our office. We realize that mail is often not forwarded to the property owner and this oversight may have left you uninformed.

Please be advised that unless the County receives either a tank closure plan or an application for a permit to operate this underground tank within ten (10) days of your receipt of this letter, this case will be referred to the District Attorney Office for enforcement.

You are reminded that section 25299 of the California Health and Safety Code states that any operator or owner of an underground storage tank is liable for a civil penalty of not less than five hundred dollars or more than five thousand dollars per day for failure to obtain a permit, or failing to properly close an underground storage tank, as required by section 25298.

Please contact me at 271-4320, should you have any questions .

Sincerely,

Barney M. Chan, Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney, Consumer and
Environmental Health Division
Edgar Howell, Chief, Hazardous Materials Division

OR