

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



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

May 8, 2007

Ms. Janet Heikel
Olympian Oil
1300 San Carlos Road
San Carlos, CA 94070

Mr. Ruben Hausauer
Ruben & Catherine Hausauer Trust
2672 Warwick Place
Hayward, CA 94542

Dear Ms. Heikel and Mr. Hausauer

Subject: Fuel Leak Case Number RO0002516, Olympian #975, 8515 San Leandro Street, Oakland, CA.

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above-referenced site and the document entitled, "Site Assessment Work Plan," dated May 4, 2007 prepare by Conestoga Rover Associates (CRA). The scope of work in the Work Plan proposes the installation of five soil borings. ACEH generally agrees with the proposed scope of work as recommended in the Work Plan, provided the following technical comments are addressed prior to the implementation of the Work Plan.

Based on ACEH staff review of the case file, we request that you address the following technical comments and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to steven.plunkett@acgov.org) prior to the start of field activities.

TECHNICAL COMMENTS

1. **Soil Sampling.** ACEH requests that any interval where staining, odor, or elevated PID readings occur a soil sample is to be collected and submitted for laboratory analysis. If no staining, odor, or elevated PID readings are observed, soil sample are to be collected from each boring at the capillary fringe, where groundwater is first encountered. In addition, we request that one soil sample be collected from the capillary fringe in all soil borings advanced on site. ACEH agrees with the proposed laboratory analysis recommend by CRA. Please present the results from soil sampling in the Soil and Groundwater Investigation Report requested below.
2. **Groundwater Sampling and Analysis.** ACEH agrees with the soil sample analysis as recommended in the Work Plan. Please include results from groundwater sampling in the Soil and Groundwater Investigation Report requested below.

- 3. Hydrogeologic Cross Sections.** We request that you prepare a minimum of two hydrogeologic cross sections for the site. One of the cross sections should extend from soil boring B1 through soil boring SB2. The cross sections are to depict the lateral and vertical extent of soil layers encountered, the location of the tank pit, where groundwater was first encountered in borings and the static water levels, and grab groundwater samples, staining, odor, and analytical results for soil and groundwater samples. Please present the cross sections in the Soil and Groundwater Investigation Report requested below.

TECHNICAL REPORT REQUEST

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

- **June 30, 2007** – Soil and Groundwater Investigation Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

Ms. Heikel and Mr. Hausauer

May 7, 2007

Page 3

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, late reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 383-1767.

Sincerely,



Steven Plunkett
Hazardous Materials Specialist

cc: Ron Scheele
Cambria Environmental Technology, Inc.
5900 Hollis Street, Suite A
Emeryville, Ca 94608

Donna Drogos, ACEH
Steven Plunkett, ACEH
File



**CONESTOGA-ROVERS
& ASSOCIATES**

202516

April 19, 2007

Mr. Steven Plunkett
Alameda County Environmental Health Services
1131 Harbor Bay parkway, Suite 250
Alameda, CA 94502-6577

Alameda County

APR 24 2007

Environmental Health

Re: Extension Request
8515 San Leandro Street,
Oakland, California
Case # RO0002516
Cambria Project # 165-1560

Dear Mr. Plunkett:

On behalf of the Olympian JV, Conestoga-Rovers & Associates Inc. (CRA) requests a deadline extension for submittal of the technical report requested in the agency letter dated March 22, 2007. CRA acquired Cambria Environmental Technology, Inc. on April 2, 2007.

In view of the recent transition, CRA requests an additional 10 business days to submit the technical report and a revised submittal date for the revise *Site Assessment Work Plan* of **May 4, 2007**.

If you have any concerns, please call me at (510) 420-3327.

Sincerely,
Conestogo-Rovers & Associates, Inc.

A handwritten signature in cursive script that reads 'Ron Scheele'.

Ron Scheele, P.G.
Senior Project Geologist

I:\R\Olympian\8515 San Leandro St, Oakland\Correspondence\04-19-07 report ext request.doc

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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

March 22, 2007

Ms. Janet Heikel
Olympian Oil
2000 Alameda de Las Pulgas, Suite 242
San Mateo, CA 94403

Mr. Ruben Hausauer
Ruben & Catherine Hausauer Trust
2672 Warwick Place
Hayward, CA 94542

Dear Ms. Heikel and Mr. Hausauer

Subject: Fuel Leak Case Number RO0002516, Olympian #975, 8515 San Leandro Street, Oakland, CA.

