



Alameda County  
OCT 11 2002  
Environmental Health

## Croley and Herring Investment Company

October 8, 2002

Alameda County Health Care Services Agency  
Environmental Health Care Services  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA. 94502-6577

Attn: Susan Hugo - Supervisor HHS

Re: Property located at 5800 Christie Ave.  
Emeryville, CA. 94608 (STID 334/CO #591)

This is to advise you that consistent with the case closure on the above referenced property, we applied to the Alameda County Public Works Agency, Water Resources Section, for permits to destroy the monitoring wells at the site.

Permits were granted on August 20, 2002 (W02-D#31-0834) and wells were destroyed on August 23, 2002 by Excel Drilling Company, an authorized C-57 Licensed Contractor.

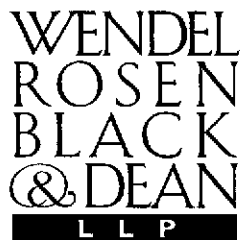
I believe this completes the final documentation on this project. If there is any further questions, please let me know.

Sincerely,

R.D. Herring, Managing General Partner  
353 Beacon Ridge Lane, Walnut Creek, California 94596

Telephone: 925-939-1118

cc: J. Dayrit - City of Emeryville C. Noma - Wendel, Rosen, Black & Dean LLP



Attorneys at Law

1111 Broadway, 24th Floor  
Oakland, CA 94607-4036

Post Office Box 2047  
Oakland, CA 94604-2047

Telephone: (510) 834-6600  
Fax: (510) 834-1928  
info@wendel.com

OCT 03 2001

September 27, 2001

Ms. Susan Hugo  
Hazardous Materials Specialist  
Alameda County Environmental Health  
Care Services Agency  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6677

**Re: 5800 Christie Avenue, California 94608**

Dear Ms. Hugo:

Confirming my various e-mails and telephone conversations with you, as we advised you, Croley & Herring believes that the case closure letter dated July 9, 2001, is too narrow and restrictive. The case closure letter fails to address site closure with respect to petroleum hydrocarbons, BTEX and PAHs.

The history of the site has involved sampling of four monitoring wells. MW-2 and MW-3 are located along the north and south sides of the western boundary of the property. VOCs, TPH, and BTEX were never found in these wells. (Attached as Exhibit A is a copy of the Quarterly Groundwater Monitoring Report dated March 22, 1990 prepared AWD Technologies, reporting no detection of petroleum hydrocarbons, BTEX or VOCs in MW2 and 3).

EW-1 and MW-4 are located along the eastern boundary of the site. Petroleum, BTEX and VOCs were primarily a problem in EW1 which was located in the alley way behind the Good Guys building. However, the solvents were aggressively remediated by Croley & Herring, and by letters dated September 18, 1996, and September 30, 1996, site closure was granted as to chlorinated solvent contamination. (Attached as Exhibit B).

The only remaining sampling to be performed on EW-1 and MW-4 was continued monitoring for petroleum hydrocarbons, BTEX and PAHs. After one year of monitoring, the Agency agreed to review the site as a low risk groundwater case. See letter dated May 2, 1997 from Susan Hugo to Richard Herring attached as Exhibit C.

In 1999, Croley & Herring, along with the adjacent property owner, F.P. Lathrop, then retained the services of Cambria Environmental Technology (Cambria) to seek site closure with respect to the residual petroleum hydrocarbons, BTEX and PAHs on **both** sites. By letter dated March 5, 1999, Cambria prepared a health risk assessment addressing the remaining contaminants. Cambria found that the primary contaminants of concern ("COC") were petroleum hydrocarbons, heavy hydrocarbons, PAHs, and certain VOCs. Cambria concluded that VOCs had been remediated to acceptable levels. The PAHs were found to be creosote with naphthalene deemed to be most representative of the detected PAHs.

Cambria conducted a risk assessment evaluation with consideration as to natural attenuation. Cambria's conclusion was that because the Croley & Herring building and the Lathrop building are standard slab on grade concrete and/or cinder block construction and since the areas outside of the building footprints are covered with asphalt paving and concrete sidewalks, no health risk exists under current use conditions. Cambria found that the results of the RBCA analysis showed that site specific concentrations of all COCs and specifically benzene, are below their site specific threshold levels indicating that there are no specific risks to onsite occupants from the COCs detected beneath the Lathrop site. Cambria further concluded that while a site specific risk analysis was not performed for the Croley & Herring site, the results of the analysis performed on the Lathrop property are also valid for the Croley & Herring site. This is based upon the fact that the building and subsurface conditions are nearly identical and valid for both sites.

Cambria also conducted a fate and transport analysis for the dissolved naphthalene plume, and determined that the levels were below the SFIA Order No. 95-136 Salt Water Ecological Protection Zone Tier One standard. Cambria's conclusion and assessment was that COCs, petroleum hydrocarbons, BTEX and PAHs detected in soil and groundwater do not pose a significant threat to persons occupying the site. Accordingly, based upon the Cambria report, case closure with respect to the Croley & Herring's site as to petroleum hydrocarbons, BTEX and PAHs, is supported. (Attached as Exhibit D is a copy of the Cambria Request for Change of Regulatory Status).

A summary of our site closure request with respect to each of the wells at the Croley & Herring site is as follows:

**MW-2, MW-3:** Petroleum hydrocarbons, BTEX and VOCs have always been a non-detect. While PAH contamination was not analyzed for MW-2 and MW-3, in view of the fact that VOCs, petroleum hydrocarbons, and BTEX have always been non-detect, there is no reason to suspect that there would be any PAHs at MW-2 or -MW-3. Further, in reviewing the boring logs, when MW-2 and MW-3 were installed, there was no evidence of contamination. In fact, the soil borings adjacent to MW-2 and MW-3, the foundation borings, had no evidence of any contaminants. (Attached as Exhibit E are the soil sampling and groundwater monitoring installation reports.)

**EW-1, MW-4:** Site Closure as to VOCs was granted in 1996. Closure as to petroleum hydrocarbons, BTEX and PAHs is supported by the Cambria report.

Ms. Susan Hugo  
September 27, 2001  
Page 3

Therefore, we request that the case closure letter be modified to reflect the previous closures granted in the case and to reflect the findings of the Cambria report. We enclose our proposed revisions to the Case Closure Letter. Thank you for your consideration of this request.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN, LLP

  
Christine K. Noma

CKN:srj  
Enclosure  
cc: Dick Herring

ALAMEDA COUNTY  
HEALTH CARE SERVICES



OCT 03 2001

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

July 9, 2001

Mr. Richard Herring  
Croley & Herring Investment  
353 Beacon Ridge Lane  
Walnut Creek, California 94596

*Proposed Revisions*

RE: CASE CLOSURE - PROPERTY Located at 5800 Christie Avenue  
Emeryville, CA 94608 (STID 334 / CO # 591)

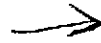
Dear Mr. Herring:

This agency has reviewed the case file concerning the solvent release found in soil and groundwater at the above referenced site. The property is in a commercial section of Emeryville and currently leased to the Good Guys Store, an electronic merchandise retailer.

Soil contamination (halogenated volatile organic compounds) was detected at the site in 1988. Site investigation was conducted and identified that surface release was associated with operations of tenants at the facility. The contamination was found to be localized in narrow alleyway behind the building. Contaminated soil along the alleyway was excavated to a depth of approximately five feet. In addition, a vapor extraction system (VES) was installed to mitigate residual volatile organic compounds in soil at the site. Confirmation soil samples were collected and the soil VES was decommissioned in December 1991. An in-door vapor monitoring system was also installed inside the building from 1989 to 1993 with no methane detected during the monitoring period.

In 1992, an electrokinetic enhanced in-situ biotreatment system was installed to remediate VOCs found in groundwater beneath the site. Chlorinated solvents in groundwater were subsequently treated to below detection limits and a closure letter was issued in 1996 for the chlorinated solvents found at the site. However, continued groundwater monitoring for petroleum hydrocarbons and volatile organic compounds was required. Groundwater has been monitored at the site from 1989 to 1998. The last groundwater sampling collected from monitoring wells EW-1 and MW-4 in 1998 showed up to 4,240 parts per billion (ppb) of Total Petroleum Hydrocarbon (TPH) as gasoline, 808 ppb benzene, 1970 ppb toluene, 174 ppb xylenes, 297 ppb ethylbenzene. Methyl tertiary butyl ether (MTBE) was not detected in groundwater beneath the site.

*Missed attached*



This agency and the San Francisco Bay Regional Water Quality Control Board have evaluated the historical data collected for the referenced site. Both agencies agreed that the site is a low risk site based on the following rationale:

- The extent of contaminants in soil and groundwater has been adequately defined.
- The plume is stable and limited in extent.
- Primary source of contamination has been removed / remediated.

*and the environmental reports and requests for site closure submitted by the property owner's consultants.*

**Insert for Case Closure letter dated July 9, 2001.**

By letters dated September 18, 1996 and September 30, 1996, site closure was granted by this agency with the concurrence of the San Francisco Bay Regional Water Quality Control Board as to chlorinated solvent contamination. Sampling and monitoring for petroleum hydrocarbons and BTEX continued to be performed on monitoring wells EW-1 and MW-4. On March 5, 1999, Cambria Environmental Technology (Cambria) was retained by the property owner, Croley and Herring Investment Company and the adjacent property owner, F.P. Lathrop to conduct a health risk assessment and to evaluate natural attenuation. Cambria evaluated petroleum hydrocarbons, BTEX and PAHs. The PAHs were found to be creosote with naphthalene deemed to be most representative of the detected PAHs. Cambria found that the results of its RBCA analysis showed that site specific concentrations of all chemicals of concern were below their site specific threshold levels indicating that there were no specific risk to onsite occupants. The current Good Guys store is a standard slab on grade concrete and/or cinder block construction, and the areas outside the building footprint is covered with asphalt paving and concrete sidewalks. Cambria found that under these site conditions, no health risk exists. Cambria also conducted a fate and transport analysis for dissolved naphthalene and determined that the levels were below the SFIA Order No. 95-136 Salt Water Ecological Protection Zone Tier One. Cambria, therefore, concluded that the petroleum hydrocarbons, BTEX and PAHs detected in soil and groundwater did not pose a significant threat to persons occupying the site.

Mr. Richard Herring  
RE: 5800 Christie Avenue, Emeryville, CA 94608  
July 9, 2001  
Page 2 of 2

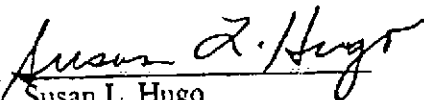
- No water wells, deeper drinking water aquifers, surface water, or other sensitive receptors are likely to be impacted.
- The site presents no significant risk to human health and the environment.
- Institutional controls have been implemented at the site. On February 27, 2001, a deed restriction was recorded for the site. A copy of the recorded deed restriction was submitted to Emeryville Building and Planning Department.

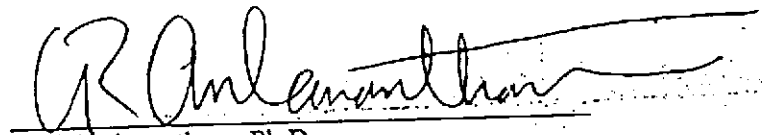
Therefore, based upon the available information and with the provision that the information provided to this agency was accurate and representative of site conditions, no further action regarding the solvent release is required at the subject site.

*petroleum hydrocarbon, BTEX, and PAH*

If you have any questions regarding this letter or the subject site, please contact me at (510) 567-6780 or Ravi Arulanantham at (510) 622-2308.

Sincerely,

  
Susan L. Hugo  
Acting Supervisor, HMS

  
Ravi Arulanantham, Ph.D.  
Staff Toxicologist, Cal-EPA / S.F. Bay RWQCB

c: Mee Ling Tung, Director, Department of Environmental Health  
Stephen Hill, Chief, Toxics Cleanup Division, Cal-EPA / S.F. Bay RWQCB  
Ignacio Dayrit, City of Emeryville, 1333 Park Avenue, Emeryville, CA 94608  
SH / RA / files

**PLEASE COMPLETE THIS INFORMATION  
RECORDING REQUESTED BY**

Croley and Herring Investment Co.

**WHEN RECORDED MAIL TO**

Mee Ling Tung, Director  
Alameda County Environmental Health Services  
1131 Harbor Bay Parkway  
Alameda, California 94502

*STID 334  
Woodbury*

*2/23/01*

Space Above This Line For Recorder's Use

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**COVENANT AND ENVIRONMENTAL RESTRICTION ON PROPERTY**



EXHIBIT A-2

APN 049-1494-004-08  
LANDS OF SPIEKER PROPERTIES LP



CHRISTIE AVENUE

393 SQ. FT.

N12°52'59"W  
74.41'

POINT OF BEGINNING

C-1

L-1

C-2

N12°52'59"W  
67.05'

APN 049-1493-007-02

SERIES NO. 89-347319  
& 85-240717

LANDS OF CROLEY  
& HERRING INVESTMENT CO.

POWELL STREET

SHELLMOUND WAY

COURSE	BEARING	DISTANCE
L-1	S 03°25'31"W	6.92'

CURVE	RADIUS	LENGTH	DELTA
C-1	45.00'	21.41'	27°15'58"
C-2	76.00'	21.63'	16°18'30"

LANDS OF SHELLMOUND  
CHRISTIE  
CORP



APN 049-1493-002-03  
LANDS OF SPIEKER  
PROPERTIES LP

**PLAT TO ACCOMPANY DESCRIPTION**

PORTION OF THE LANDS OF  
CROLEY & HERRING INVESTMENT CO  
TO BE CONVEYED TO THE CITY OF EMERYVILLE

CITY OF EMERYVILLE

CALIFORNIA



**MARK THOMAS & CO. INC.**

Consulting Civil Engineers & Surveyors  
Office: 10 San Jose, Emeryville, Solano, Sacramento,  
Fresno, Santa Cruz, and Shasta City  
80 Arroyo Street, San Jose, California 95112 (408) 433-5373

DRAWN BY: HK  
CHKD. BY: CK  
DATE: 1/15/99  
SCALE: 1"=40'

APPROVED ON: \_\_\_\_\_  
BY: \_\_\_\_\_  
RCE NO.: \_\_\_\_\_

JOB NO.  
**98068**  
FILE NO.  
**1899**



# Croley and Herring Investment Company

## FAX COVER SHEET

DATE: 2/21/01 TIME: 5:40 PM  
 FAX TO: Alameda City Health Services FAX #: ~~510~~ 510-337-9335  
Hazardous Materials Div  
Attn: Susan Hergo

NO. PAGES: COVER + 4

MESSAGES: Per phone today, attached are  
the Exhibit A to include legal  
description A-1 and A-2 plus  
plat showing A-2 portion sold to  
City of Emeryville in 1999. a  
notary and myself will be in your  
office at 1:00 PM on Friday 2/23/01

NOTE: PLEASE DIRECT THIS FAX TO THE INDIVIDUAL INDICATED ABOVE.

SENT BY: Dick Herring

353 Beacon Ridge Lane, Walnut Creek, California 94596  
 Telephone: 510-939-1118  
 FAX: 510-939-1118

**EXHIBIT A**  
**LEGAL DESCRIPTION OF PROPERTY**

Real Property described in Exhibit A-1, APN. 049-1493-007-02, less  
393 square feet of land, more or less, described in Exhibit A-2 and  
attached Plat conveyed to the City of Emeryville.

