

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

January 24, 2008

Mr. Matthew Graham  
Burlington Northern & Santa Fe Railway  
740 East Carnegie Drive  
San Bernardino, CA 92408-3571

Mr. Michael Grant  
Union Pacific Railroad  
1408 Middle Harbor Road  
Oakland, CA 94607

Mr. Dave Buccolo  
Alameda Belt Line  
C/o Central California Traction Company/Oakland Terminal Railway  
2201 Washington Street  
Stockton, CA 94583

Subject: SLIC Case RO0002487 and Geotracker Global ID T06019761967, Alameda Belt Line, 1925 Sherman Street, Alameda, CA 94501

Dear Mr. Graham, Mr. Grant, and Mr. Buccolo:

Alameda County Environmental Health (ACEH) staff has reviewed the Spills, Leaks, Investigations, and Cleanups (SLIC) case file for the above-referenced site, including the recently submitted report entitled, "Limited Site Investigation Work Plan, Alameda Belt Line Site, 1925 Sherman Way, Alameda, CA 94501," dated November 30, 2007. TRC prepared the Work Plan on behalf of Alameda Belt Line Railway. The Work Plan was prepared in response to ACEH directive letters dated May 1, 2007 and June 28, 2007 and a Notice of Violation issued by ACEH on October 30, 2007. The Work Plan proposes limited sampling in areas of the site where soil or groundwater contamination has previously been detected. The proposed scope of work does not address all of ACEH concerns regarding characterization of the site.

A meeting to discuss the proposed scope of work was held on January 23, 2008 in ACEH offices. Attending the meeting were Dave Buccolo of Alameda Belt Line Railway, Matt Graham of Burlington Northern & Santa Fe Railway, Keith Woodburne of TRC, Donna Drogos of ACEH, and Jerry Wickham of ACEH. As discussed during the January 23, 2008 meeting, the following actions will be undertaken in order to address initial ACEH concerns regarding the proposed scope of work:

- A complete copy of the report entitled, "Phase I Environmental Assessment, 22-Acre Former Alameda Belt Line Rail Yard, Alameda, California," dated February 12, 1999 is not in ACEH files. The text and two figures from the Phase I Report are included as Appendix A in a report entitled, "Phase II Environmental Assessment, 22-Acre Former Alameda Belt Line Rail Yard, Alameda, California," dated March 9, 1999. On behalf of Alameda Belt Line, TRC will locate and submit missing sections of the Phase I report. If the missing sections and appendices cannot be obtained, TRC is to obtain aerial photographs and Sanborn maps of the site as replacements for the missing Phase I appendices.
- On behalf of Alameda Belt Line, TRC will review ACEH files.
- The source(s) of elevated lead in soil in the former spill area is unknown. TRC will submit a figure with revised locations for soil sampling in the tenant area and former spill area to locate the source(s) and define the extent of elevated lead in soil.

Mr. Matthew Graham  
Mr. Michael Grant  
Mr. Dave Buccolo  
RO0002487  
January 24, 2008  
Page 2

- Following completion of the items in the three bullets above, ACEH will meet with designated representatives of Alameda Belt Line and/or TRC to review site features and proposed sampling locations.
- The Work Plan will be revised for submittal to ACEH based on the results of the items discussed above.

### **TECHNICAL REPORT REQUEST**

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

- **March 5, 2008** – Complete copy of “Phase I Environmental Assessment, 22-Acre Former Alameda Belt Line Rail Yard, Alameda, California,” dated February 12, 1999 or aerial photographs and Sanborn maps to replace missing sections of Phase I report submitted to ACEH
- **March 12, 2008** – Revised figure showing proposed sampling locations in vicinity of 2006 remedial activities and tenant area
- **March 12, 2008** – Arrange site meeting with ACEH
- **45 days following site meeting with ACEH** – Revised Work Plan

### **ELECTRONIC SUBMITTAL OF REPORTS**

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. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached “Electronic Report Upload (ftp) Instructions.” Please do not submit reports as attachments to electronic mail.

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. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for 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 monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports (both LOP and SLIC cases) was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements ([http://www.swrcb.ca.gov/ust/cleanup/electronic reporting](http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting)).

Mr. Matthew Graham  
Mr. Michael Grant  
Mr. Dave Buccolo  
RO0002487  
January 24, 2008  
Page 3

### 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 case.

### PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

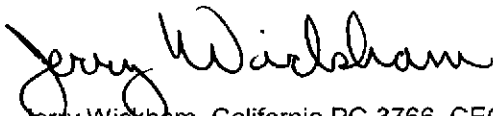
The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For 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 that all technical reports submitted for this case meet this requirement.

### 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.

If you have any questions, please call me at (510) 567-6791 or send me an electronic mail message at [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org).

Sincerely,



Jerry Wickham, California PG 3766, CEG 1177, and CHG 297  
Senior Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

Mr. Matthew Graham  
Mr. Michael Grant  
Mr. Dave Buccolo  
RO0002487  
January 24, 2008  
Page 4

cc: Alyce Sandbach  
Consumer and Environmental Protection Division  
Alameda County District Attorney Office  
7677 Oakport Street, Suite 650  
Oakland, CA 94621

Dale Lillard  
City of Alameda  
Alameda Recreation and Parks  
2226 Santa Clara Avenue  
Alameda, CA 94501

Teresa Highsmith, City Attorney  
City of Alameda  
2263 Santa Clara Avenue, Room 280  
Alameda, CA 94501

Cherie McCaulou  
San Francisco Regional Water Quality Control Board  
1515 Clay Street, Suite 1400  
Oakland, CA 94612

Keith Woodburne  
TRC  
1590 Solano Way, #A  
Concord, CA 94520

Donna Drogos, ACEH  
Jerry Wickham, ACEH  
File