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above-referenced site and the document entitled, "Site Characterization Work Plan," dated September 29, 2006 prepare by TEC Accutite (TEC). ACEH issued an approval letter for the Work Plan in November 2006. Subsequently, an informal request for closure initiated by Cambria Environmental Technology Inc. (Cambria) was submitted to ACEH in December 2006, following our approval of the previously mentioned Work Plan. As a result of the informal closure request and subsequent review by ACEH your report is late and your site is out of compliance with directives from this office. In order for your site to return to compliance, please **submit the previously requested Revised Work Plan by April 20, 2007**. This date is not an extension of your due date, reports for this site are late and your site is out of compliance.

After consideration and review of the informal request for closure presented by Cambria, ACEH has concluded that additional investigation is essential in order to evaluate potential dissolved phase petroleum hydrocarbon contamination associated with the unauthorized release at your site. If groundwater quality data indicate that dissolved phase petroleum hydrocarbon contamination is not a concern at the site, ACEH will move forward with the site closure process. However, if water quality data indicate residual groundwater contamination exists beneath your site, additional work may be required.

Based on ACEH staff review of the case file, we request that you address the following technical comments and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to steven.plunkett@acgov.org) prior to the start of field activities.

TECHNICAL COMMENTS

1. **Grab Groundwater Sample Locations.** To satisfy ACEH requirements for case closure, collection and analysis of additional groundwater samples shall be conducted in the location

of the fuel dispensers and USTs (see Figure 3). The lack of groundwater data near the fuel dispensers, combined with the presence of MtBE in soil collected from soil boring GP-5 demonstrate that grab groundwater sampling is necessary to evaluate the extent of MtBE contamination associated with the unauthorized release from the fuel dispensers. In addition, no grab groundwater sample was collected from soil boring GP-7, where petroleum hydrocarbon contamination was also detected in soil. Furthermore, MtBE was detected in groundwater collected from soil boring GP-1, which is adjacent to the USTs, and may indicate a separate release associated with the USTs. Following additional review of the Work Plan, ACEH has concluded that soil borings SB-4, SB-5 and SB-6 are not needed at this time. However, soil boring SB-1 should be moved adjacent to soil boring GP-5, and thus assess the extent of possible groundwater contamination at this location. Soil samples are to be collected in conjunction with the grab groundwater samples, but placed on laboratory hold pending review of groundwater analytical data. Lastly, soil boring SB-3 should be relocated adjacent to the east side of the UST tank pit. Please prepare a revised work plan for the proposed investigation.

2. **Groundwater Sampling and Analysis.** ACEH requests that all groundwater samples be analyzed for the following constituents: TPHg and TPHd by EPA Method 8015M or 8260, BTEX, EDB, EDC, MtBE, TAME, ETBE, DIPE, TBA and EtOH by EPA Method 8260. Please include results from groundwater sampling in the Soil and Groundwater Investigation Report requested below.
3. **Soil Sampling and Analysis.** Should soil analysis be necessary, all soil samples are to be analyzed for the following constituents: TPHg and TPHd by EPA Method 8015M or 8260, BTEX, EDB, EDC, MtBE, TAME, ETBE, DIPE, TBA and EtOH by EPA Method 8260.

TECHNICAL REPORT REQUEST

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

- **April 20, 2007** – Revised Work Plan
- **June 5, 2007** – Soil and Groundwater Investigation Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10, 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup

programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

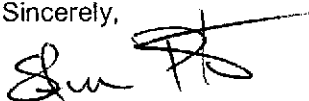
Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 383-1767.

