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Alameda County
APR 11 2003
Environmental Health

April 9, 2003

Amir K. Gholami, REHS
Alameda County Health Care Services
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Fax and Mail
337.9335

RE: 2515 Blanding Ave., Alameda, California
RO0002513

Dear Amir:

Redoubling my concern that your offices have not given ample consideration of the possible alternatives to demanding that my clients incur the cost of a consultant, I am now in receipt of your letter of April 4, 2003 calling for a Work Plan (copy enclosed). Yesterday I sent you information concerning the tank on the adjacent property. My client's analysis of our tank having been dormant for over 50 years and thus what is the likelihood of the high reading unless impacted by that adjacent tank appears to be lost on your office. So much so that you apparently wish to ignore the issue altogether. It is not in the public interest nor does it reflect due process to ignore what well may be the PRIMARY source of this contamination.

Please take the time to review this matter and communicate. Per your request I also enclose a copy of the January 10, 2003 Golden Gate Report.

Very truly yours,



Robert K. Lane

RKL:bl

ccc by fax

cc: Janet Koike
c/o Myra Mitzman: Fax 338.0202
Dean Treadway by fax 834.9158
cc: Donna Drogos, County Health Supervisor

[401] No items present.

**ALAMEDA COUNTY
HEALTH CARE SERVICES**

AGENCY

DAVID J. KEARS, Agency Director



April 4, 2003

RO0002513

Mr. Wilfred Garfinkle
2938 Northwood Dr
Alameda, CA 94501

Re: Fuel Leak Investigation, Site No. RO0002513, Clamp Swing, 2515 Blanding Ave.,
Alameda, CA 94501

Dear Mr. Garfinkle:

Alameda County Environmental Health (ACEH) staff reported a release from your former gasoline underground storage tank (UST) system removed from your property on September 12, 2002. This office subsequently listed the subject site on our database of fuel leak sites. Our office acts as the lead agency to oversee the investigation and cleanup of petroleum hydrocarbon releases. We have recently reviewed the information in our file and determined that up to 1,450 ppm TPHG, 105 ppm TPHD were left in place in soil, up to 8,910 ppb TPHG and 22,000 ppb TPHD were detected in groundwater, petroleum odors were noted from the tank excavation, and that a soil and groundwater investigation is necessary at this site to progress toward case closure.

Please define the extent of soil and groundwater at your site. This type of investigation usually involves drilling one or more soil borings and collecting soil samples for chemical analyses. Groundwater monitoring wells may be needed and groundwater sampled to properly characterize groundwater contamination. Other options for additional investigation may be appropriate to define contamination at your site.

Please submit a work plan detailing your proposal to define the extent of soil and groundwater contamination by May 4, 2003. This report is being requested pursuant to the Regional Water Quality Control Board's (Regional Board) authority under Section 13267 of the California Water Code.

REQUEST FOR INFORMATION

ACEH's files for the subject site contains one report documenting UST removal activities, dated September 27, 2002, prepared by Golden Gate Tank Removal, Inc. It appears that additional work was performed at this site however; report(s) documenting this work have not been submitted to us. We request that you submit copies of any other reports you have documenting additional investigation activities or other work related to this UST system/site by May 4, 2003.

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

AB 681 (MACHADO) CHAPTER 255, STATUTES OF 1998

AB 681 (Machado) Chapter 255, Statutes of 1998, has made legislative changes to Chapters 6.7 and 6.75 of the Health and Safety Code adding new requirements to landowner notification and participation requirements for fuel leak investigations. These legislative changes require the active or primary responsible party for a fuel leak case to ensure that all current property owners of the site are informed of cleanup actions or requests for closure and to forward to ACEH a complete mailing list of all record fee title holders to the site so that we can ensure that they are listed as responsible parties and kept informed about cleanup and closure decisions.

Additionally, the primary or active responsible party must certify in writing that the notification requirement of Health and Safety Code, Section 25297.15, has been met and provide a mailing list of all record fee title owners to the local agency. This certification shall be included with a perjury statement in the cover letter transmitting reports, work plans, and requests for closure.

UST CLEANUP FUND

Please be advised that you might be eligible for reimbursement of the costs of investigation from the California UST Cleanup Fund (Fund). In some cases, a deductible amount may apply. Enclosed is a fact sheet concerning the Fund. If you believe you meet the eligibility requirements, I strongly encourage you to call the Fund for an application.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement follow up. Enforcement follow up may include administrative action or monetary penalties of up to \$10,000 per day for each day of violation of the California Health and Safety Code, Division 20, Chapter 6.75.

Should you have any questions, please do not hesitate to call me at (510) 567-6876.

Sincerely,



Amir K. Gholami, REHS
Hazardous Materials Specialist

Enclosure: USTCF Fact Sheet

C: Law Office of Robert Lane 3657 Grand Ave, Oakland, 94610

D. Drogos, A. Gholami

Transmittal

To: Ben Garfinkle
Clamp Swing Pricing Co.

From: Tracy Wallace

Date: 01/10/2003

Re: 2515 Blanding



Dear Mr. Garfinkle:

Please find attached the analytical results for the last excavation and groundwater sampling. I have forward this information to Mr. Robert Weston of ACHCSA, (510) 567-6781.

In reviewing the data, unfortunately, I am sure that the ACHCSA will require that the groundwater be monitoring for a period of up to one year prior to giving the case closure status. This work is eligible for reimbursement from the State Water Resources LUFT Fund.

Please call me as soon as possible to discuss at (415) 559-1175

Tracy Wallace
Golden Gate Tank Removal, Inc.