## EXHIBIT A-1

Page 1  
Order No. 910812

## DESCRIPTION

CITY OF EMERYVILLE

COMMENCING AT THE INTERSECTION OF THE EASTERLY LINE OF SHELLMOUND STREET AND THE SOUTHWESTERLY BOUNDARY OF A 20 FOOT WIDE RAILROAD EASEMENT MORE PARTICULARLY DESCRIBED IN BOOK 2523 OF DEEDS AT PAGE 206, SAID INTERSECTION BEING 420 FEET, MORE OR LESS, NORTH OF THE CENTERLINE OF POWELL STREET, ALL AS SHOWN ON THE RECORD OF SURVEY FILED IN THE RECORDS OF THE COUNTY OF ALAMEDA, CALIFORNIA, ON NOVEMBER 4, 1964 IN RECORD OF SURVEY BOOK 5, PAGE 43; THENCE ALONG A CURVE CONCAVE TO THE NORTH OF RADIUS 272.21 FEET SOUTHEASTERLY AND EASTERLY ALONG SAID SOUTHWESTERLY BOUNDARY, A DISTANCE OF 216.23 FEET TO ITS INTERSECTION WITH THE MOST WESTERLY BOUNDARY OF A PARCEL OF LAND LABELED "FIBREBOARD PAPER PRODUCTS CORP.", AS SHOWN ON SAID RECORDS OF SURVEY; THENCE ALONG SAID WESTERLY BOUNDARY SOUTH  $13^{\circ} 56' 16''$  EAST, 62.30 FEET TO THE ACTUAL POINT OF BEGINNING; THENCE SOUTH  $83^{\circ} 09' 10''$  WEST, 3.73 FEET TO A POINT OF CURVATURE; THENCE ALONG A TANGENTIAL CURVE TO THE RIGHT OF RADIUS 430 FEET AND CENTRAL ANGLE OF  $17^{\circ} 30' 07''$ , WESTERLY AND NORTHWESTERLY, A DISTANCE OF 131.35 FEET, TO A POINT OF REVERSE CURVATURE; THENCE ALONG A CURVE TO THE LEFT OF RADIUS 45 FEET AND CENTRAL ANGLE OF  $114^{\circ} 41' 17''$  WESTERLY, SOUTHWESTERLY AND SOUTHERLY, A DISTANCE OF 90.08 FEET TO A POINT OF TANGENCY WITH A LINE 33.00 FEET FROM AND PARALLEL TO THE CENTERLINE OF THE AFOREMENTIONED SHELLMOUND STREET, THENCE SOUTHERLY ALONG SAID LAST MENTIONED PARALLEL LINE, SOUTH  $14^{\circ} 02' 00''$  EAST, 122.84 FEET; THENCE LEAVING SAID PARALLEL LINE, NORTH  $75^{\circ} 58' 00''$  EAST 3.00 FEET TO A POINT OF CURVATURE; THENCE SOUTHERLY AND SOUTHEASTERLY ALONG A CURVE OF A RADIUS 42 FEET, NORMAL, AT THE POINT OF CURVATURE TO THE LAST DESCRIBED COURSE, THROUGH A CENTRAL ANGLE OF  $90^{\circ} 13' 15''$ , A DISTANCE OF 66.14 FEET TO A POINT OF TANGENCY; THENCE NORTH  $75^{\circ} 44' 45''$  EAST, 9.97 FEET TO A POINT OF CURVATURE; THENCE ALONG A TANGENTIAL CURVE TO THE RIGHT OF RADIUS 1208 FEET AND CENTRAL ANGLE OF  $5^{\circ} 13' 56''$ , EASTERLY A DISTANCE OF 110.31 FEET TO A POINT OF TANGENCY; THENCE NORTH  $80^{\circ} 58' 41''$  EAST 27.81 FEET TO THE AFOREMENTIONED MOST WESTERLY BOUNDARY OF PARCEL LABELED "FIBREBOARD PAPER PRODUCTS CORP."; THENCE ALONG SAID MOST WESTERLY BOUNDARY OF PARCEL LABELED "FIBREBOARD PAPER PRODUCTS CORP.", NORTH  $13^{\circ} 56' 16''$  WEST 176.34 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

ASSESSOR'S PARCEL NO. 049-1493-007-02

City of Emeryville  
Croley & Herring Dedication

EXHIBIT A-2

EXHIBIT " \_\_\_\_\_ "

LAND DESCRIPTION OF 393 SQUARE FEET OF LAND, MORE OR LESS, SITUATE IN THE CITY OF EMERYVILLE, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, AND BEING A PORTION OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN THOSE QUIT CLAIM DEED(S) TO CROLEY & HERRING INVESTMENT COMPANY RECORDED NOVEMBER 8, 1985 AND DECEMBER 27, 1989, SERIES NO.'s 85-240717 & 89-347319 RESPECTIVELY, OFFICIAL RECORDS OF ALAMEDA COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A NORTHWEST CORNER OF THE SAID LANDS OF CROLEY & HERRING INVESTMENT COMPANY, SAME CORNER BEING ON THE EAST RIGHT-OF-WAY LINE OF CHRISTIE AVENUE AND THE SOUTH CURVING RIGHT-OF-WAY LINE OF SHELLMOUND WAY, BEING A CURVE TO THE RIGHT FROM WHICH THE CENTER BEARS NORTH 77° 07' 01" EAST;

THENCE, ALONG THE NORTH LINE OF THE LANDS OF CROLEY & HERRING INVESTMENT COMPANY AND THE SOUTH CURVING RIGHT-OF-WAY LINE OF SHELLMOUND WAY, AN ARC DISTANCE OF 21.41 FEET, HAVING A RADIUS OF 45.00 FEET AND THROUGH A CENTRAL ANGLE OF 27° 15' 58";

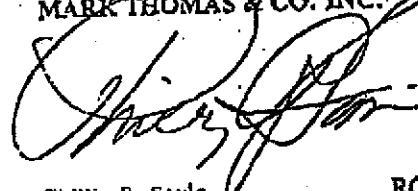
THENCE, LEAVING THE AFORESAID LINE AND CROSSING THROUGH THE SAID LANDS OF CROLEY & HERRING INVESTMENT COMPANY FOR THE FOLLOWING THREE (3) COURSES:

1. SOUTH 12° 52' 59" EAST, 67.05 FEET TO THE BEGINNING OF A TANGENT CURVE TO THE RIGHT;
2. 21.63 FEET ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 76.00 FEET AND THROUGH A CENTRAL ANGLE OF 16° 18' 30" TO A POINT OF TANGENCY;
3. SOUTH 03° 25' 31" WEST, 6.92 FEET TO THE POINT OF INTERSECTION WITH THE WEST LINE OF SAID LANDS OF CROLEY & HERRING INVESTMENT COMPANY, SAME POINT BEING ON THE EAST RIGHT-OF-WAY LINE OF CHRISTIE AVENUE;

THENCE, ALONG THE WEST LINE OF THE LANDS OF CROLEY & HERRING INVESTMENT COMPANY AND THE EAST RIGHT-OF-WAY LINE OF CHRISTIE AVENUE, NORTH 12° 52' 59" WEST, 74.41 FEET TO THE POINT OF BEGINNING AND CONTAINING 393 SQUARE FEET OF LAND AREA MORE OR LESS.

APN 049-1493-007-02

Prepared March 26, 1999 by  
MARK THOMAS & CO. INC.



Phillip R. Savlo  
Expiration Date

RCE No 28231  
03/31/2002



Signed on 4/12/99  
DATE

APN 049-1494-004-08  
 LANDS OF SPIEKER PROPERTIES LP



CHRISTIE AVENUE

393 SQ. FT.

N12°52'59"W  
 74.41'

POINT OF BEGINNING

C-1

L-1

C-2

N12°52'59"W  
 67.05'

APN 049-1493-007-02

SERIES NO. 89-347319  
 & 85-240717

LANDS OF CROLEY  
 & HERRING INVESTMENT CO.

POWELL STREET

SHELLMOUND WAY

COURSE	BEARING	DISTANCE
L-1	S 03°25'31"W	6.92'

CURVE	RADIUS	LENGTH	DELTA
C-1	45.00'	21.41'	27°15'58"
C-2	76.00'	21.63'	16°18'30"

LANDS OF SHELLMOUN  
 CHRISTIE  
 CORP



APN 049-1493-002-03

LANDS OF SPIEKER  
 PROPERTIES LP

**PLAT TO ACCOMPANY DESCRIPTION**

PORTION OF THE LANDS OF  
 CROLEY & HERRING INVESTMENT CO  
 TO BE CONVEYED TO THE CITY OF EMERYVILLE

CITY OF EMERYVILLE

CALIFORNIA



**MARK THOMAS & CO. INC.**

REGISTERED PROFESSIONAL ENGINEERS  
 800 S. G Street, Suite 200, Emeryville, CA 94608 (415) 433-5172

DRAWN BY: HK  
 CKD BY: CK  
 DATE: 1/15/99  
 SCALE: 1" = 40'

APPROVED ON: \_\_\_\_\_  
 BY: \_\_\_\_\_  
 REC NO. \_\_\_\_\_

JOB NO.  
**58068**  
 PLOT NO.  
**1899**



# Croley and Herring Investment Company

## FAX COVER SHEET

DATE: 2/2/01 TIME: 1:15 PM  
 FAX TO: Alameda County FAX #: (510) 337-9335  
Hazardous Material Div.  
Attn: Susan Heagy CC ARW Levi

NO. PAGES: COVER + 0

MESSAGES: Confirming our phone 1/30/01 - you  
were going to E-mail Chris Roma,  
our attorney, the specifics which  
you would like to see under section B  
of the Deed Restriction. She has not  
received your E-mail. Can you send  
that out today? Thank you.

NOTE: PLEASE DIRECT THIS FAX TO THE INDIVIDUAL INDICATED ABOVE.

SENT BY: Dick Herring

353 Beacon Ridge Lane, Walnut Creek, California 94596  
 Telephone: 510-939-1118  
 FAX: 510-939-1118



**ALAMEDA COUNTY  
AUDITOR-CONTROLLER AGENCY  
PATRICK O'CONNELL  
AUDITOR-CONTROLLER/CLERK-RECORDER**

**ENVIRONMENTAL HEALTH SERVICES**

**Memorandum**

MAR 20 2001

**DIRECTOR'S OFFICE**

**To:** All Interested Parties  
**From:** Malinda Jones-Williams, Division Chief  
**Date:** January 02, 2001  
**Re:** New Laws Affecting Recording Practices

This letter is to notify the general public of recent changes in the laws which govern recording official record documents:

1. Pursuant to Assembly Bill 2935, Chapter 924, Statutes of 2000, **effective January 1, 2001**, the following provision has been **deleted** from California Civil Code Section 2952:

"Whenever a mortgage of trust deed is presented for recordation containing a reference to provisions in a fictitious mortgage or trust deed, with a part or all of the provisions typed, written, or printed on the mortgage or trust deed preceded by "do not record" or "not to be recorded" or the like, the county recorder shall record only the mortgage or trust deed portion of the document and shall not be liable for failing to make a record of the portion of the document bearing provisions preceded by the instructions not to record."

Essentially, this allows for and therefore, **effective January 01, 2001** our office will record and charge for *all* pages of documents with text. This includes but is not necessarily limited to:

Deeds of Trust  
Fictitious Mortgages or Trust Deeds  
Abstract of Judgements

2. Pursuant to Senate Bill 2002, Chapter 1003, **effective July 01, 2001** the filing/recording fee for Uniform Commercial Code (UCC) documents on the California standard form will be \$5.00. For other UCC forms, free-form financing statements, and out-of-state UCC forms, the fee will be \$10.00.

For questions regarding the above, please call 510.272.6362.

**Central Collections**

Steve Manning, Division Chief  
1221 Oak St., Rm 220  
Oakland, CA 94612  
Tel: (510) 208-9900  
Fax: (510) 208-9977

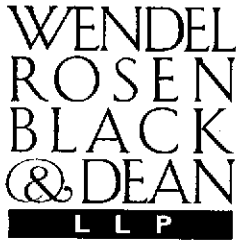
**Office of the Auditor-Controller**

Chief Deputy Auditor  
1221 Oak St., Rm 249  
Oakland, CA 94612  
Tel: (510) 272-6565  
Fax: (510) 272-6502

**Clerk-Recorder**

Malinda Jones-Williams Division Chief  
1106 Madison Street, 1<sup>st</sup> Floor  
Oakland, CA 94607  
Tel: 272-6362  
Fax: 272-6382





Attorneys at Law

ENVIRONMENTAL  
PROTECTION

00 JUN 22 AM 8:37

1111 Broadway, 24th Floor  
Oakland, CA 94607-4036

Post Office Box 2047  
Oakland, CA 94604-2047

Telephone: (510) 834-6600  
Fax: (510) 834-1928  
info@wendel.com

June 21, 2000

**VIA FEDERAL EXPRESS**

Ms. Susan Hugo  
Hazardous Materials Specialist  
Alameda County Environmental Health  
Care Services Agency  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6677

**Re: Deed Restrictions for 5800 Christie, Emeryville, California**

Dear Ms. Hugo:

Enclosed for your consideration are the proposed deed restrictions for the Good Guys site/5800 Christie in Emeryville. The deed restrictions are similar to those drafted by Bill Wick, counsel for the former owners of 5813 Shellmound Street.

We enclose one version for the County's signature, and a second version which does not require the County's signature.

Please give me a call if you have any questions. As you know, my clients are very anxious to have this matter resolved, and we would therefore, appreciate your expeditious review.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN, LLP



Christine K. Noma

CKN:srj

Enclosure

cc: William D. Wick  
Richard Herring

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



May 2, 1997

ENVIRONMENTAL HEALTH SERVICES

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

Mr. Richard Herring  
Croley & Herring Investment Company  
353 Beacon Ridge Lane  
Walnut Creek, California 94596

**RE: 5800 Christie Avenue, California 94608 (SLIC # 334)**

Dear Mr. Herring:

This department has reviewed the " Request for Final Closure and Groundwater Monitoring Report" dated January 1997, prepared by Environment & Technology Services (ETS) and submitted under cover letter by Ms. Christine Noma of Wendel, Rosen Black & Dean on February 28, 1997 for the above referenced site.

Groundwater sample collected from well EW-1 during the last sampling event on 1/22/97 showed TPH gasoline (30,000 ppb), benzene (7 ppb), toluene (3,220 ppb), ethylbenzene (12 ppb) and xylene (55 ppb). The groundwater sample collected from MW-4 found TPH gasoline (2,480 ppb), benzene (659 ppb), toluene (95 ppb), ethylbenzene (58 ppb), xylene (104 ppb) and PAHs ( 95 ppb acenaphthene, 70 ppb acenaphthylene & 3,900 ppb naphthalene). MTBE was not detected in both wells. An off-site well (C-3) which is adjacent to the subject site was sampled. Analytic results showed TPH gasoline (2,830 ppb), benzene (818 ppb), toluene (91 ppb), ethylbenzene ( 123 ppb) xylene (139 ppb) and PAHs (150 ppb acenaphthene, 53 ppb acenaphthylene, 4800 ppb naphthalene, 31 ppb fluorene & 71 ppb phenanthrene).

The groundwater monitoring program must be continued at the subject site. Monitoring wells EW-1 and MW-4 must be sampled every six months for the following target compounds: TPH gasoline, benzene, toluene, ethylenbenzene, xylene and PAHs. After one year of additional groundwater monitoring, the historical data collected for the site can be evaluated to determine if the site can be closed as a low risk groundwater case.

Please contact me at (510) 567-6780 concerning any questions you may have regarding this letter or the subject site.

Sincerely,

Susan L. Hugo

Senior Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health  
Gordon Coleman, Chief, Environmental Protection Division  
Sum Arigala, San Francisco Bay RWQCB  
SH / files

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

March 17, 1997

CARROLL, BURDICK & McDONOUGH  
Attorneys at Law  
44 Montgomery Street, Suite 400  
San Francisco, CA 94104-4606

Dear Teresa K. Weyard:

Subject: Your Letter Dated **March 13, 1997** regarding properties  
located in the **City of Emeryville, CA 94608**

Upon reviewing the Department's calendar for routine file searches  
it was determined that the Department will be able to provide your  
organization the file(s) for your review on **March 20, 1997 at 9:00  
AM**. The file(s) will be available for review at the following  
address:

County of Alameda  
Environmental Health Services  
1131 Harbor Bay Parkway  
Suite No. 250  
Alameda CA 94502

If it is necessary for you to have access to the requested file(s)  
prior to the date and time indicated above, the Department may,  
subject to staff availability, be able to provide Technical  
Consultation Services. The fees currently charged by the  
Department for file searches are contained in the enclosed  
Departmental Public Records Search Policy.

Should you desire to schedule the file search prior to the date and  
time indicated above, please contact me in writing at the address  
indicated above or via FAX at (510) 337-9335.