Sincerely,

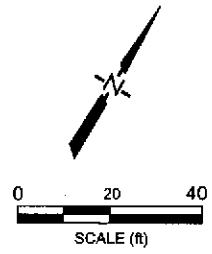
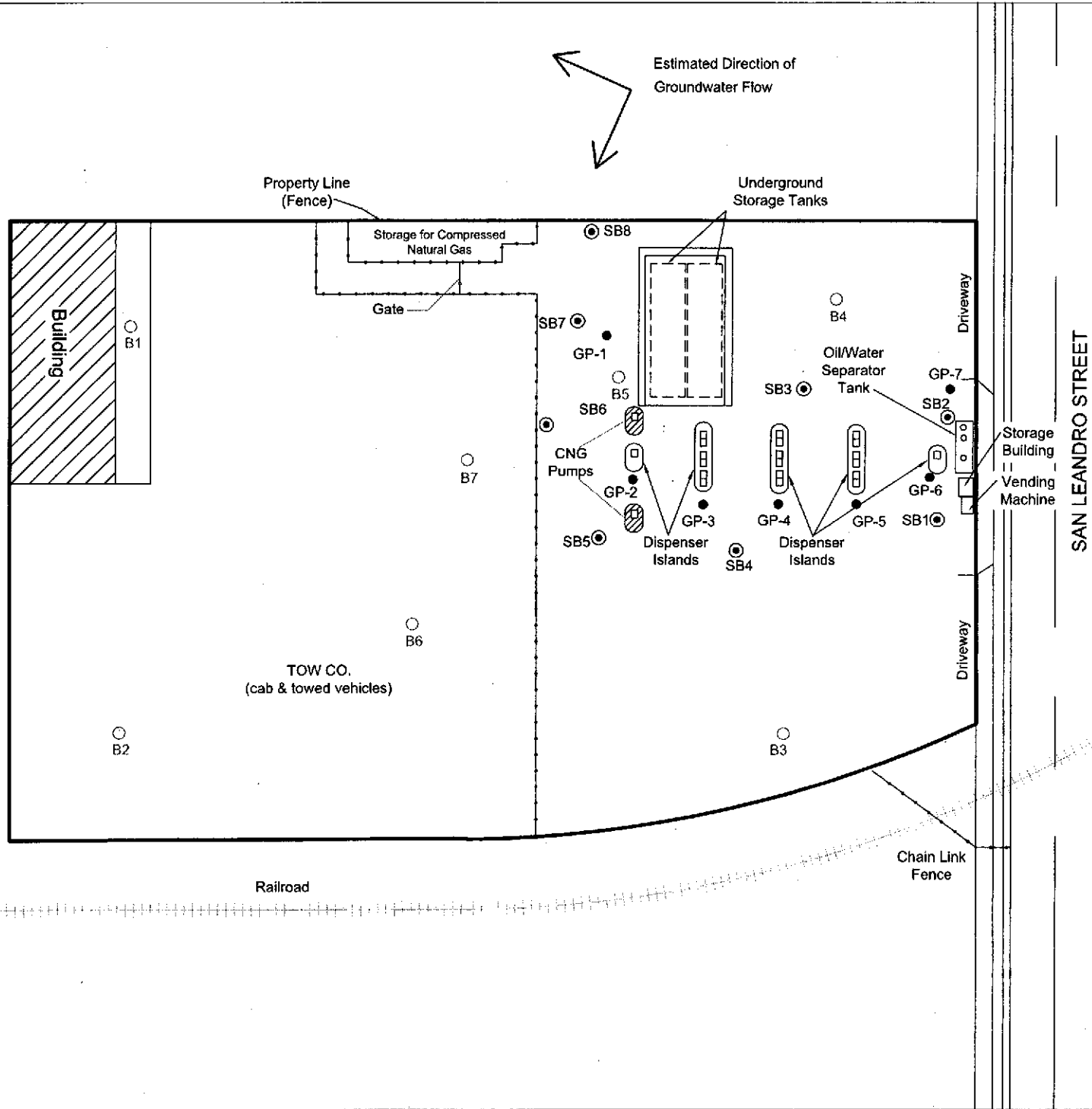


Steven Plunkett
Hazardous Materials Specialist

Ms. Heikel and Mr. Hausauer
March 19, 2007
Page 4

cc: Ron Scheele
Cambria Environmental Technology, Inc.
5900 Hollis Street, Suite A
Emeryville, Ca 94608

