



ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
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May 21, 2013

Mr. Carryl MacLeod
Chevron Environmental Management Co.
6101 Bollinger Canyon Road
San Ramon, CA 94583
(sent via electronic mail to: CMacleod@chevron.com)

Subject: Notice of Responsibility, Fuel Leak Case No. RO00002438; Chevron #9-2029 (Global ID #T0600173887), 890 MacArthur Blvd, Oakland, CA 94608

Dear Ms. MacLeod:

In an earlier Notice of Responsibility (NOR), Chevron USA (Chevron) was notified that the above referenced site had been placed in the Local Oversight Program and that Chevron had been named as a Responsible Party for the fuel leak case. Additional parties have been named as Responsible Parties for the fuel leak case in the attached updated NOR, 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.

Should you have any questions, please contact me at (510) 567--6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,

Mark E. Detterman, PG, CEG
Senior Hazardous Materials Specialist

Enclosure: Attachment A – Responsible Parties Data Sheet

cc: Donna Drogos, (sent via electronic mail to donna.drogos@acgov.org)
Dilan Roe (sent via electronic mail to dilan.roe@acgov.org)
Mark Detterman (sent via electronic mail to mark.detterman@acgov.org)
Electronic File, GeoTracker

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

May 21, 2013

Site Name & Address:

CHEVRON #9-2029
890 W MACARTHUR BLVD
OAKLAND, CA 94608

Local ID: RO0002438
Related ID: 3643
RWQCB ID: NA
Global ID: T0600173887

All Responsible Parties

RP has been named a Primary RP – CARRYL MACLEOD
CHEVRON CORPORATION
6101 BOLLINGER CANYON RD | SAN RAMON, CA 94583 | Phone (925) 790-6506

RP has been named a Primary RP – CORMAC GATH
WEST MAC LLC
1842 21ST AVE | SAN FRANCISCO, CA 94122 | Phone No Phone Number Listed

RP has been named a Primary RP - BUYANDALAI ITGEL
N/A
787 MARLESTA RD | PINOLE, CA 94564--260 | Phone No Phone Number Listed

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)

May 21, 2013

Responsible Party Identification

Existence of Unauthorized Release

A February 1997 piping upgrade documented the presence of concentrations of up to 38 mg/kg TPH gasoline, 0.63 mg/kg benzene, and other petroleum hydrocarbon contaminants in soil beneath dispenser islands at the site. These data indicate that an unauthorized release had occurred..

Responsible Party Identification

Between 1956 and 2004 a Chevron branded service station operated at the site. In February 1984 Chevron USA, Inc. purchased the property. Chevron USA is a responsible party for the site because it owned or operated a UST used for the storage of a hazardous substance (Definition 1), owned or operated a UST immediately before the discontinuation of use (Definition 2), owned the property where an unauthorized release has occurred (Definition 3) and had control over the UST at a time following an unauthorized release of a hazardous substance (Definition 4).

In December 2005 WestMac LLC purchased the property from Chevron. WestMac LLC is a party for the site because they owned the property where an unauthorized release has occurred (Definition 3).

In August 2012 Buyandalai Itgel purchased the property from WestMac LLC. Buyandalai Itgel is a responsible party for the site because he owned the property where an unauthorized release has occurred (Definition 3).