Very truly yours,

Juliette Blake  
File Search Coordinator

JB/JAT/cdb/mk  
6250.jat

c: Gordon Coleman

TRANSMIT REPORT

1997,03-17 15:45  
 510 337 9335  
 ALAMEDA CO EHS HAZ-OPS

COM No.	REMOTE STATION	START TIME	DURATION	PAGES	RESULT	USER ID	REMARKS
205	9890932	03-17 15:44	00'58	03/03	OK		

7499402045

**ALAMEDA COUNTY ENVIRONMENTAL  
 HEALTH SERVICES**

**ENVIRONMENTAL PROTECTION DIVISION**  
 1131 Harbor Bay Parkway, Suite 250  
 Alameda, CA 94502-6577  
 Telephone (510) 667-6700 Fax (510) 337-9335

**FAX COVER SHEET**

DATE: MARCH 17, 19 97

TO: TERESA K WEYARD  
CARROLL, Bursick - McDonald

FAX # (415) 989-0932

Total number of pages including cover sheet 3

FROM: JULIETTE D. BLAKE  
File Coordinator

NOTE:

**PLEASE RESPOND BY FAX ONLY.**



San Francisco Bay  
Regional Water  
Quality Control  
Board

2101 Webster Street  
Suite 500  
Oakland, CA 94612  
(510) 286-1255  
FAX (510) 286-1380

ENVIRONMENTAL  
PROTECTION

96 NOV 19 PM 3:28



November 15, 1996  
File No.: 2223.09 (SA)  
SMS Case File

Mr. Richard Herring  
Croley & Herring Investment Company  
353 Beacon Ridge Lane  
Walnut Creek, CA 94596


Re: 5800 Christie Avenue, Emeryville, Alameda County

Dear Mr. Herring:

This letter is to confirm that staff of the San Francisco Bay Regional Water Quality Control Board concurs with the decision of the Alameda County Health Care Services Agency as set forth in their letters dated September 18, 1996 and September 30, 1996 regarding the subject site.

If you have any questions regarding this letter, please call Sumadhu Arigala at (510)-286-0434.

Sincerely,  
Loretta K. Barsamian  
Executive Officer

  
Stephen I. Morse,  
Division Chief, Toxics

CC: Susan Hugo, ACDEH  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577

Christine K. Noma  
Wendel, Rosen, Black & Dean, LLP  
1111 Broadway, 24th Floor  
Oakland, CA 94607

Walter Loo, ETS  
2081 15th Street  
San Francisco, CA 94114



*Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

November 5, 1996

Mr. Richard Herring  
Croley & Herring Investment Company  
353 Beacon Ridge Lane  
Walnut Creek, California 94596

RE: ~~5300 Christie Avenue, Emeryville, California 94608~~ ~~510 337 9335~~

Dear Mr. Herring:

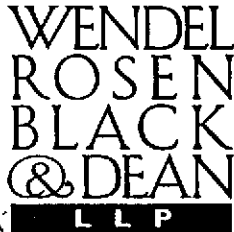
This letter clarifies our telephone conversation on November 1, 1996 concerning future development at the above referenced site. Should the current structure be lost due to unforeseen events such as fire, this office has no objection to develop the property for the same land use. However, if changes in land use, structural configuration or site activities are proposed such that more conservative health risk based exposure scenarios should be evaluated, the property owner must promptly notify this agency.

If you have any questions regarding this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,

Susan L. Hugo  
Senior Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health  
Gordon Coleman, Acting Chief, Environmental Protection Division  
Sum Arigala, San Francisco Bay RWQCB  
Deborah Harris, Mason McDuffie Financial Corp., 2030 Franklin Street, Suite 400  
Oakland, California 94612



Attorneys at Law

1111 Broadway, 24th Floor  
Oakland, CA 94607-4036

Post Office Box 2047  
Oakland, CA 94604-2047

Telephone: (510) 834-6600  
Fax: (510) 834-1928  
info@wendel.com

October 9, 1996

Sum Arigala  
San Francisco Bay Regional Water Quality Control Board  
2101 Webster Street  
Oakland, CA 94612

Re: 5800 Christie Avenue, Emeryville, California 94608  
Good Guys Store Site

Dear Mr. Arigala:

As you know, this office represents Croley & Herring Investment Company, the owners of the above-referenced site. Recently, by letter dated September 30, 1996, Susan Hugo, Hazardous Materials Specialist for the Alameda County Health Care Services Agency provided my client with a confirming letter with regard to no further remediation for the chlorinated solvent contamination at the site.

Under the terms of our settlement agreement, we also need written confirmation from the Regional Water Quality Control Board of its concurrence with Ms. Hugo's decision.

Therefore, I would appreciate your sending to me a brief letter confirming that the Regional Water Quality Control Board concurs with Ms. Hugo's decision set forth in her September 30, 1996 letter.

Thank you very much for your assistance.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN, LLP

Christine K. Noma

CKN:pmm

cc: Richard Herring  
Susan Hugo, Senior Hazardous Materials Specialist



## *Croley and Herring Investment Company*

October 4, 1996

Ms. Susan L. Hugo, Senior Hazardous Materials Specialist  
Alameda County Health Agency  
Environmental Health Services  
1131 Harbor Bay Parkway, Suite 250  
Alameda, Ca. 94502-6577

Re: 5800 Christie Ave., Emeryville, CA. (SLIC# 334)

Dear Ms. Hugo:

This letter will confirm our Phone conversation today regarding your letter of September 30, 1996 concerning remediation activity at the above site.

In addition to no further remediation of chlorinated solvents, we are not being required to do remediation on BETX compounds based on current levels of contamination. Since we will continue to monitor BETX compounds on a semi-annual basis, we may, at our option, do passive remediation such as adding oxygen producing additives to enhance natural degradation of the BETX compounds. We understand that adverse changes in semi-annual monitoring may require mandatory remediation at some time in the future.

Also, with regard to your letter of September 18, comment number one allows us to close down monitoring wells MW-2 and MW-3. This will confirm we will close well MW-3 but retain open well MW-2 for use in establishing ground water flow direction, thus precluding a new well for this purpose.

Our next semi-annual monitoring for well EW-1 and MW-4 will take place in January 1997 at which time we will be reporting our results to your office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'R. D. Herring', is written over the typed name. The signature is fluid and somewhat stylized, with the first letters being larger and more prominent.

R. D. Herring, Partner  
Croley and Herring Investment Co.

*353 Beacon Ridge Lane, Walnut Creek, California 94596*  
*Telephone: 510-939-1118*



page 2

cc: Mee Ling Tung, Environmental Health  
Sun Arigala, San Francisco Bay RWQCB  
Christine Noma, Wendel, Rosen, Black, & Dean LLD  
Walter Loo, Environment & Technology Services

*353 Beacon Ridge Lane, Walnut Creek, California 94596  
Telephone: 510-939-1118*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

September 30, 1996

Mr. Richard Herring  
Croley & Herring Investment Company  
353 Beacon Ridge Lane  
Walnut Creek, California 94596

RE: 5800 Christie Avenue, Emeryville, California 94608  
(SLIC # 334)

Dear Mr. Herring:

This letter clarifies our telephone conversation today concerning the investigation / remediation of the chlorinated solvent contamination at the above referenced site.

Based on the data submitted to date for the site, no further remediation of the chlorinated solvent contamination is required at this time. However, groundwater monitoring program must be continued as stated in my letter dated September 18, 1996.

If you have any questions regarding this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,

Susan L. Hugo  
Senior Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health  
Sum Arigala, San Francisco Bay RWQCB  
Christine Noma, Wendel, Rosen, Black & Dean,  
1111 Broadway, 24th Floor, Oakland, CA 94607-4036  
Walter Loo, ETS, 2081 15th Street, San Francisco, CA 94114  
SH - files

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY



DAVID J. KEARS, Agency Director

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

September 18, 1996

Mr. Richard Herring  
Croley & Herring Investment Company  
353 Beacon Ridge Lane  
Walnut Creek, California 94596

RE: 5800 Christie Avenue, Emeryville, California 94608  
(SLIC # 334)

Dear Mr. Herring:

The Alameda County Department of Environmental Health, Environmental Protection Division has reviewed the Draft Groundwater Case Closure Request ( August 1996 ) prepared by Environment & Technology Services and submitted under cover letter dated August 20, 1996 by Ms. Christine Noma of Wendel, Rosen, Black & Dean for the above referenced site.

This office has the following comments regarding the soil / groundwater investigation at the subject site:

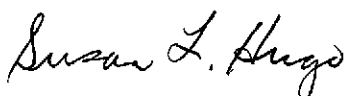
- 1) Groundwater monitoring wells MW-2 and MW-3 (previously dropped from the sampling program) which have been measured for groundwater elevation levels can be closed. However, you will need to locate a third well (in addition MW-4 and EW-1) that can be used to establish groundwater flow direction at the site.
- 2) Chlorinated solvents have not been detected in groundwater monitoring well MW-4 during the last four sampling events (1/19/94, 1/25/95, 9/18/95, 3/25/96). Therefore, this target compound can be dropped from the sampling program. However, continued groundwater monitoring must occur in well MW-4 to establish that the plume is stable and not migrating off site. Well MW-4 should be sampled every six months for the following target compounds: TPH as gasoline, benzene (B), toluene (T), ethyl benzene (E), xylene (X) and methyl tertiary butyl ether (MTBE).
- 3) Monitoring well EW-1 is still detecting the presence of aromatic hydrocarbons. The last sampling event collected on 7/11/96 showed aromatic hydrocarbons at the following concentrations : 5,870 ppb toluene, 13 ppb xylene, 55 ppb ethylbenzene. Monitoring well EW-1 should be sampled every six months for the following target compounds: TPH gasoline, BTEX and MTBE.

Mr. Richard Herring  
RE: 5800 Christie Avenue, Emeryville, CA 94608  
September 18, 1996  
Page 2 of 2

The contents of this letter have been discussed with Sum Arigala of the San Francisco Bay RWQCB.

If you have any questions regarding this letter or the subject site, please contact me at (510) 567-6780.

Sincerely,



Susan L. Hugo  
Senior Hazardous Materials Specialist

c: Mee Ling Tung, Director, Environmental Health  
Sum Arigala, San Francisco Bay RWQCB  
Christine Noma, Wendel, Rosen, Black & Dean,  
1111 Broadway, 24th Floor, Oakland, CA 94607-4036  
Walter Loo, ETS, 2081 15th Street, San Francisco, CA 94114  
SH - files

**ALAMEDA COUNTY**  
**DEPARTMENT OF ENVIRONMENTAL HEALTH**

**Public Records Search Policy**

The following will be policy of the Department of Environmental Health regarding requests to inspect public records.

When the Department receives inquiry about a file, the requestor will be informed that they have the option of requesting an inspection of our files at a date and time established by the Department at no cost, or technical consultation of the record in question by the specialist assigned to the project. If the requestor wishes to only inspect the files, the Department will provide file oversight by clerical support staff and no technical answers will be provided. If a technical consultation is requested, the Department will make a Project Specialist available at a mutually agreed upon date and time to answer questions and explain the materials. The Project Specialist may also certify in writing, as appropriate, as to the completeness of the Departmental file(s) in question. The requestor should send the Department a letter stating their preferred method of file inspection and the authorizing of the appropriate fees, if any. Both public record's inspection and technical consultation may be limited or delayed by the availability of staff.

**FEES:**

The following fees will be assessed according to the request:

- (1) **For Inspecting a File . . .** No Fee
- (2) **For Copies:** Ten cents (\$0.10) per page for the reproduction of documents of 8.5" x 11" or 8.5" x 14". Reproduction charges for oversized documents (larger than 8.5" x 14" ) or any other copy media will be equivalent to the direct cost of duplication. Copy requests in excess of twenty (20 ) pages may be subject to a reasonable delay.
- (3) **For Technical Consultation** or any explanation of any materials in the file, a charge of \$94.00 per hour, or fraction thereof.

**REQUESTS:**

All requests should be submitted in writing and sent to:

**ALAMEDA COUNTY**  
**DEPARTMENT OF ENVIRONMENTAL HEALTH**  
1131 Harbor Bay Parkway  
Alameda, CA 94502-6577  
Attention: Public Records Search

JAT/svs  
publrec.aug

WENDEL  
ROSEN  
BLACK  
& DEAN

Attorneys at Law

1111 Broadway  
Twenty-Fourth Floor  
Oakland, California 94607

Please Reply To:  
Post Office Box 2047  
Oakland, California 94604-2047  
Telephone: (510) 834-6600  
Fax: (510) 834-1928

February 13, 1996

Susan Hugo  
Alameda County Health Care Services Agency  
Hazardous Materials Division  
1131 Harbor Bay Parkway  
Alameda, CA 94502

Sum Arigala  
Regional Water Quality Control Board  
2101 Webster Street  
Oakland, CA 94612

Re: Croley & Herring Investment Company  
Site: 5800 Christie Avenue  
Emeryville, California

Dear Ms. Hugo and Mr. Arigala:

This office represents Croley & Herring Investment Company. As you may recall, this is the site where the Good Guys store is presently located in Emeryville. VOC contamination was discovered at the site, primarily, trichlorethylene and trichloroethane, and toluene. In addition, gasoline and gasoline constituents, benzene, toluene, ethyl benzene and xylene were discovered in the groundwater. After a period of active remediation which involved soil excavation, soil vapor extraction, and insitu bioremediation of groundwater, Croley & Herring has been conducting groundwater monitoring on two wells. The VOC contamination levels in the groundwater was remediated to nondetect in the 1993 groundwater quarterly monitoring. At that time, the Regional Water Quality Control Board, however, would not agree to "no further action" status at the site due to the presence of the BTEX constituents.

In 1994, as a result of a number of soil borings being drilled on the adjacent property, 5813 Shellmound Street (Lathrop site), the levels of VOCs increased. However, since the cessation of further drilling activity on the adjacent property, the VOC levels have again exhibited a downward decreasing trend, as confirmed by the September 1995 quarterly samples.

Susan Hugo  
February 13, 1996  
Page 2

WENDEL, ROSEN, BLACK & DEAN

Croley & Herring now expects to reiterate its request for "no further action" after its next semi-annual monitoring which is scheduled to occur in March, 1996.

As a prelude to that request, however, we would like to schedule a meeting with you to obtain a preliminary opinion as to the likelihood of such a site closure. In that regard, we enclose the lab results of interim groundwater monitoring which was conducted in January, 1996. While the levels are higher than the September, 1995 readings due to the rains, as you can see, the downward trend in VOC and BTEX constituents continues, i.e., January 1996 levels are much less than January 1995.

In order to impress upon you the importance of obtaining site closure, we provide you with the following background to the pending litigation involving both the Croley & Herring site and the Lathrop site:

Croley & Herring filed suit in Federal District Court in September 1994, against the tenants which had operated at the site, seeking reimbursement for clean up expenses. The defendants included Fisher Berkeley Corporation, Flexo Packaging Services, Inc., Gleason Business Machines, Milligan-Spika Company, Fibreboard Corporation, and the upgradient neighbor, F.P. Lathrop dba Lathrop Construction Company who had an underground storage tank on his property (tank was removed).

The parties to the litigation recently completed an exhaustive two day mediation session with the Honorable Layn Phillips, retired federal court judge, serving as a mediator. A tentative settlement was reached amongst the parties whereby the tenants would be reimbursing Croley & Herring for the contamination on the site. However, as a condition to that settlement, Croley & Herring is required to obtain either no further action status or a conditional closure with limited monitoring as to both the Croley & Herring site and the Lathrop site. (Lab results from our January 1996 sampling of Lathrop's wells are also enclosed.) Therefore, it is absolutely critical that closure or conditional site closure be achieved.

Croley & Herring also requires closure on the property for economic and financial reasons. Presently, a loan exists on the property. A balloon payment balance is due in December, 1996. In order to refinance the property or to market the property for sale, Croley & Herring must have site closure or conditional closure no later than June, 1996.

For both of the above reasons, to settle and resolve the pending litigation and for refinancing purposes, it is of vital

Susan Hugo  
February 13, 1996  
Page 3

WENDEL, ROSEN, BLACK & DEAN

importance to Croley & Herring to obtain your input as to site closure. Therefore, Dick Herring, Walter Loo of ETS Consulting, and I would like to meet with you to obtain a preliminary indication from you as to the feasibility of closure. We would like to arrange this meeting as soon as possible, and I will be contacting you with in the next day or two to schedule a convenient time for said meeting.