Donna Drogos, ACEH
Steven Plunkett, ACEH
File



LEGEND

Locations are estimated.
 Map source:
 Artesian, 1994
 GHH, 2002

- 1994 Borings (B-series)
 B1 by Artesian Environmental
- 2002 Borings (GP-series)
 GP-1 by GHH Engineering
- ⊙ Proposed Boring Locations
 SB5 (SB - series)

CNG = Compressed Natural Gas

SITE

8515 San Leandro Street
 Oakland, California

FIGURE

3

Proposed Sampling Locations

Revision: 2

Date: 09/27/2006

Drafted By: LC

TEC 262 Michelle Court
 So. San Francisco, CA 94080
 Main: (650) 616-1200
 Fax: (650) 616-1244

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



7

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

November 1, 2006

Ms. Janet Heikel
Olympian Oil
2000 Alameda de Las Pulgas, Suite 242
San Mateo, CA 94403

Mr. Ruben Hausauer
Ruben & Catherine Hausauer Trust
2672 Warwick Place
Hayward, CA 94542

Dear Ms. Heikel and Mr. Hausauer

Subject: Fuel Leak Case Number ~~2006-02016~~ Olympian #975, 8515 San Leandro Street,
Oakland, CA. – Work Plan Approval

Alameda County Environmental Health (ACEH) staff has reviewed the fuel leak case file for the above-referenced site and the document entitled, "Site Characterization Work Plan," dated September 29, 2006. The scope of work for the SWI proposes the installation of eight soil borings at the subject site. Soil and grab groundwater sampling will be conducted to determine the lateral and vertical extent of contamination in the vicinity of the USTs and fuel dispenser island. ACEH concurs with the proposed scope of work as stated in the Work Plan.

We request that you perform the proposed work, and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to steven.plunkett@acgov.org) prior to the start of field activities.

TECHNICAL REPORT REQUEST

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

- **January 15, 2007** – Soil and Groundwater Investigation Report

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy and is expected to be used for all public information requests, regulatory review, and

compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

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PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Ms. Heikel and Mr. Hausauer
October 31, 2006
Page 3

If you have any questions, please call me at (510) 383-1767.

Sincerely,



Steven Plunkett
Hazardous Materials Specialist

cc: Ms. Jing Heisler
TEC Accutite
262 Michelle Court
South San Francisco, Ca 94080-620196

Donna Drogos, ACEH
Steven Plunkett, ACEH
File

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



7

August 21, 2006

Ms. Janet Heikel
Olympian Oil
2000 Alameda de Las Pulgas, Suite 242
San Mateo, CA 94403

Mr. Ruben Hausauer
Ruben & Catherine Hausauer Trust
2672 Warwick Place
Hayward, CA 94542

Dear Ms. Heikel and Mr. Hausauer

Subject: Fuel Leak Case Number [REDACTED], Olympian #975, 8515 San Leandro Street,
Oakland, CA.

Alameda County Environmental Health (ACEH) staff have reviewed the case file and the recently submitted "Site Characterization Work Plan," and "Site Conceptual Model" prepared by TEC Accutite (TEC) and dated March 27, 2006 for the above referenced site. ACEH generally agrees with the scope of work as proposed in the Work Plan, but with the following modifications described in the Technical Comments below. Based on our review of the case file we have made the following determination.

ACEH is concerned that the previous investigation did not sufficiently characterize soil and groundwater conditions onsite. Given no soil analytical data has been collected below 5 fbs., ACEH does not consider the site to be adequately characterized. ACEH requests that you prepare a revised Work Plan to define the vertical and horizontal extent of contamination on site. In addition, the projected hydraulic gradient, toward the west and slightly north, as proposed by TEC indicates that should soil and groundwater contamination be an issue, it would be moving off site toward the north-west. Furthermore, no offsite investigation has been performed in order to delineate the extent of possible hydrocarbon contamination down gradient of the site.

Based on ACEH staff review of the case file, we request that you address the following technical comments and send us the reports described below. Please provide 72-hour advance written notification to this office (e-mail preferred to steven.plunkett@acgov.org) prior to the start of field activities.