Jan 09 03 01:33p

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North State Labs

CA ELAP# 1753

90 South Spruce Avenue, Suite V • South San Francisco, CA 94080 • (650) 266-4563 • FAX (650) 266-4560

C E R T I F I C A T E O F A N A L Y S I S

Lab Number: 03-0021
 Client: Golden Gate Tank
 Project: 8259/2515 BLANDING ALAMEDA

Date Reported: 01/09/2003

Diesel Range Hydrocarbons by Method CATHF
 Gasoline, BTEX and MTBE by Methods SW8020F

Analyte	Method	Result	Unit	Date Sampled	Date Analyzed
Sample: 03-0021-01 Client ID: 8259-E-6FT 01/03/2003 SO					
Benzene	SW8020F	ND<5	UG/KG		01/08/2003
Ethylbenzene	SW8020F	9	UG/KG		01/08/2003
Gasoline Range Organics	SW8020F	**9160	UG/KG		01/08/2003
Methyl-tert-butyl ether	SW8020F	ND<5	UG/KG		01/08/2003
Toluene	SW8020F	19	UG/KG		01/08/2003
Xylenes	SW8020F	43	UG/KG		01/08/2003
Diesel Fuel #2	CATFH	*105	MG/KG		01/08/2003
Sample: 03-0021-02 Client ID: 8259-N-10FT 01/03/2003 SO					
Benzene	SW8020F	ND<5	UG/KG		01/08/2003
Ethylbenzene	SW8020F	ND<5	UG/KG		01/08/2003
Gasoline Range Organics	SW8020F	ND<500	UG/KG		01/08/2003
Methyl-tert-butyl ether	SW8020F	ND<5	UG/KG		01/08/2003
Toluene	SW8020F	ND<5	UG/KG		01/08/2003
Xylenes	SW8020F	ND<10	UG/KG		01/08/2003
Diesel Fuel #2	CATFH	ND<1	MG/KG		01/08/2003
Sample: 03-0021-03 Client ID: 8259-W 01/03/2003 W					
Benzene	SW8020F	ND<2.5	UG/L		01/09/2003
Ethylbenzene	SW8020F	24.6	UG/L		01/09/2003
Gasoline Range Organics	SW8020F	8910	UG/L		01/09/2003
Methyl-tert-butyl ether	SW8020F	ND<2.5	UG/L		01/09/2003
Toluene	SW8020F	42.5	UG/L		01/09/2003

Does not match: *-diesel, **-gasoline.

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over 1000 ppm

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C E R T I F I C A T E O F A N A L Y S I S

Lab Number: 03-0021
 Client: Golden Gate Tank
 Project: 8259/2515 BLANDING ALAMEDA
 Date Reported: 01/09/2003

Diesel Range Hydrocarbons by Method CATFH
 Gasoline, BTEX and MTBE by Methods SW8020F

Analyte	Method	Result	Unit	Date Sampled	Date Analyzed
Sample: 03-0021-03	Client ID: 8259-W			01/03/2003	W
Xylenes	SW8020F	74	UG/L		01/09/2003
Diesel Fuel #2	CATFH	*22.2	MG/L		01/08/2003

Does not match: *-diesel, **-gasoline.

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C E R T I F I C A T E O F A N A L Y S I S

Quality Control/Quality Assurance

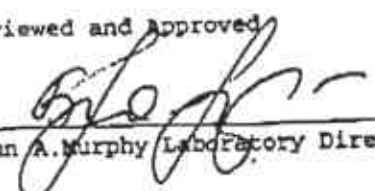
Lab Number: 03-0021
 Client: Golden Gate Tank
 Project: 8259/2515 BLANDING ALAMEDA

Date Reported: 01/09/2003
 Diesel Range Hydrocarbons by Method CATHF
 Gasoline, BTEX and MTBE by Methods SW8020F

Analyte	Method	Reporting Limit	Unit	Blank	Avg MS/MSD Recovery	RPD
Gasoline Range	SW8020F	500	UG/KG	ND	95/94	1
Benzene	SW8020F	5	UG/KG	ND	93/93	0
Toluene	SW8020F	5	UG/KG	ND	95/95	0
Ethylbenzene	SW8020F	5	UG/KG	ND	96/95	1
Xylenes	SW8020F	10	UG/KG	ND	97/97	0
Methyl-tert-butyl	SW8020F	5	UG/KG	ND	88/91	3
Gasoline Range	SW8020F	50	UG/L	ND	95/93	2
Benzene	SW8020F	0.5	UG/L	ND	93/89	4
Toluene	SW8020F	0.5	UG/L	ND	95/91	4
Ethylbenzene	SW8020F	0.5	UG/L	ND	96/92	4
Xylenes	SW8020F	1.0	UG/L	ND	97/94	3
Methyl-tert-butyl	SW8020F	0.5	UG/L	ND	88/86	2
Diesel Fuel #2	CATFH	1	MG/KG	ND	82/80	2
Diesel Fuel #2	CATFH	0.05	MG/L	ND	94/96	2

ELAP Certificate NO:1753

Reviewed and Approved



John A. Murphy Laboratory Director

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Case Narrative

North State Environmental, South San Francisco, CA

Report Date: 01/09/2003
Report Number: 03-0021

Project: 8259/2515 BLANDING
Order #: 03-0021

Two soil and one water samples were analyzed for diesel and gasoline by method 8015M, BTEX and MTBE by method 8021B. No errors occurred during analysis.

Approved by: _____



Date: _____

01/09/03