Thank you for your consideration of this request.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN

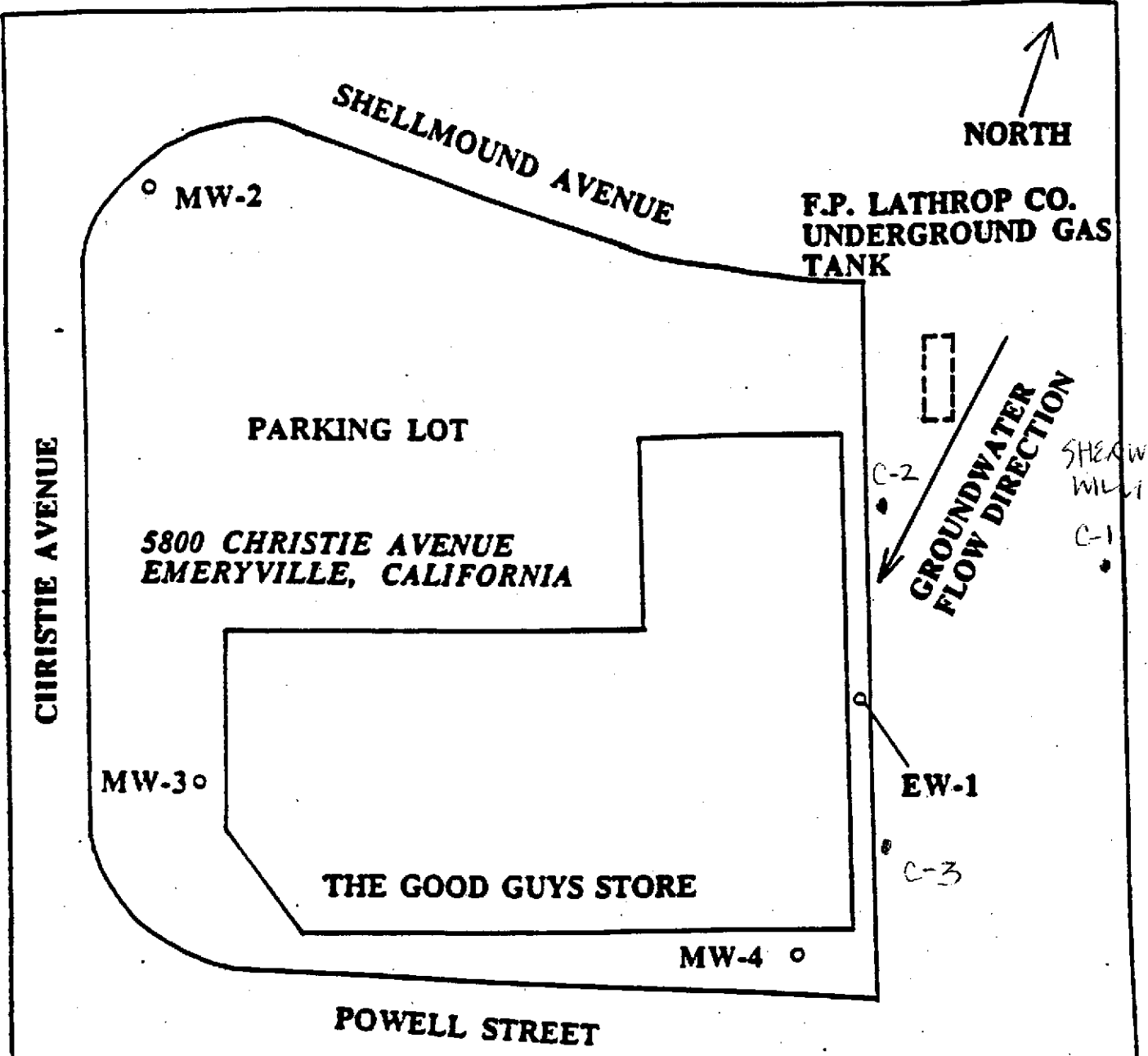


Christine K. Noma

CKN:pm

cc: Dick Herring  
Steve Croley  
Walter Loo  
Susan Beth Bowden, Esq. (w/enc.)





**LEGEND**

○ MONITORING WELLS

0 40 80  
SCALE FEET

**ETS**  
ENVIRONMENT & TECHNOLOGY SERVICES

**FIGURE 1**  
**LOCATION MAP**

WENDEL  
ROSEN  
BLACK  
& DEAN

Attorneys at Law

1111 Broadway  
Twenty-Fourth Floor  
Oakland, California 94607

Please Reply To:  
Post Office Box 2047  
Oakland, California 94604-2047  
Telephone: (510) 834-6600  
Fax: (510) 834-1928

March 6, 1996

Susan Hugo  
Hazardous Materials Specialist  
Alameda County Health Care Services Agency  
Department of Environmental Health  
1131 Harbor Bay Parkway  
Alameda, CA 94502

Sum Arigala  
Regional Water Quality Control Board  
2101 Webster Street, Suite 500  
Oakland, CA 94612

Re: **Croley & Herring Investment Company**  
Site: 5800 Christie Avenue, Emeryville, California  
(Good Guys Site)

Dear Ms. Hugo and Mr. Arigala:

This will confirm my telephone conversation with you scheduling a meeting to discuss site closure or conditional site closure of the above property for:

March 18, 1996 at 2:00 p.m.  
Alameda County Health Care Services Agency  
1131 Harbor Bay Parkway  
Alameda, California

By letter sent to you last month, I provided you with an update as to the status of the litigation in this case and the importance of obtaining some indication from you as to the possibility of site closure. As you may recall, this site involves contamination caused by the presence of solvents, specifically TCE and TCA in the back alleyway behind the building. Groundwater monitoring has been occurring on the site since 1989. Previously, Brian Oliva and Rich Hiatt had considered granting site closure after the completion of the soil vapor extraction program. However, because of the elevated levels of BTEX, continued

Susan Hugo  
March 6, 1996  
Page 2

WENDEL, ROSEN, BLACK & DEAN

groundwater monitoring was required. In view of the LLNL report, however, we believe that it is appropriate to revisit the issue of site closure given the natural attenuation which is occurring at the site.

Thank you for your time and consideration. We look forward to meeting with you on the 18th.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN

*Christine Noma/pm*

Christine K. Noma

CKN:pm

cc: Dick Herring  
Walter Loo  
ETS

ALAMEDA COUNTY ENVIRONMENTAL  
HEALTH DEPARTMENT

ENVIRONMENTAL PROTECTION DIVISION  
1131 Harbor Bay Parkway, Suite #250  
Alameda, CA 94502-6577  
Telephone (510) 567-6700  
Fax Number (510) 337-9335

FAX COVER SHEET

DATE: Nov 14, 1995

TO: ALISON V. LIPPIN  
Carroll, Bordick + McDonough.

FAX # (415) 989 0932

Total number of pages including cover sheet 3

FROM: JULIETTE D. BLAKE  
File Coordinator

NOTE:

PLEASE RESPOND BY FAX TO (510) 337-9335

ATTN: Juliette Blake

(SMILE) have a nice day.  
DO SOMETHING FOR OUR ENVIRONMENT.

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

Alameda County Environmental Health Dept.  
Environmental Protection Division  
1131 Harbor Bay Parkway, Room 250  
Alameda CA 94502-6577  
(510) 567-6700

November 13, 1995

CARROLL, BURDICK & McDONOUGH  
ATTN: Alison V. Lippa  
44 Montgomery Street, Suite 400  
San Francisco, CA 94104-4606

Dear Alison V. Lippa:

Subject: Your Letter Dated November 7, 1995 regarding properties at  
5800 Christie Ave & 5813 Shellmound St., Emeryville, CA

Upon reviewing the Department's calendar for routine file searches it was determined that the Department will be able to provide your organization the file(s) for your review on **November 16, 1995** at **9:00 AM**. The file(s) will be available for review at the following address:

County of Alameda  
Environmental Health Services  
1131 Harbor Bay Parkway  
Suite No. 250  
Alameda CA 94502

If it is necessary for you to have access to the requested file(s) prior to the date and time indicated above, the Department may, subject to staff availability, be able to provide Technical Consultation Services. The fees currently charged by the Department for file searches are contained in the enclosed Departmental Public Records Search Policy.

Should you desire to schedule the file search prior to the date and time indicated above, please contact me in writing at the address indicated above or via FAX at (510) 337-9335.

Very truly yours,

Juliette Blake  
File Search Coordinator

JB/JAT/cdb/mk  
6250.jat

c: Gordon Coleman  
J.A. Trolan

CARROLL, BURDICK & McDONOUGH

ATTORNEYS AT LAW

44 MONTGOMERY STREET, SUITE 400

SAN FRANCISCO, CALIFORNIA 94104

TELEX NUMBER: 17-2450 ADDRESS: CARBUR SFO

(415) 989-6900

FAX: (415) 989-0932

WALNUT CREEK OFFICE

1076 NORTH CALIFORNIA BLVD.

SUITE 680

WALNUT CREEK, CALIFORNIA 94098

(510) 945-8579

FAX: (510) 256-3110

SACRAMENTO OFFICE

WELLS FARGO CENTER

400 CAPITOL MALL, SUITE 1400

SACRAMENTO, CALIFORNIA 95814

(916) 446-2222

FAX: (916) 446-6854

TELEFAX COVER LETTER

TO: Fax No. 510/337-9335 Tel. \_\_\_\_\_  
 Name: JULIETTE BLAKE  
 Company: ALAMEDA Co. DEPT. OF ENVIR. HEALTH  
 Address: \_\_\_\_\_  
 City: ALAMEDA, CA

FROM: ALISON LIPPA  
 REPLY: Fax. No. (415) 989-0932 (415) 989-5900  
 CASE REFERENCE: #19258  
 TOTAL NUMBER OF PAGES (including this cover sheet): 2  
 SENT BY: 11-7-95

Name	Date	Time
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Additional Comments: \_\_\_\_\_  
 \_\_\_\_\_  
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 \_\_\_\_\_

CONFIDENTIALITY NOTICE:

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS CONFIDENTIAL, AND MAY BE LEGALLY PRIVILEGED, LEGALLY PROTECTED ATTORNEY WORK-PRODUCT, OR MAY BE INSIDE INFORMATION. THE INFORMATION IS INTENDED ONLY FOR THE USE OF THE RECIPIENT(S) NAMED ABOVE. IF YOU HAVE RECEIVED THIS INFORMATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE TO ARRANGE FOR RETURN OF ALL DOCUMENTS. ANY UNAUTHORIZED DISCLOSURE, COPYING, DISTRIBUTION, OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS INFORMATION IS STRICTLY PROHIBITED AND MAY BE UNLAWFUL.

**CARROLL, BURDICK & McDONOUGH**

WALNUT CREEK OFFICE:  
1676 NORTH CALIFORNIA BLVD.  
SUITE 620

WALNUT CREEK, CALIFORNIA 94596-4148  
(510) 948-8679  
FAX: (510) 856-6110

ATTORNEYS AT LAW

44 MONTGOMERY STREET, SUITE 400  
SAN FRANCISCO, CALIFORNIA 04104-4808

(415) 989-5900  
FAX: (415) 989-0932

SACRAMENTO OFFICE:  
WELLS FARGO CENTER

400 CAPITOL MALL SUITE 1400  
SACRAMENTO CALIFORNIA 05814-4407  
(916) 446-8882  
FAX: (916) 446-8954

November 7, 1995

**VIA FACSIMILE:**  
**(510) 337-9335**

Ms. Juliette Blake  
File Review Coordinator  
Alameda County Department of Environmental Health  
1131 Harbor Bay Parkway # 250  
Alameda, CA 94502-6577

Re: 5800 Christie Avenue, Emeryville, CA 94608  
5813 Shellmound Street, Emeryville, CA 94608

ST 10 #  
5557

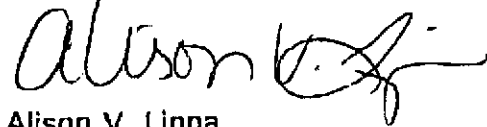
Dear Ms. Blake:

I am interested in reviewing any file materials that the Alameda County Department of Environmental Health has concerning the above-referenced addresses. Please let me know whether you have any such files so that we may make an appointment to review them.

Thank you for your assistance in this matter.

Very truly yours,

CARROLL, BURDICK & McDONOUGH



Alison V. Lippa

AVL:dc

(19258)\altec951107.9L1

1995



## *Croley and Herring Investment Company*

September 25, 1995

Ms. Susan Hugo  
Alameda County Health Services  
Hazardous Materials Division  
1131 Harbor Bay Parkway  
Alameda, Ca. 94502

Dear Ms. Hugo:

This will confirm the conclusion of our meeting on July 12, 1995 in your office and subsequent phone conversations regarding remediation at our site, 5800 Christie, Emeryville.

In view of the work that has been done since 1989 in replacing soil, vapor extraction, and ground water treatment, and the low levels of contamination, it was concluded that two additional water samplings would be taken, one now and one six months later, so as to confirm low and declining levels of contamination. If these two results show this to be true, then your office will consider our site for closure.

This plan meets with our approval. If your understanding differs from the above outline, please let me know. Otherwise, we will proceed accordingly.

We will shortly be submitting our first test results for your consideration.

Sincerely,

R. D. Herring, Partner  
Croley and Herring Investment Co.

cc: Walter Loo - Environment & Technology Services  
S. G. Croley, Partner

*353 Beacon Ridge Lane, Walnut Creek, California 94596*  
*Telephone: 510-939-1118*



WENDEL  
ROSEN  
BLACK  
& DEAN

Attorneys at Law

1994

1111 Broadway  
Twenty-Fourth Floor  
Oakland, California 94607

Please Reply To:  
Post Office Box 2047  
Oakland, California 94604-2047  
Telephone: (510) 834-6600  
Fax: (510) 834-1928

December 12, 1994

VIA CERTIFIED MAIL

The Honorable Carol Browner  
EPA Administrator  
U.S. Environmental Protection  
Agency  
401 M Street, S.W.  
Washington, D.C. 20460

Walter Pettit  
Executive Director  
State Water Resources Control  
Board  
901 Paul Street  
Sacramento, CA 96814

The Honorable Janet Reno  
U.S. Attorney General  
Tenth Street and  
Constitution Avenue, N.W.  
Washington, D.C. 20460

Edgar Howell, III  
Alameda County Health Care  
Services Agency  
Environmental Health and  
Hazardous Materials Division  
1131 Harbor Bay Parkway  
Alameda, CA 94502

Regional Water Quality Control  
Board  
2101 Webster Street  
Oakland, CA 94612

Re: Notice of RCRA Action  
Croley & Herring Investment Co. v. Fisher Berkeley

Dear Sir/Madam:

This office represents the owner of real property located at **5800 Christie Avenue, Emeryville, California**, Croley & Herring Investment Co. Petroleum hydrocarbon contamination, including Benzene and Toluene, and contamination from chlorinated solvents including TCA and TCE confirmed at the property in 1989 and 1990. The contamination was extensive. Croley & Herring has expended in excess of \$350,000 in investigation and remediation costs. We have identified as potentially responsible parties, the following entities:

Fisher Berkeley Company: Tenant operated a computer circuit board and hospital equipment manufacturing facility from 1967 to 1988.

The Honorable Carol Browner  
December 12, 1994  
Page 2

WENDEL, ROSEN, BLACK & DEAN

Flexo Packaging Systems: Tenant operated a packaging manufacturing facility from 1983 to 1988.

Lathrop Construction Co., F.P. Lathrop dba Lathrop Properties: Owned and operated a construction company with an underground storage tank on the property adjacent to the site from prior to 1967 to the present.

Gleason Business Machines Co.: Tenant manufactured business machines from 1972 to 1983.

R.S. Milligan and Milligan-Spika Co.: Owner of the site prior to 1980 and operator of a welding and brazing company from 1967 to sometime prior to 1980.

Fiberboard Corporation/Pabco: Owned and operated an asbestos asphalt tile manufacturing facility and owned the site prior to 1967.

If you have any questions regarding Croley & Herring's actions, please feel free to give me a call.