TECHNICAL COMMENTS

1. **Source Area Characterization.** The Revised Work Plan is to include a scope of work, which should propose characterization of the horizontal and vertical extent of contamination in the source area. ACEH does not agree that the proposed soil boring depth of 15 feet bgs. will adequately characterize the vertical extent of potential petroleum hydrocarbon contamination. ACEH requests that soil borings be extended to a depth that will adequately characterize the vertical extent of potential soil and groundwater contamination. We request that soil borings be continuously cored to assess the lithology and vertical extent of contamination.

ACEH requests soil boring SB6 be moved closer to the northwest corner of the UST location, and one

ENVIRONMENTAL HEALTH SERVICES
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(510) 567-6700
FAX (510) 337-9335

additional soil boring should be added between the property fence line and the UST location to determine if off site plume migration is a concern.

- 2. Characterization of Local Hydrogeology and Groundwater Flow Conditions.** The local hydrogeology and hydraulic gradient have not been sufficiently defined at the site. Therefore, we request that you collect detailed lithologic information using soil borings, direct push sampling, and/or cone penetrometer together with other methods to understand the hydrogeology of your site. We agree with the recommendation that soil borings be logged and cored continuously to define site geology.

ACEH request that you prepare hydrogeologic cross sections and incorporate data from the proposed and existing soil borings into hydrogeologic cross sections that depict the lateral and vertical extent of soil layers encountered, where groundwater was first encountered in borings and the static water levels, screen intervals in the proposed piezometers, observations of free product, staining, odor, and analytical results for soil and groundwater samples. The use of temporary well points (piezometers) to determine the hydraulic gradient is acceptable. However, should the investigation determine that petroleum hydrocarbon contamination is an issue, ACEH will require further investigation including the installation of groundwater monitoring wells to further define the extent of contamination both onsite and offsite. Please present the cross sections and result of the investigation in the Soil and Groundwater Investigation Report requested below.

- 3. Soil Sampling and Analysis.** ACEH requests that one soil sample be collected at the capillary fringe, approximately 2 feet above first groundwater, at distinct changes in lithology and at approximately 10 foot intervals until total depth of the boring is reached. In addition, ACEH requests that soil samples be submitted for laboratory analyses at all depth intervals where staining, odor, or elevated PID readings are observed. If staining, odor, or elevated PID readings are observed over an interval of several feet, a sufficient number of soil samples from this interval should be submitted for laboratory analyses to characterize the contamination within this interval. Additionally, ACEH requests that soil borings be extended to a depth that will adequately characterize the vertical extent of soil and groundwater contamination.
- 4. Soil and Groundwater Analysis.** ACEH concurs that during previous onsite investigations fuel oxygenates were not detected in shallow soil borings. However, given the limited depth of sampling, ACEH requests that all samples soil and groundwater samples collected below 5 feet bgs be analyzed for the following constituents; TPHg and TPHd by EPA Method 8015M or 8260, BTEX, EDB, EDC, MtBE, TAME, ETBE, DIPE, TBA and EtOH by EPA Method 8260. Please include results in the Soil and Groundwater Investigation Report requested below.

TECHNICAL REPORT REQUEST

Please submit technical reports to Alameda County Environmental Health (Attention: Mr. Steven Plunkett), according to the following schedule:

- **September 30, 2006** – Revised Work Plan for Soil and Groundwater Investigation
- **90 days after work plan approval** – Soil and Groundwater Investigation Report

Ms. Heikel and Mr. Hausauer
August 21, 2006
Page 3

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

The Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program ftp site are provided on the attached "Electronic Report Upload (ftp) Instructions." Please do not submit reports as attachments to electronic mail.

Submission of reports to the Alameda County ftp site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. Submission of reports to the Geotracker website does not fulfill the requirement to submit documents to the Alameda County ftp site. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitor wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all necessary reports was required in Geotracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) require that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Ms. Heikel and Mr. Hausauer
August 21, 2006
Page 4

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

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If you have any questions, please contact me at (510) 383-1767.