Very truly yours,

WENDEL, ROSEN, BLACK & DEAN



Christine K. Noma

CKN:pm

**Alameda County Department of Environmental Health  
Hazardous Materials Division**

80 Swan Way, Rm. 200, Oakland, CA 94621  
Ph: 510-271-4320

**BILLING FOR SERVICES**

STID# 334

A. Site Name Fisher Berkeley Corp. Phone \_\_\_\_\_  
 Site Address 5800 Christie Emeryville CA 94608  
(If no address, description of area) Number Street City Zip  
 Prior Business Name \_\_\_\_\_ Prior Owner's Name \_\_\_\_\_

B. Service Requestor Legal Beagle Prof. Photocopiers  
Contact Person Company Name Phone  
 Billing Address 1430 Franklin St. Oakland 94612  
Number Street City Zip

<u>Category of Service</u>		#Hours	x \$	/Hr	\$
<input type="checkbox"/>	Site Search	<u>3.5</u>		<u>16</u>	<u>\$ 56</u>
<input type="checkbox"/>	File Search	_____	x \$ _____	/Copy	\$ _____
<input checked="" type="checkbox"/>	Other <u>Copy Service</u>	_____	x \$ _____		\$ _____
TOTAL CHARGE:					<u>\$ 56<sup>00</sup></u>

REMARKS: Service requested by Christine Noma  
Crosby, Heafey, Roach & May  
1999 Harrison, Oakland 94612  
1 hour @ on 12/1/94  
3.5 hrs. on 12/2/94

You will receive an invoice in accordance with Article 11 of Chapter 6, Title 3 of the Ordinance Code of Alameda County

Service Requestor Albert Shoveri Mark Lou Date 12/2/94  
printed name signature  
 HazMat Specialist Norma Arreguin Norma Arreguin Date 12/2/94  
printed name signature

1999 Harrison Street  
Oakland, CA 94612

**CROSBY, HEAFEY, ROACH & MAY**  
Professional Corporation  
Phone: (510) 763-2000  
Fax: (510) 273-8832

Mailing Address:  
P.O. Box 2084  
Oakland, CA 94604-2084

**FAX COVER SHEET**

DATE: November 29, 1994

OUR FILE NO: 11545.00740

TO: Susan Hugo

FIRM NAME: Alameda County Health Care Services Department of Environmental Health

CITY AND STATE: Alameda, CA

TELECOPIER NO.: (510) 337-9335

TELEPHONE NO.:

TOTAL NUMBER OF PAGES TRANSMITTED (including cover sheet): 5

This transmission WILL NOT be followed up with a hard copy version.

COMMENTS: Please deliver to Susan Hugo this is the subpoena that you requested a copy of. Feel free to call if there is anything else you need.

\*\*\*\*\*

FROM: Susan Beth Bowden

ATTY NO.: 1104

SECRETARY: Jeannette Aranda

DIRECT DIAL: 466-6826

If you have problems with this transmission, please call (510) 466-6169

-----  
THIS INFORMATION IS INTENDED SOLELY FOR USE BY THE INDIVIDUAL OR ENTITY NAMED AS THE RECIPIENT HEREOF AND MAY BE ATTORNEY-CLIENT PRIVILEGED OR CONTAIN CONFIDENTIAL/INSIDE INFORMATION. IF YOU ARE NOT THE INTENDED RECIPIENT, BE AWARE THAT ANY DISCLOSURE, COPYING, DISTRIBUTION, OR USE OF THE CONTENTS OF THIS TRANSMISSION IS PROHIBITED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY AND DESTROY ALL PAGES RELATED TO THE INCORRECT TRANSMISSION.

Los Angeles \* Oakland \* San Francisco

FORM 109

CASE NAME: CROLEY & HERRING  
V  
FISHER BERKELEY

PLEASE BE ADVISED THAT ANY DELAY  
IN SENDING IN THIS FORM MAY  
JEOPARDIZE OUR ABILITY TO FILL  
YOUR ORDER-----SEND IN NOW-----

CROSBY, HEAFEY, ROACH & MAY  
ATTORNEYS AT LAW  
1999 HARRISON STREET, 20TH FLR.  
OAKLAND, CA 94612  
ATTN: JAMES WILSON, ESQ.

*SBB  
Susan  
Please call me by  
the 5th*

RE: OFED07238-01

PLEASE BE ADVISED THAT THERE WILL BE NO PERSONAL APPEARANCE AT THIS  
DEPOSITION THESE SUBPOENAS HAVE BEEN ISSUED TO OBTAIN COPIES OF  
RECORDS ONLY IN THE ABOVE ENTITLED ACTION.

IF YOU DESIRE COPIES OF BELOW LISTED RECORDS, PLEASE RETURN THIS FORM  
TO LEGAL BEAGLE, PROFESSIONAL PHOTOCOPIER, 1430 FRANKLIN ST., OAKLAND,  
CA., 94612 BEFORE 11/13/94  
IF LEGAL ACTION IS REQUIRED TO COLLECT, REQUESTER AGREES TO PAY ALL  
LEGAL FEES AND OTHER REASONABLE EXPENSES.

01 ALAMEDA COUNTY HEALTH, DEPT. OF ENVIRONMENTAL HEALTH, 1181 HARBOR BAY PARKWAY,

FILE/CLAIM #

-----  
AUTHORIZED SIGNATURE  
ACCOUNT NO. 7632000  
PHONE NUMBER -----

PLEASE LIST NUMBERS OF RECORDS YOU DO NOT WANT  
ALL RECORDS WILL BE SENT UNLESS YOU SPECIFY EXCLUSIONS

I DESIRE DECLARATION(S) OF NO RECORDS YES NO (PLEASE CIRCLE)

I DESIRE COPIES OF X-RAYS (IF REQUESTED) YES NO (PLEASE CIRCLE)

COPY PRICES: .55 PER PAGE + 20.00

\*\*\*\*\*  
LEGAL BEAGLE, PROFESSIONAL PHOTOCOPIERS, 1430 FRANKLIN ST., OAKLAND, CA  
94612, (510) 451-8850, FAX- (510) 451-1458

\*\*\*\*\*  
TO CONSUMER'S ATTORNEY---PLEASE SEE ATTACHED STIPULATION WAIVING CCP 2020  
(d) (4)

AO 88 (Rev. 11/91) Subpoena in a Civil Case

# United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

CROLEY & HERRING  
(PLANTIFF)

v.

FISHER BERKELEY  
(DEFENDANT)

## SUBPOENA IN A CIVIL CASE

CASE NUMBER: C94 2129 WHO

TO: CUSTODIAN OF RECORDS ;  
ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY  
DEPT. OF ENVIRONMENTAL HEALTH  
1131 HARBOR BAY PARKWAY, ALAMEDA, CA 94502

YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION

DATE AND TIME

YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

\*\*\*PLEASE SEE ATTACHMENT\*\*\*

PLACE LEGAL BEAGLE PROFESSIONAL PHOTOCOPIER  
1430 FRANKLIN STREET  
OAKLAND, CA 94612 (510) 451 5650

DATE AND TIME

NOV. 18, 1994  
9AM

YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b) (5).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE

*Christine Noma*

10-25-94

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

CHRISTINE NOMA, ESQ. WENDEL, ROSEN, ET AL. P.O. BOX. 2047 OAKLAND, CA

**COPIES OF ALL DOCUMENTS**

- (1) Fisher Berkeley Corporation.
- (2) Flexo Packaging Services, Inc.
- (3) Lathrop Construction Company
- (4) Gleason Business Machines.
- (5) CRT Systems, Inc.
- (6) Mulvey-Bjornal, Inc.
- (7) Computer Services Associates.
- (8) CRT/CSA
- (9) Gilbert-Barker Company
- (10) Gilbarco
- (11) MECA Sales
- (12) Milligan-Spieka, Inc.
- (13) Ektacom (a trademark name of Fisher Berkeley)
- (14) Data Plus
- (15) Pacific Records and Tapes
- (16) Also have them ask for any documents pertaining to  
5800 Christie Street, Emeryville, California.

WENDEL, ROSEN, BLACK, ET AL.  
ATTORNEYS AT LAW  
1111 BROADWAY, 24TH FL.  
OAKLAND, CA 94612  
(510) 834-6600

FORM 767

ATTORNEY FOR PLAINTIFF

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CROLEY & HERRING

CASE NO. C94 2129 WHO

PLAINTIFF

NOTICE OF DEPOSITION

V

FISHER BERKELEY

DEFENDANT

TO: ALL CONCERNED PARTIES:

PLEASE TAKE NOTICE THAT PLAINTIFF WILL TAKE THE DEPOSITION  
OF:

01. ALAMEDA COUNTY HEALTH, DEPT. OF ENVIRONMENTAL HEALTH, 1131 HARBOR BAY PARKWAY

PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 30(B)(5), AT  
LEGAL BEAGLE 1430 FRANKLIN ST OAKLAND, CA 94612-0  
ON 11/18/94 AT 09:00am. BEFORE A QUALIFIED OFFICER.

THE DEPOSITIONS WILL BE CONTINUED FROM DAY TO DAY UNTIL  
COMPLETED.

REF. NO. 0FED7238-01

  
CHRISTINE NOMA



FORM: 105

## PROOF OF SERVICE BY MAIL

Case name: CROLEY & HERRING  
vs  
FISHER BERKELEY  
UNITED STATES DISTRICT COURT  
C94 2129 WHO

I am a resident of the State of California, County of Alameda.

I am over the age of 18 years and not a party to the above entitled action and my business address is LEGAL BEAGLE, 1430 FRANKLIN ST., OAKLAND, CA

On 10/25/94 I served this notice of DEPOSITION SUBPENA FOR BUSINESS RECORDS on the attorneys for all appearing parties in said action by placing a true copy thereof enclosed in a sealed envelope, with postage thereon fully prepaid, in the United States mail at Oakland, CA. addressed as follows:

CROSBY, HEAFEY, ROACH & MAY  
JAMES WILSON, ESQ.  
ATTORNEYS AT LAW  
1999 HARRISON STREET, 20TH FLR.  
OAKLAND, CA 94612

PILLSBURY, MADISON & SUTRO  
SARAH FLANAGAN  
ATTORNEY'S AT LAW  
225 BUSH ST/ROOM 525  
SAN FRANCISCO, CA 9831793

MCINERNEY & DILLON  
MICHAEL LONDON, ESQ.  
1 KAISER PLAZA 18 TH FLR  
THE ORDWAY BUILDING  
OAKLAND, CA 9461200000

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 10/25/94 at Oakland, Ca.

  
\_\_\_\_\_  
SHERRELL HILDRETH

FILE #: OFED7238-01





*Croley and Herring Investment Company*

09 AUG -1 PM 4:10  
HAZMAT

July 1, 1994

*Alameda County Health Care Service  
Hazardous Material Div  
80 Swan Way Room 200  
Oakland CA 94621*

Effective June 23, 1994, Croley and Herring Investment Company has relocated to the following location:

353 Beacon Ridge Lane  
Walnut Creek, Ca. 94596-2966  
Telephone: (510) 939-1118

Please change your records. Thank you.

Croley and Herring Investment Company

*Attn - Brian Oliva  
- Records & Files Dept.*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

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

February 22, 1994

Mr. Richard Herring  
c/o Crowley & Herring Investment Co.,  
488 Tharp Drive,  
Moraga, CA 94556

Subject: 5800 Christie Avenue, Emeryville, CA 94608

Dear Mr Herring:

This office is in receipt of the "Quarterly Groundwater Monitoring Report", dated February 7, 1994, submitted by Environment & Technology Services(ETS), your consultant of record. Thank you for submitting the document for review by this office.

Following telephone conversations with you concerning the "direction" of the investigation, and with the concurrence of Rich Hiett, with the San Francisco Bay Regional Water Quality Control Board, this office authorizes you to modify your frequency of monitoring from quarterly to annually. This change in monitoring frequency does not preclude this office from requiring you from quarterly monitoring in the future, however in all likelihood, this will not happen.

In light of the information submitted in the most recent quarterly report(2/7/94), that is, high concentrations of Benzene @ 22 parts per billion(PPB), Toluene @ 4300 PPB, Ethylbenzene and Xylene(BTEX), it will not be possible to issue a "No Further Action" document. If, in one year, these levels are reduced to "Non Detect" levels, this office will consider such action, with the concurrence of the Regional Water Quality Control Board.

If you have any questions, please do not hesitate to call this office. The number is (510) 271-4320.

Sincerely,

Brian P. Oliva, REHS, REA  
Hazardous Materials Specialist

cc: Edgar Howell, Chief, Division of Hazardous Materials  
Rich Hiett, SFBRWQCB  
Walter Loo, ETS, 2081 15th St., San Francisco, CA 94114



Craley and Herring Investment Company  
Aug 2, 1993

Brian P. Oliva, R.E.H.S.  
Alameda County Health Agency  
Division of Hazardous Materials  
80 Swan Way Room 200  
Oakland, Ca. 94621

Dear Brian:

Enclosed in our 2<sup>nd</sup> quarter 1993 Report on  
Site / Project No. 498 located at 5800 Christie,  
Emeryville, Ca. 94608.

As you will note we have gone ahead and  
drilled another down gradient well, MW-4, to  
detect possible migration of toxic material  
from the site. You will note there are no VOC's  
detected in the new well, MW4.

Results of sampling of EW-1, our only other well  
showing any contamination, indicate only one  
VOC, 1,1-Dichloroethane, at 1.7 PPM.

As there is no remediation operating at this  
time, we would appreciate your direction on  
our next step leading to closure.

R.D. Herring, Craley and Herring Law Co., Partner

448 THARP DRIVE, MORAGA, CALIFORNIA 94556  
415-376-3473



Croley and Herring Investment Company

June 23, 1993

Alameda County Health Agency  
Division of Hazardous Materials  
80 Swan Way, Room 200  
Oakland, CA. 94621

Attn: Brian P. Oliva, R.E.H.S.

Brian, this is a formal request for information from the files of your department regarding former tenant in our building at 5800 Christie Ave., Emeryville. The information we need deals <sup>with</sup> County inspections of tenants at the above address during the period May 1980 through January 1989. We are looking for references to toxic chemical used by these tenants, whether there were any spills, or violations of proper handling procedures, or any other related information.

Our primary interest is with Fisher Berkeley Corporation on which we understand inspections were made regularly, and specifically on 1/4/89, 11/4/88, and 2/14/86. Dennis Byrne made these inspections and presumably, he or others did other inspections prior to these dates. The company is also known as EKTACOM.

Other tenants in the building which used chemicals in their operation are:

- Flexo Packaging, Division of Oakland National Engraving. Manufactured printing plates involving acid baths.
- Gleason Business Machines - sold and serviced business accounting machines. Solvents used in cleaning parts.
- CRT Systems, Inc. - bought out Gleason and expanded to include computer and software.

It is our understanding that the public (and ourselves) have a right to know who is using what toxic chemicals and for what purpose under a law passed in 1987.

We are in need of this information to establish the source of the contamination on the site which we have been trying to clean up for the last four years.

Thank you for your help in obtaining this information.  
Sincerely,

Croley and Herring Investment Co. R. D. Herring  
Partner.

448 THARP DRIVE, MORAGA, CALIFORNIA 94556  
415-376-3473

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



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 15, 1993

Crowley & Herring Investment Co.  
448 Tharp Drive  
Moraga, CA 94556

Subject: ~~5800 Christie, Emeryville, CA 94608~~

Dear Mr. Herring:

This letter is in response to your request for this office to concur with the discontinuation of the methane gas monitoring in the "Good Guys" electronics store located at the above site. In light of the fact that since the installation of the Sierra Monitor Model 5000 Methane Gas Detection System in 1989, that the system has never indicated any significant levels of methane, this office concurs with your contention that the monitoring may be discontinued.

Please be advised that such monitoring is strictly voluntary, and has never be regulated by this office. The monitoring has taken place at the request of your lessee, the "Good Guys". If you have any questions concerning any possible health risks at the site I suggest you contact an industrial hygienist.

If, however, there is any change in the conditions noted at the site, please contact this office immediately. The number is (510) 271-4320.

Sincerely,

Brian P. Oliva, REHS, REA  
Hazardous Materials Specialist

cc: Frank Verni, % The Good Guys, 5800 Christie, Emeryville, CA  
Ed Howell/files *EH*

*DF*



# TELSTAR

1717 Solano Way • Unit 34 • Concord, California 94520 • (510) 671-2888 • FAX No. (510) 671-9507

February 10, 1993

The Good Guys  
5800 Christie Ave.  
Emeryville, CA 94608

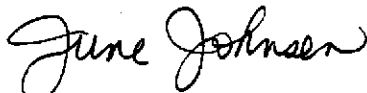
Attn: Frank Verni  
Subj: Gas Detection Calibrations  
Ref: SR 5159

Dear Frank:

As you know, Telstar has been calibrating your Sierra Monitor Model 5000 Methane Gas Detection system at the Emeryville facility since November, 1989. We have experienced no problems with the system, other than the failure of the power supply that was repaired in November of 1991. We were never called out for any alarms on the system, and basically during our calibrations found no problems, other than the power supply.

If you have any questions, please contact me at 510-671-2888.

Sincerely,



*for* Dan Mensing  
Regional Manager

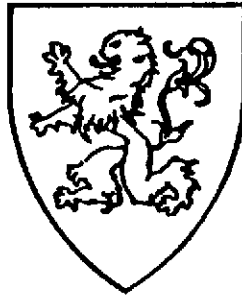
DM/jj

cc: Croley & Herring Inv. Co. % Dick Herring  
Alameda County Health Dept. % Brian Oliva

SALES, ENGINEERING, MAINTENANCE SERVICES

Electronic • Pneumatic • Chemical Feed • Telemetry • Analytical • Computer Systems  
Electrical Contractors License # 422364

92 MAR 16 11:52



*file*

*Croley and Herring Investment Company*

March 17, 1992

Mr. Brian Oliva  
Alameda County Health Services  
80 Swan Way, Room 200  
Oakland, CA 94621

Subject: Request for Reduction in Groundwater  
Monitoring Activities  
5800 Christie, Emeryville, California

Dear Mr. Oliva:

On January 31, 1992, our geologist, Mr. Walter Loo, wrote to Dennis Byrne requesting permission to discontinue monitoring activity with our wells, MW-2 and MW-3, at the subject site based on no detectable level of contamination over the last nine (9) quarterly monitoring periods. As yet we have not had a written response to our request.

Today, I talked with Dennis and found that he is now involved in other activities and that you will now be the review coordinator on our project. In discussing our request, Dennis confirmed approval to discontinue monitoring activity on MW-2 and MW-3, but did not feel the wells should be abandoned at this time, subject to your approval.

We would appreciate your reviewing this matter prior to our next quarterly testing (April 1992) and confirm your agreement to discontinue monitoring MW-2 and MW-3. We will not abandon these wells in case further testing is needed in the future.

We look forward to your concurrence and approval on this matter.

Sincerely,

CROLEY AND HERRING INVESTMENT COMPANY

R.D. Herring, Partner

RDH/ll

*Croley for  
Dennis Byrne*



*file  
written 4/6/92*

*Croley and Herring Investment Company*

March 17, 1992

Mr. Brian Oliva  
Alameda County Health Services  
80 Swan Way, Room 200  
Oakland, CA 94621

Subject: Request for Reduction in Groundwater  
Monitoring Activities  
5800 Christie, Emeryville, California

Dear Mr. Oliva:

On January 31, 1992, our geologist, Mr. Walter Loo, wrote to Dennis Byrne requesting permission to discontinue monitoring activity with our wells, MW-2 and MW-3, at the subject site based on no detectable level of contamination over the last nine (9) quarterly monitoring periods. As yet we have not had a written response to our request.

Today, I talked with Dennis and found that he is now involved in other activities and that you will now be the review coordinator on our project. In discussing our request, Dennis confirmed approval to discontinue monitoring activity on MW-2 and MW-3, but did not feel the wells should be abandoned at this time, subject to your approval.

We would appreciate your reviewing this matter prior to our next quarterly testing (April 1992) and confirm your agreement to discontinue monitoring MW-2 and MW-3. We will not abandon these wells in case further testing is needed in the future.

We look forward to your concurrence and approval on this matter.

Sincerely,

CROLEY AND HERRING INVESTMENT COMPANY

*R.D. Herring*  
R.D. Herring, Partner

RDH/11

# ENVIRONMENT & TECHNOLOGY SERVICES

92 FEB -6 PM 4: 26  
638 BLAIR AVENUE, PIEDMONT, CA. 94611 USA  
PHONE: 1-510-601-1263  
FAX: 1-510-601-1793

January 31, 1992

Mr. Dennis Byrne  
Senior Hazardous Materials Specialist  
Alameda County Health Care Services  
80 Swan Way, Room 200  
Oakland, CA 94621

Subject: Request of Reduction in Groundwater Monitoring Activities  
5800 Christie Avenue,  
Emeryville, California

Dear Mr. Byrne:

Attached please find a copy of the most recent quarterly groundwater monitoring report(1/26/92). We have concluded that we have sufficiently demonstrated that there is no detectable level of contamination at wells MW-2 and MW-3 for the last nine(9) quarterly monitoring episodes. We are, hereby, seek your approval to discontinue the quarterly monitoring activities at these two wells. Upon receiving your approval, these two wells will be abandoned in place by thin bentonite grout. A well abandonment report will be filed accordingly to your office after the completion of abandonment of both wells.

At well EW-1, the concentration of the VOCs still fluctuates while the last reading showed some dramatic reduction in the gasoline related compounds. We will continue to monitor well EW-1 while the in-situ electro-biochemical treatment experiment is still on going.

We look forward for your concurrence on this matter. Thanks !

Sincerely,



Walter W. Loo, R.G. C.E.G.

cc: Mr. Dick Herring, Croley and Herring Investment Company

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, Assistant Agency Director

DEPARTMENT OF ENVIRONMENTAL HEALTH  
80 Swan Way, Rm. 210  
Oakland, CA 94621  
(415) 271-4300

21 January 1992

Richard Herring  
Crowley and Herring Investment Company  
448 Tharp Drive  
Moraga, CA 94556

Subject: Termination of the Vapor Extraction System at 5800  
Christie Avenue, Emeryville.

Dear Mr. Herring:

This agency concurs with the recommendation of Walter Loo, of Environment & Technology Services, that the vapor extraction system at the above referenced site should be terminated. Please be aware that the need for ground water monitoring continues.

If you have any questions concerning this matter, please feel free to contact me at (510) 271-4320.

Sincerely,

~~Dennis J. Kears~~  
Senior Hazardous Materials Specialist

cc: Rich Hyatt, SFBRWQCB  
Walter Loo, Environment & Technology Services

**SENDER:**

**ETS - ENVIRONMENT & TECHNOLOGY SERVICES**

638 BLAIR AVENUE -PIEDMONT, CA. 94611 USA  
PHONE: 1-510-601-1263  
FAX: 1-510-601-1793

**SENT TO:**

FAX #: 568-3706 DATE: 12/13/91

ATTENTION: MR. DENNIS BYRNE

COMPANY NAME: ALAMEDA CO. HEALTH CARE SERVICES

SUBJECT: 5800 CHRISTIE AVE., EMERYVILLE (VES CLOSURE)

NO. OF PAGES INCLUDING COVER SHEET: 8

REMARKS: ATTACHED ARE VERIFICATION  
SOIL SAMPLE ANALYSIS RESULTS FOR  
YOUR REVIEW.

PLEASE LET ME KNOW IF IT IS OK  
TO DECOMMISSION THE VAPOR EXTRACTION  
SYSTEM. PLEASE ADVISE. THANKS

HOPE YOU ARE FEELING BETTER!

WALTER LOO

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



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

27 November 1991

Mr. Dick Herring  
Crowley & Herring Investment Company  
448 Tharp Drive  
Moraga, CA 94556

Subject: Vapor Extraction System at 5800 Christie Avenue,  
Emeryville.

Dear Mr. Herring:

Thank you for the analytical report dated 15 November, 1991, prepared by Walter Loo of Environment & Technology Services. This report concerned the Vapor Extraction Remediation project that has been in progress at your 5800 Christie Avenue facility. Following a review of this report and subsequent to a meeting with Walter Loo and yourself on the 25th of November, 1991, this agency is satisfied that the extraction process has substantially reduced the concentrations of volatile organic compounds in the soil atmosphere of your property. Approval is given for the collection of verification soil samples as outlined in the Environment & Technology Services report.

If you have any questions concerning this matter please feel free to contact me at (510) 271-4320.

Sincerely,

Dennis J. Byrne  
Senior Hazardous Materials Specialist

cc: Rafat Shahid, Assistant Director, Alameda County Department  
of Environmental Health.

Rich Hiatt, SFBRWQCB  
Walter Loo, Environment & Technology Services



*Croley and Herring Investment Company*

September 13, 1991  
Mr. Dennis Byrne  
Alameda County Health Care Services  
Hazardous Materials Division  
80 Swan Way, Room 200  
Oakland, CA 94621

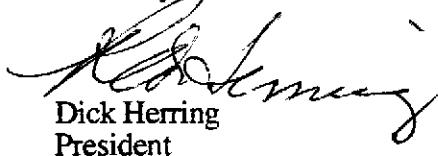
Subject: August 30, 1991 Groundwater Monitoring Report  
5800 Christie Avenue,  
Emeryville, California

Dear Mr. Byrne,

Attached please find a revised copy of the subject groundwater monitoring report sent to you from AWD Technologies which contains some erroneous information. Please replace it in your file.

Sorry for the inconvenience and thank you for the co-operation.

Sincerely,

  
Dick Herring  
President

*P.S. Corrections are on page 5*





91 DEC 19 PM 2: 27

## *Croley and Herring Investment Company*

December 16, 1991

Mr. Alex Saschin  
Air Quality Engineer II  
Bay Area Air Quality Management District  
939 Ellis Street,  
San Francisco, CA 94109

Subject: Application Number 3546  
5800 Christie Avenue  
Emeryville, CA 94608

Dear Mr. Saschin,

Attached please find the following documents relating to the subject vapor extraction system:

- \* Vapor Extraction System Closure Work Plan(11/15/91)
- \* Work Plan Approval Letter from Alameda County Health Care Services(11/27/91)
- \* Vapor Extraction System Decommissioning Letter to ACHCS(12/11/91)

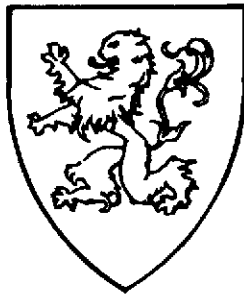
We have received approval from ACHCS to proceed with the vapor extraction system decommissioning. We hereby, notify you that the vapor extraction system has been shut down and is being decommissioned.

We appreciate your support and assistance throughout the permitting and monitoring of the vapor extraction system. Thank you for your co-operation on this matter.

Sincerely,

R. D. Herring  
President

✓ cc: Mr. Dennis Byrne, Alameda County Health Care Services, without attachments  
ATTACHMENTS(3)



*Croley and Herring Investment Company*

March 28, 1990

Alameda County Health Care Services Agency  
Department of Environmental Health  
80 Swan Way, Room 200  
Oakland, CA 94621

Attention: Mr. Dennis Byrne

RE: Croley & Herring Investment Co.  
Waste Removal  
5800 Christie Avenue  
Emeryville, CA 94608

Dear Dennis:

We have discussed our interest in trying to recover the cost incurred in the cleanup of our property at 5800 Christie Avenue in Emeryville, California. As it effects this process and how we proceed with current findings, we would like to ask your help in obtaining written data; public information in the files of Alameda County.

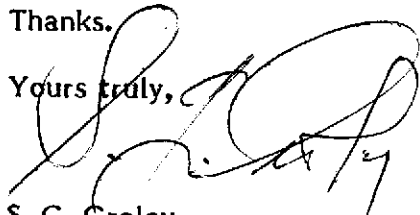
More specifically, we would like to have copies of anything you have on Fisher Berkeley Corp. applicable to the use of hazardous materials, at their current location in addition to 5800 Christie Avenue in Emeryville, such as the materials used, appropriate material safety data sheets, use and removal approvals, inspection reports, etc.

We would also like to have a copy of the recent test details, results and closure report that was filed after the removal of the underground gasoline storage tank on the F. P. Lathrop property to the east of us.

I will call you next week to discuss this request further, to learn more about who and what is involved and perhaps gain your guidance on how we can best proceed.

Thanks.

Yours truly,

  
S. G. Croley

SGC:ler

*1311 63rd Street, Emeryville, California 94608*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

19 September 1989

Steven Crowley  
Crowley and Herring Investment Company  
7311 63rd Street  
Emeryville, CA 94608

Subject: Groundwater Remediation Project at 5800 Christie Avenue,  
Emeryville.

Dear Mr. Crowley:


The Alameda County Department of Environmental Health, Hazardous Materials Division, has received and reviewed your request to terminate the groundwater treatment process being conducted at the address listed above. Approval is granted for the termination of this process.

Please be aware that this office expects quarterly groundwater monitoring reports to be continually submitted for review. Should subsequent data indicate that unacceptable levels of toxic contaminants are present, the Regional Water Board may require that the treatment process terminated by this letter be reinstated.

As per your request of 15 August 1989, a copy of the County billing sheet associated with this project is enclosed. A balance of \$332.00 is available on this account.

Should you have any questions concerning this matter, please contact, Dennis Byrne, Hazardous Materials Specialist, at (415)271-4320.

Sincerely,

  
Rafat A. Shahid, Chief,  
Hazardous Materials Division

RAS:DB

cc: Lester Feldman, SFBRWQCB  
Walter Loo, AWD Technologies, Inc.  
10 West Orange Ave.  
South San Francisco, CA 94080

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEAPS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
10 South Van Ness Blvd  
Oakland, CA 94612  
(415)

18 September 1989

Steven Crowley  
Crowley and Herring Investment Company  
7311 63rd Street  
Emeryville, CA 94608

Subject: Groundwater Remediation Project at 5800 Christie Avenue,  
Emeryville.

Dear Mr. Crowley:

The Alameda County Department of Environmental Health, Hazardous Materials Division, has received and reviewed your request to terminate the groundwater treatment process being conducted at the address listed above. Approval is granted for the termination of this process.

As per your request of 15 August 1989, a copy of the County billing sheet associated with this project is enclosed. A balance of \$332.00 is available on this account.

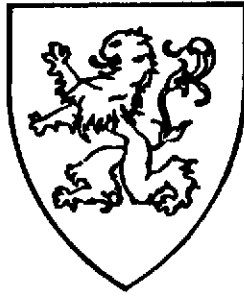
Should you have any questions concerning this matter, please contact, Dennis Byrne, Hazardous Materials Specialist, at (415)271-4320.

Sincerely,

Rafat A. Shahid, Chief,  
Hazardous Materials Division

RAS:DB

cc: Scott Huegenberger, SFBRWQCB  
Walter Loo, AWD Technologies, Inc.  
10 West Orange Ave.  
South San Francisco, CA 94080



8/17/89

*Croley and Herring Investment Company*

Alameda County Health Care Services  
Department of Environmental Health  
80 Swan Way Rm 200  
Oakland, Ca., 94621

August 15, 1989

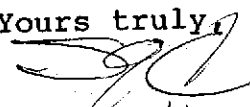
Attention : Mr. Rafat A. Shahid, Chief, Hazardous Materials Div.  
RE: Remediation Project at 5800 Christie Ave., Emeryville, Ca.

Dear Mr. Shahid,

Thankyou for your approval letter dated July 28, 1989.  
We also would like to express appreciation to you and  
your staff for the help and cooperation we enjoyed while  
working with you.

Mr. Dennis Byrne was particularly helpful. His tech-  
nical understanding, empathy, sense of urgency and  
anxiousness to serve both his employer and the community  
was very apparent. Dennis' contribution was truly a  
refreshing experience for us and we appreciate it. Hopefully  
you will be able to echo our feelings.

Yours truly,

  
Croley and Herring Investment Co.  
S.G.Croley

✓ cc Dennis Byrne - DOEH

PS - We sent you a \$500.00 deposit on 4/5/89 applicable to  
this project. Can you send us a statement covering  
costs you experienced ?

*1311 63rd Street, Emeryville, California 94608*

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



28 July 1989

S.G. Crowley and R.D. Herring  
Crowley and Herring Investment Company  
1311 63rd Street  
Emeryville, CA 94608

DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(415) 271-4320

Subject: Proposed Remedial Project at 5800 Christie Avenue,  
Emeryville.

Dear Sirs:

This office has received and reviewed a soil remediation proposal and closure report prepared by Walter Loo of AWD Technologies, in regards to the address listed above. This proposal is acceptable to the Alameda County Department of Environmental Health, Hazardous Materials Division, and approval is granted for it's implementation upon the acquisition of the pertinent discharge permit from the East Bay Municipal Utility District. ✓

If you have any questions concerning this matter, please contact, Dennis Byrne, Hazardous Materials Specialist, at (415) 271-4320.

Sincerely,

*Rafat A. Shahid*  
Rafat A. Shahid, Chief,  
Hazardous Materials Division

RAS:DB

cc: Scott Huegenberger, SFBRWQCB  
Walter Loo, AWD Technologies, Inc.  
10 West Orange Ave.  
South San Francisco, CA 94080

ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY  
DAVID J. KEARS, Agency Director



DEPARTMENT OF ENVIRONMENTAL HEALTH  
Hazardous Materials Program  
80 Swan Way, Rm. 200  
Oakland, CA 94621  
(415) 271-4320

FACSIMILE TRANSMITTAL

TO:

876-1235 Floor/Room # \_\_\_\_\_  
Fax Phone Number

Name: Walter Loo Title/Section \_\_\_\_\_

Agency: Walter Loo

Address: 10 West Orange Ave, S. San Francisco, 94080

Phone #: ( )

FROM:

568-3706 Floor/Room # \_\_\_\_\_  
Fax Phone Number

Date: 7/12/89 Time Sent: 1100

Sender: Dennis Byrne, Alco Haz Mat Title/Section \_\_\_\_\_

Phone #: (415) 271-4320

Number of Pages Including Transmittal Sheet: 2

Special Instructions/Comments:



## *Croley and Herring Investment Company*

July 6, 1989

Mr. William Meckel  
East Bay Municipal Utility District  
Post Office Box 24055  
Oakland, California 94623

Dear Mr. Meckel:

### **WASTEWATER DISCHARGE PERMIT APPLICATION - GROUNDWATER TREATMENT DISCHARGE 5800 CHRISTIE STREET, EMERYVILLE, CALIFORNIA**

Enclosed please find a copy of a wastewater discharge permit application for the subject activities. The owner of the property is Croley and Herring Investment Company and the future lessee of the facility is the Good Guys, Inc.

The proposed process involves the extraction of shallow groundwater and treatment with aqueous phase activated carbon prior to the discharge to the East Bay Municipal Utility District (EBMUD) sewer system.

The water balance is estimated at about one gallon per minute discharge rate. The groundwater plume volume is estimated at about 127,000 gallons. The duration of the treatment discharge is estimated at 3 to 12 months.

The contaminated shallow groundwater will be extracted from Well EW-1 (Figure 1). There are 5 other groundwater quality samples collected from MW-1, MW-2, MW-3, TW-1 and TW-2. Samples from MW-2, MW-3 and TW-2 showed no detectable volatile organic compounds (VOCs). MW-1 showed 18 part per billion (ppb) of total VOCs. TW-1 showed 47 ppb of total VOCs. EW-1 showed 1 ppm of total VOCs including 640 ppb of TCE, 190 ppb of toluene and 170 ppb of xylenes. The laboratory analysis sheets for these water samples are attached.

The extraction Well EW-1 is in place. The extracted groundwater will be diverted to an aqueous phase activated carbon system for removal of the VOCs. The aqueous phase activated carbon system included two 55-gallon drums of activated carbon (150 lbs each) connected in series to prevent breakthrough. The total VOCs in 127,000 gallons of groundwater (plume volume) at 1 ppm maximum strength is about 8 pounds. The adsorption capacity of each 55-gallon drum of carbon is estimate at 10 to 15 pounds of VOCs.

*1311 63rd Street, Emeryville, California 94608*



Mr. William Meckel  
July 6, 1989  
Page 2

The connection of the discharge from the activated carbon drums to the sewer is indicated in Figure 2.

There is no pretreatment system involved in this proposed treatment system.

For initial testing, the extracted groundwater and the discharge water samples will be analyzed and compared for removal efficiency. Water samples will be taken between the carbon drums and at the discharge point. No discharge will be diverted to the sewer until the laboratory result for the discharge point sample indicates non-detectable with EPA 601 and 602 method of analysis. The analysis will be performed by a certified analytical laboratory. The follow up discharge will be analyzed on a quarterly basis as with the groundwater monitoring wells on the property.

The Alameda County Health Services is the lead agency on the soil cleanup and groundwater investigation effort. The contact person is Mr. Dennis Byrne.

An unspecified source of organic solvents were discovered at the alley way (Figure 1). The contaminated soil was excavated and is currently being treated. Three permanent groundwater monitoring wells were installed plus three temporary groundwater sample point were established.

We propose to start the groundwater extraction/treatment on July 15, 1989.

We appreciate your time for reviewing this application. Please contact us for any questions and the appropriate discharge application fee.

Sincerely,

R. D. Herring

Enclosures

cc: Mr. Paul Waalkes, The Good Guys, Inc.  
Mr. Grey Steele, The Good Guys, Inc.  
Mr. Dennis Byrne, Alameda County Health Services  
Mr. Walter Loo, McLaren



# Wastewater Discharge Permit Application

PERMIT NUMBER
---------------

APPLICANT BUSINESS NAME			
ADDRESS OF PREMISE DISCHARGING WASTEWATER		BUSINESS MAILING ADDRESS	
STREET ADDRESS		STREET ADDRESS	
CITY	ZIP CODE	CITY	ZIP CODE
CHIEF EXECUTIVE OFFICER			
NAME		TITLE	
STREET ADDRESS		CITY	
		ZIP CODE	
PERSON TO BE CONTACTED ABOUT THIS APPLICATION		PERSON TO BE CONTACTED IN EVENT OF EMERGENCY	
NAME		NAME	
TITLE	PHONE	DAY PHONE	NIGHT PHONE

DOCUMENTATION TO BE RETURNED WITH THE PERMIT APPLICATION:

<input checked="" type="checkbox"/> PROCESS DESCRIPTION	<input checked="" type="checkbox"/> DESCRIPTION OF PRETREATMENT SYSTEM
<input checked="" type="checkbox"/> WATER BALANCE CALCULATIONS	<input checked="" type="checkbox"/> SELF-MONITORING METHOD
<input checked="" type="checkbox"/> WASTEWATER STRENGTH DATA BASE	<input type="checkbox"/> SPILL PREVENTION AND CONTAINMENT PLAN
<input checked="" type="checkbox"/> SCHEMATIC FLOW DIAGRAM	<input checked="" type="checkbox"/> A LIST OF ALL ENVIRONMENTAL PERMITS (e.g. Air, Hazardous Waste)
<input checked="" type="checkbox"/> BUILDING LAYOUT DIAGRAM	<input checked="" type="checkbox"/> OTHER <u>Site History</u> SPECIFY

**PROVISIONS**

Applicant will comply with the District Wastewater Control Ordinance and all applicable rules and regulations.

Applicant will report to EBMUD, Wastewater Department any changes, permanent or temporary, to the premise or operations that significantly change the quality or volume of the wastewater discharge or deviation from the terms and conditions under which this permit is granted.

**CERTIFICATION**

I have personally examined and am familiar with the information submitted in this document and attachments. To the best of my knowledge the submitted information is true, accurate and complete.

TYPE OR PRINT

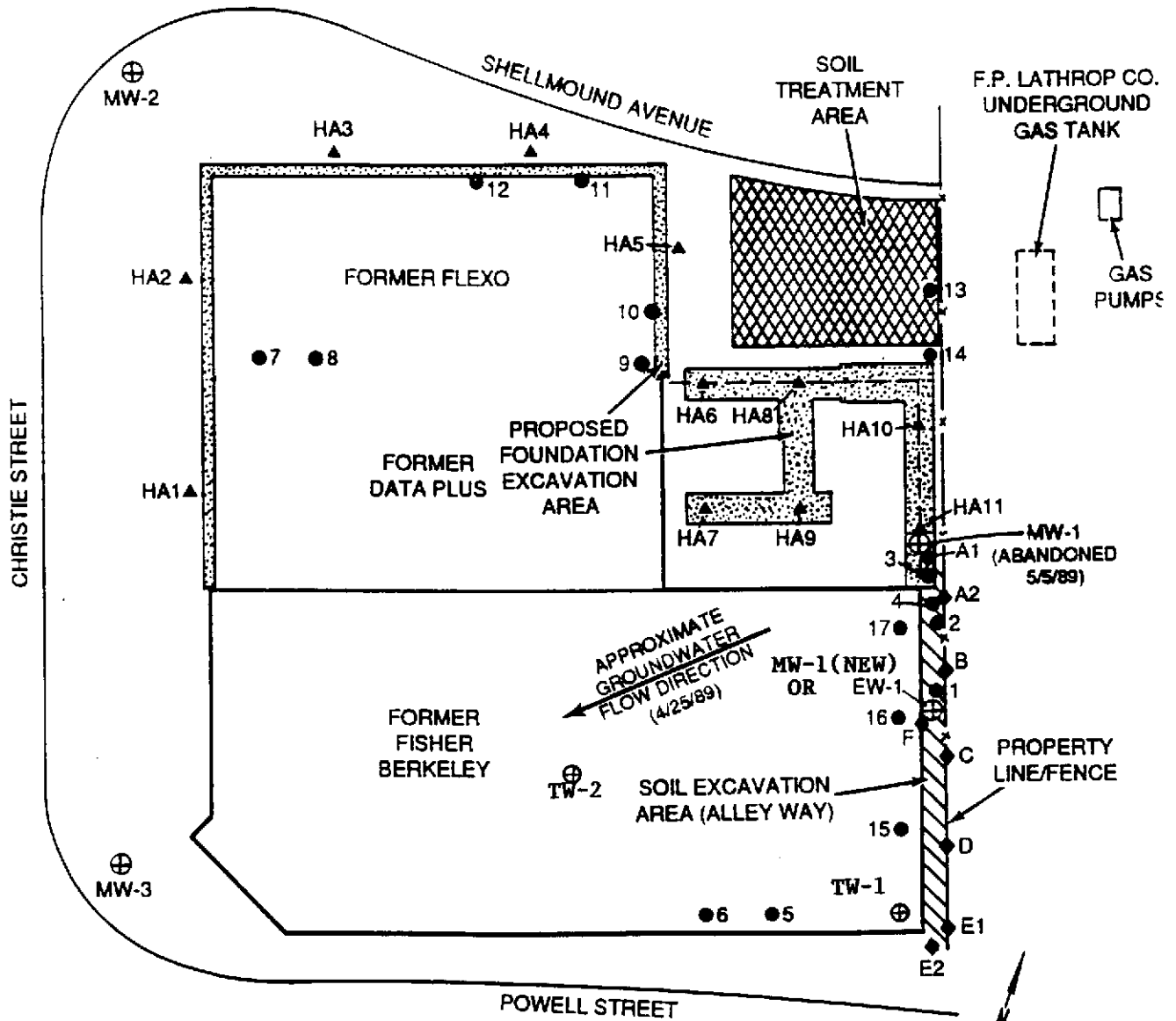
Name \_\_\_\_\_

Title \_\_\_\_\_

SIGNATURE \_\_\_\_\_

DATE \_\_\_\_\_

FIGURE 1  
LOCATION MAP



**LEGEND**

- GIL'S SOIL BORING LOCATION
- ▲ FOUNDATION EXCAVATION SOIL SAMPLE LOCATION
- ◆ EXCAVATION SOIL SAMPLE
- ⊕ WELL

SCALE IN FEET  
(APPROX)



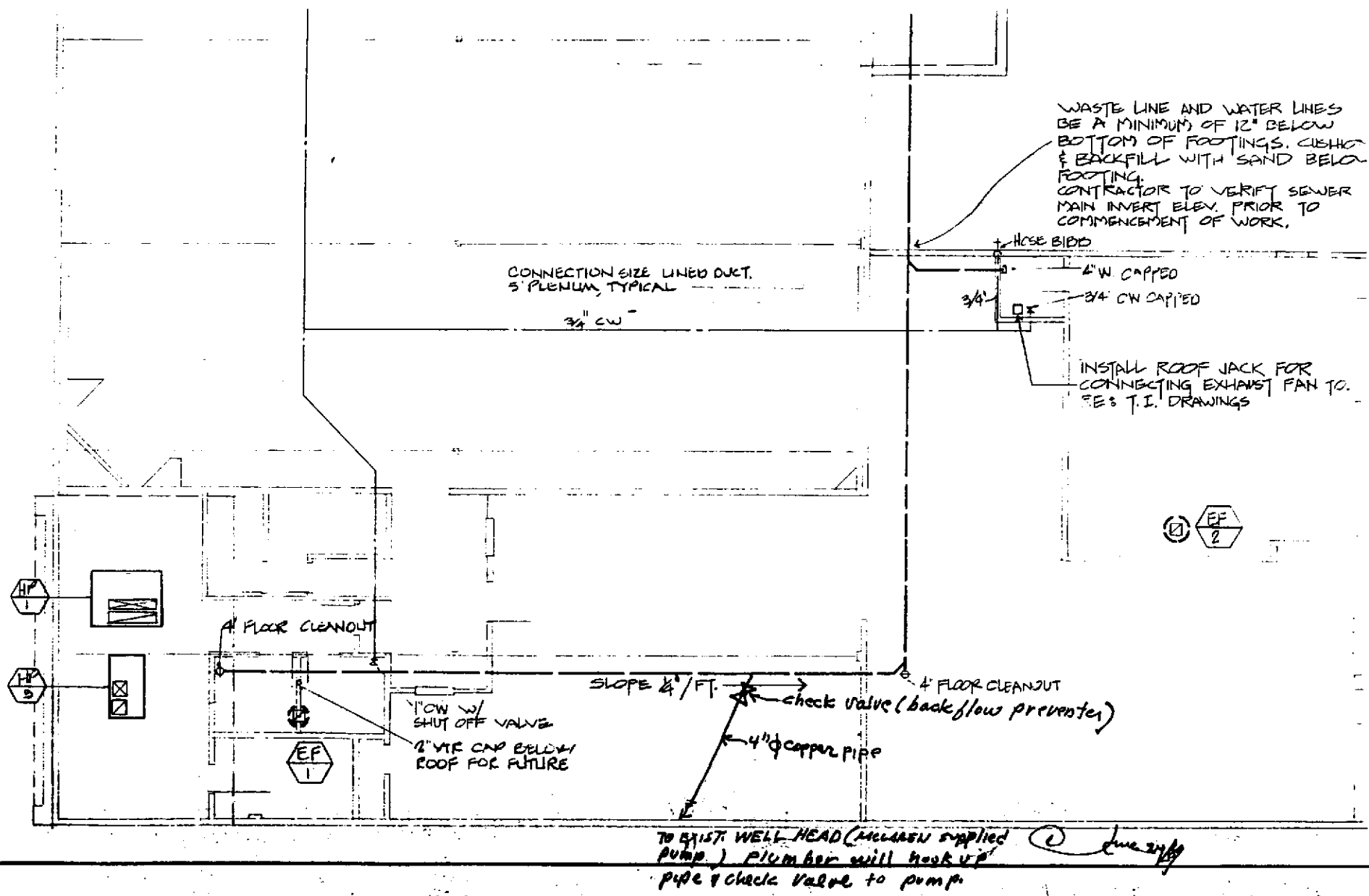


FIGURE 2

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY  
DAVID J. KEARS, Agency Director



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

13 April, 1989

Mr. S.G. Crowley  
1311 63rd Street  
Emeryville, Ca. 94608

Subject: Soil Remediation at 5800 Christie Ave. Emeryville.

Dear Mr. Crowley:

Thank you for the fee deposit check, remediation action and site safety plans submitted to our office concerning the facility listed above. The plans have been reviewed by our staff and approval is granted for their implementation.

If you have any questions concerning this matter, please contact, Dennis Byrne, Hazardous Materials Specialist, at (415) 271-4320.

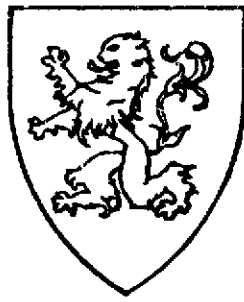
Sincerely,

Rafat A. Shahid, Chief,  
Hazardous Materials Division

RAS:DB

cc; Walter Loo, Principal Geohydrologist  
McLaren Environmental Engineering  
980 Atlantic Avenue  
Suite 100  
Alameda, Ca. 94501

Project # U528898  
Fee Paid \$ 500.00  
Date 4/12/89

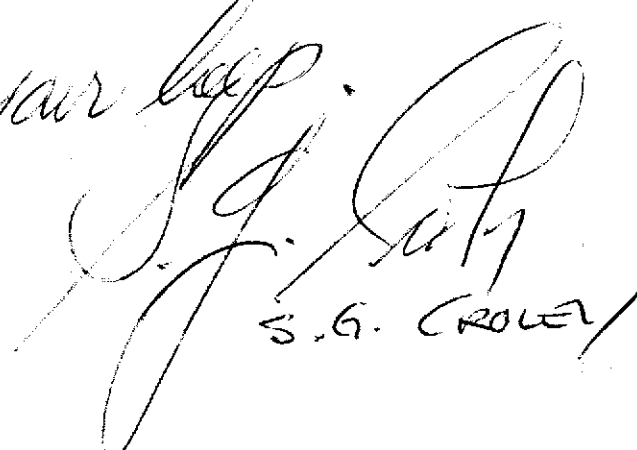


4/20/89  
ALAMEDA COUNTY  
DEPT. OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS

*Croley and Herring Investment Company*

*Alameda County Health Agency  
50 Swan Way #200  
Oakland, Ca*

*attention: Dennis Byrne  
attached is our check #1370  
for \$500.00 covering a deposit  
on anticipated inspection  
service at the address below.*

*Thank you for your help.*  
  
S.G. CROLEY

1311 63rd Street, Emeryville, California 94608

white -env.health  
 yellow -facility  
 pink -files

# ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

## Hazardous Materials Division Inspection Form

Site ID# \_\_\_\_\_ Site Name Fisher Berkeley Today's Date 1/24/89  
 Site Address 5800 Chaistic St EPA ID# \_\_\_\_\_  
 City Emeryville Zip 94 Phone \_\_\_\_\_

MAX Amt. Stored > 500lbs/55g/200cf?  Y  N  
 Hazardous Waste generated per month? \_\_\_\_\_

- Inspection Categories:**
- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
  - II. Business Plans, Acute Hazardous Materials
  - III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

**IA GENERATOR (Title 22)**

- |                                  |                                 |         |
|----------------------------------|---------------------------------|---------|
| ___                              | 1. Waste ID                     | * 66471 |
| ___                              | 2. EPA ID                       | 66472   |
| ___                              | 3. > 90 days                    | 66508   |
| ___                              | 4. Label dates                  | 66508   |
| ___                              | 5. Biennial                     | 66493   |
| <hr/>                            |                                 |         |
| Manifest                         | ___ 6. Records                  | 66492   |
|                                  | ___ 7. Correct                  | 66484   |
|                                  | ___ 8. Copy sent                | 66492   |
|                                  | ___ 9. Exception                | 66484   |
|                                  | ___ 10. Copies Rec'd            | 66492   |
| <hr/>                            |                                 |         |
| Misc.                            | ___ 11. Treatment               | 66371   |
|                                  | ___ 12. On-site Disp. (H.S.&C.) | 26189.5 |
|                                  | ___ 13. Ex Haz. Waste           | 66570   |
| <hr/>                            |                                 |         |
| Prevention                       | ___ 14. Communications          | 67121   |
|                                  | ___ 15. Aisle Space             | 67124   |
|                                  | ___ 16. Local Authority         | 67126   |
|                                  | ___ 17. Maintenance             | 67120   |
|                                  | ___ 18. Training                | 67105   |
| <hr/>                            |                                 |         |
| Contingency                      | ___ 19. Prepared                | 67140   |
|                                  | ___ 20. Name List               | 67141   |
|                                  | ___ 21. Copies                  | 67141   |
|                                  | ___ 22. Emg. Coord. Trng.       | 67144   |
| <hr/>                            |                                 |         |
| Containers, Tanks                | ___ 23. Condition               | 67241   |
|                                  | ___ 24. Compatibility           | 67242   |
|                                  | ___ 25. Maintenance             | 67243   |
|                                  | ___ 26. Inspection              | 67244   |
|                                  | ___ 27. Buffer Zone             | 67246   |
|                                  | ___ 28. Tank Inspection         | 67259   |
|                                  | ___ 29. Containment             | 67245   |
|                                  | ___ 30. Safe Storage            | 67261   |
|                                  | ___ 31. Freeboard               | 67257   |
| <hr/>                            |                                 |         |
| <b>IB TRANSPORTER (Title 22)</b> |                                 |         |
|                                  | ___ 32. Applic./Insurance       | 66428   |
|                                  | ___ 33. Comp. Cert./CHP Insp.   | 66448   |
|                                  | ___ 34. Containers              | 66465   |
| <hr/>                            |                                 |         |
| Manifest                         | ___ 35. Vehicles                | 66465   |
|                                  | ___ 36. EPA ID #s               | 66531   |
|                                  | ___ 37. Correct                 | 66541   |
|                                  | ___ 38. HW Delivery             | 66543   |
|                                  | ___ 39. Records                 | 66544   |
| <hr/>                            |                                 |         |
| Cont'rs                          | ___ 40. Name/ Covers            | 66545   |
|                                  | ___ 41. Recyclables             | 66800   |

**Comments:**

close out inspection

Exterior and all rooms within the building were examined with the exception of the locked president's office.

No hazardous waste/material was found on the premises.

New location 835-7575  
 955 3rd Oakland 94607  
 (111 Myrtle St as per Post office)

Contact: \_\_\_\_\_

Title: \_\_\_\_\_  
 Signature: [Signature]

Inspector: [Signature]  
 Signature: \_\_\_\_\_

white -env.health  
 yellow -facility  
 pink -files

# ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200  
 Oakland, CA 94621  
 (415) 271-4320

## Hazardous Materials Division Inspection Form

Site ID# 334 Site Name Fisher Berkeley Today's Date 11/4/88  
 Site Address 5800 Christie Ave EPA ID# \_\_\_\_\_  
 City Emeryville Zip 94608 Phone 655-9695

MAX Amt. Stored > 500lbs/55g/200cf?  Y  N  
 Hazardous Waste generated per month?  
less than 1 gallon / month

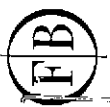
- Inspection Categories:**
- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
  - II. Business Plans, Acute Hazardous Materials
  - III. Underground Tanks

The marked items represent violations of the Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

**IA GENERATOR (Title 22)**

- 1. Waste ID
- 2. EPA ID
- 3. > 90 days

Wood J.L. Wymond  
SENIOR VICE PRESIDENT



FISHER BERKELEY CORPORATION  
 POWELL & CHRISTIE, EMERYVILLE, CALIFORNIA (415) 655-9696

- \* 66471
- 66472
- 66508
- 66508
- 66493
- 66492
- 66484
- 66492
- 66484
- 66492
- 66371
- 26189.5
- 66570
- 57121
- 57124
- 57126
- 57120
- 57105
- 67140
- 57141
- 57141
- 57144
- 57241
- 57242
- 57243
- 57244
- 57246
- 57259
- 57245
- 57261
- 57257
- 66428
- 66448
- 66465
- 66465
- 66531
- 66541
- 66543
- 66544
- 66545
- 66800

**Comments:**

Electronics Manufacturing

one drum Trichloroethane used for degreasing - small quantity of sludge generated by degreaser 5 drums / 4 years 6 drums utilized / year.

one drum of paint stripper (Oakite Stripper 156) 75% methylene chloride, stored outdoors on 2' pedestal - securing + containment required Twelve gallons of waste Ferric chloride requires disposal - 1 container unlabeled and no secondary containment present

250 lbs of acetylene utilized over a year - long period

EPA ID # will be required for disposal of accumulated waste

Moving to 3rd + Marple in late December

- 32. Applic./Insurance
- 33. Comp. Cert./CHP Insp.
- 34. Containers
- 35. Vehicles
- 36. EPA ID #s
- 37. Correct
- 38. HW Delivery
- 39. Records
- 40. Name/ Covers
- 41. Recyclables

Rev 6/88

Contact: \_\_\_\_\_  
 Title: Purchasing Agent  
 Signature: [Signature]

Inspector: D Byrne  
 Signature: [Signature]



ALAMEDA COUNTY  
HEALTH CARE SERVICES  
AGENCY

CARL N. LESTER, Agency Director



470-27th Street, Third Floor  
Oakland, California 94612  
(415) 874-7237

HAZARDOUS WASTE GENERATOR  
INSPECTION AND COMPLIANCE REPORT

EPA I.D. # \_\_\_\_\_

DATE 2-14-86

GENERATOR NAME/ADDRESS \_\_\_\_\_

CONTACT PERSON Dennis Means

Fisher Berkeley Corp.  
5800 Christie Ave.  
Emeryville 94608 CT4251

PHONE NUMBER 655-9696

PERSONS PRESENT Dennis Means

AVERAGE GENERATION RATE (MONTHLY) \_\_\_\_\_

OBSERVATIONS: 12 gal. waste Ferric chloride must be  
disposed of as hazardous waste. Manifests must  
be kept for 3 years,  
vapor degreaser (trichloroethane) sludge must be  
disposed of as hazardous waste.  
Label waste drum "hazardous waste". Relocated to  
secure area inside.  
Also have 5 gal cans of paint thinner, solvent.  
Need an EPA I.D. #

Samples Taken<sup>1</sup>: Yes  No  Plan of correction necessary: Yes  Due Date \_\_\_\_\_ No

Authorized Representative of Firm:

Name Dennis Means

Title Purchasing Agent

Signature Dennis Means

Date 2-14-86

Authorized Representative of Alameda County:

Name Thomas Peacock

Phone Number 874-7237

Signature Thomas Peacock

Date 2-14-86

<sup>1</sup>All samples will be taken in accordance with Section 25185, California Administrative Code, Division 20, Chapter 6.5

1. EPA ID: \_\_\_\_\_ 3. RCRA FACILITY:  4. FACILITY: \_\_\_\_\_  
 / / Major TSD  Generator  
 / / Non-Major TSD / / Trans  
 / / Other  
 2. HANDLER NAME: Fisher Berkeley Corp.  
5800 Christie Ave. Emeryville 94608 CT 4251  
 5. DATE OF INITIAL EVALUATION WHICH IS THE BASIS FOR THIS REPORT: 2/14/86 5a. RESPONSIBLE AGENCY: S = State (DHS / SWRCB)  
 B = Contractor/State  (County)

6. TYPE OF EVALUATION COVERED BY THIS REPORT: (circle all that apply)

1 = Evaluation Inspection (annual/ISD)	6 = Citizen Complaint
2 = Sampling inspection	7 = Part B Call In
3 = Record Review	8 = Withdrawal Candidate
4 = Ground Water Monitoring Evaluation	9 = Closed Facility
5 = Follow Up	0 = General
	A = Meetings

(Others)

7. DATE OF EVALUATION COVERED BY THIS REPORT (enter only if different from 5):   /  /  

8. VIOLATIONS:

Class of violation	Area of Violation						Other	Comments
	GWM	CL/PC	Fin. Res	Pt. B	Compl. Sch	Manifest		
I								HW containers not labeled, stored properly.
II							1-X	

9. ENFORCEMENT ACTIONS:

Class	Area of Violation	Type (use code)	Date Action Taken	Compliance Dates		Penalty		Agcy (code)
				Scheduled	Actual	Assessed	Collected	
II	other	10	2-14-86					

Comments: \_\_\_\_\_

FACILITY NAME \_\_\_\_\_

N<sup>o</sup> 1051 S

SECTION #	GENERATOR INSPECTION CHECKLIST		In Compliance?		
	CAC <sup>2</sup>	40 CFR <sup>3</sup>	Yes	No	N/A
<u>HAZARDOUS WASTE DETERMINATION</u>					
66505 (a,b)	262 .11	Hazardous waste determination made for all waste	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>HAZARDOUS WASTE FACILITY</u>					
25123 3	262.34 (a)(1)	Generator <u>does not</u> store waste on-site for more than 90 days	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66370		Generator <u>does not</u> treat waste on-site	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66370		Generator <u>does not</u> dispose of waste on-site	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>MANIFEST</u>					
66475	262 .20	Applicable sections accurately completed for all waste transported off-site	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66475 (a-f)	262 .21&.23	The following is on all manifests:			
		Manifest document number	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Name, mailing address, phone #, EPA ID # of Generator	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Name, EPA ID # of Transporter(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Name, address, EPA ID # of designated/alternative facility	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		DOT description of waste(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Total quantity of waste(s) and type/# containers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Certification statement/Required signatures	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66475 (g)		Properly completed copies submitted monthly to DOHS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>DEPOSITION OF WASTE</u>					
66505 (c)		Hazardous waste taken only to a State approved facility	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>EXTREMELY HAZARDOUS WASTE</u>					
66570 (a,b)		Extremely hazardous waste not handled/disposed of without permit	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66570 (d)		No deviation from DOHS approved handling/disposal methods	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>USE AND MANAGEMENT OF CONTAINERS</u>					
66500 (c)	265 .172	Containers are compatible with waste in them	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

SECTION #	GENERATOR INSPECTION CHECKLIST		In Compliance?		
	CAC <sup>2</sup>	40 CFR <sup>3</sup>	Yes	No	N/A
-2-					
66500 (a)	265 .176	Contact/mixing of incompatibles does not occur	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66500 (b)	265 .176	Incompatibles are stored/protected in separate containers	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>TANKS</u>					
66500 (b)	265 .199	Incompatibles are stored/protected in separate tanks	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>ACCUMULATION TIME</u>					
25123 3	262.34 (a)(1)	All waste moved off-site within 90 days of accumulation commencement to approved facility	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>RECORDKEEPING AND REPORTING</u>					
25342		Submittal of Annual Report to Board of Equilization	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>UNDERGROUND TANKS INFORMATIONAL SURVEY</u>					
Does generator have underground tanks containing:					
Hazardous materials?					
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hazardous waste?					
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Does generator have leak detection system for underground tanks?					
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>KEY TO GENERATOR INSPECTION CHECKLIST</u>					
1H&S - Health and Safety Code, Division 20, Chapter 6.5					
2CAC - California Administrative Code, Title 22, Division 4, Chapter 30					
340 CFR - Code of Federal Regulations, Part 40					

Inspection date: \_\_\_\_\_

Inspector Time Spent: \_\_\_\_\_

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

CARL N. LESTER, Agency Director



DIVISION OF ENVIRONMENTAL HEALTH  
HAZARDOUS MATERIALS MANAGEMENT UNIT

SECTION A  
MASTER FILE RECORD

ST ID 334

470-27th Street, Third Floor  
Oakland, California 94612  
(415) 874-7237

A1. ESTABLISHMENT NAME

FIISIHEIRI IBIEIRIKELIEIYI ICIOIRPIORIAITIIOINI 11  
7 36

A2. MAILING ADDRESS  
STREET NUMBER

STREET DIRECTION  
(N,S,E,W,ETC.)

STREET NAME OR P.O. BOX NUMBER

51810101 1111 44 11 45 46 47 CHRISTITIEI IAVIEI 11111111 66

CITY

STATE

ZIP CODE

BLDG/PLANT NO

EMERIVITILIEI 111111 81 CIA 82 83 91416108 84 88 1111 93 96

A3. ESTABLISHMENT PHONE

A4. CONTACT PERSON

6151519161916 97 103 DIENINISI IMELAINSI 11111111 104 123

A5. ESTABLISHMENT ADDRESS (IF DIFFERENT FROM MAILING ADDRESS)

STREET NUMBER STREET DIRECTION (N,S,E,W,ETC.) STREET NAME  
7 14 15 16 17 36

CITY

STATE

ZIP CODE

BLDG/PLANT NO

37 51 52 53 54 58 63 66

A6. OWNER NAME

A7. OWNER PHONE

CIORPIORIAITIIOINI 11111111 67 86 87 96

A8. NAME OF PREVIOUS OWNER

A9. DATE YOU STARTED OR ASSUMED BUSINESS

97 116 117 122

A10. SIC 1

A11. TOTAL NUMBER OF EMPLOYEES

52 99 8 11 11317

A12. DO YOU HAVE PERMITS FOR ANY OF THE FOLLOWING:

- |                                        |                                                                  |                                      |                                                                  |
|----------------------------------------|------------------------------------------------------------------|--------------------------------------|------------------------------------------------------------------|
| AIR POLLUTION CONTROL DISTRICT         | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N | HAZARDOUS WASTE HAULER REGISTRATION  | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N |
| SEWER DISTRICT (FOR INDUSTRIAL WASTES) | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N | REGIONAL WATER QUALITY CONTROL BOARD | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N |
| HAZARDOUS WASTE FACILITY               | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N |                                      |                                                                  |

SECTION B

UNDERGROUND TANKS CONTAINING HAZARDOUS SUBSTANCES

Identify the type, number and total volume of underground tanks in your firm.

B1. Type	B2. No. of Tanks	B3. Total Volume/Gals.
1. Tank	<input type="text" value="0"/>	<input type="text" value="0"/>
2. Sump	<input type="text" value="0"/>	<input type="text" value="0"/>
3. Lagoon, pit or pond	<input type="text" value="0"/>	<input type="text" value="0"/>
4. Other	<input type="text" value="0"/>	<input type="text" value="0"/>

SECTION C  
HAZARDOUS SUBSTANCES

C1. Please check if any of the following categories of hazardous substances is used or handled by your firm:

TOXIC  CORROSIVE   
FLAMMABLE OR IGNITABLE  REACTIVE

C2. Please check the attached list for any of the chemical substances you receive, store, mix, treat, formulate, generate, manufacture, transport or dispose of, and enter each by the number identified on the list in the spaces below:

Sample:

11311	13142	131916	17143				

CERTIFICATION

I hereby certify that the information on this form is to the best of my knowledge, true and complete

Dennis F. Means  
Signature  
Purchasing Agent  
Title

Dennis F. Means  
Typed or Printed Name  
5/20/85  
Date

Please return completed form to:

Alameda County Division of Environmental Health  
470-27th Street, Room 322  
Oakland, CA 94612  
(415) 874-7237