Sincerely,



Steven Plunkett
Hazardous Materials Specialist
Local Oversight Program

cc: Ms Jing Geisler
TEC Accutite
262 Michelle Court
South San Francisco, Ca 94080-6201

Donna Drogos, ACEH
Steven Plunkett, ACEH
File

TRANSMISSION VERIFICATION REPORT

TIME : 03/07/2006 17:30
 NAME : ALAMEDA COUNTY DEH
 FAX : 5103379335
 TEL : 5105676700
 SER. # : BROK4J137311

DATE, TIME	03/07 17:30
FAX NO. /NAME	16505968944
DURATION	00:00:45
PAGE(S)	03
RESULT	OK
MODE	STANDARD ECM

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



ENVIRONMENTAL HEALTH SERVICES
 ENVIRONMENTAL PROTECTION
 1131 Harbor Bay Parkway

March 6, 2006

Mr. and Mrs. Ruben Hausauer
 672 Warwick Pl
 Hayward, CA 94542-1246

Post-it® Fax Note	7671	Date	3/6/06	# of pages	3
To	JANET HEISLER	From	Amik		
Co./Dept.		Co.	Alameda County		
Phone #		Phone #	510-567-6376		
Fax #	510-5968944	Fax #			

RE: Workplan for Fuel Leak Investigation, Site No. R0002516 Olympic Service Station, 8515 San Leandro Blvd, Oakland, CA 94621

Dear Mr. and Mrs. Hausauer:

Alameda County Environmental Health (ACEH) staff has recently reviewed Draft Site Conceptual Model dated March 6, 2006 along with Site Status document dated January 22, 2004, prepared by Ms. Jing Heisler and Mr. Sami Malaeb of TEC Accutite. As you are aware, proposal for a workplan was submitted to address the contamination detected at the above subject site. We concur with this assessment. However we request that you address the following technical comments, perform the proposed work, and send us the technical reports requested below:

TECHNICAL COMMENTS

As you are aware, I have discussed the proposed work with your consultant. The above proposed work is being prepared in order to further define the horizontal and vertical extent of soil/groundwater contamination. The workplan is approved. Please ensure the following items are addressed as specified below:



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

March 6, 2006

Mr. and Mrs. Ruben Hausauer
672 Warwick Pl
Hayward, CA 94542-1246

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- **Geotracker EDF Submittals** - A review of the case file and the State Water Resources Control Board's (SWRCB) Geotracker website indicate that electronic copies of analytical data have not been submitted for your site. Pursuant to CCR Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the LUFT program, must be transmitted electronically to the SWRCB Geotracker website via the internet. Additionally, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude accurate to within 1-meter accuracy, using NAD 83, and transmitted electronically to the SWRCB Geotracker website. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). In order to remain in regulatory compliance, please upload all analytical data (collected on or after September 1, 2001), to the SWRCB's Geotracker database website in accordance with the above-cited regulation. Please perform the electronic submittals for applicable data and submit verification to this Agency by 3/14/2006.

to this office as discussed.

TECHNICAL REPORT REQUEST

Please submit the following technical reports to Alameda County Department of Environmental Health (Attention: Amir K. Gholami):

April 3, 2006 Workplan

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) now request submission of reports in electronic form. The electronic copy is intended to replace the need for a paper copy and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) Geotracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the Geotracker database over the Internet. Beginning July 1, 2005, electronic submittal of a complete copy of all reports is required in Geotracker (in PDF format). Please visit the State Water Resources Control Board for more information on these requirements (http://www.swrcb.ca.gov/ust/cleanup/electronic_reporting).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 567-6876.

Sincerely,



Amir K. Gholami, REHS
Hazardous Materials Specialist

cc: Ms. Jing Heisler, CHG, TEC Accutite, 35 South Linden Ave., South San Francisco, CA
94080-6407
D. Drogos, A. Gholami

Enclosure: ACEH Electronic Report Upload (ftp) Instructions



Winston H. Hickox
Secretary for
Environmental
Protection

State Water Resources Control Board

Division of Financial Assistance

1001 I Street • Sacramento, California 95814
P.O. Box 944212 • Sacramento, California • 94244-2120
(916) 341-5714 • FAX (916) 341-5806 • www.swrcb.ca.gov/cwphome/ustcf



Gray Davis
Governor

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov.

Olympian
260 Michelle Ct
South San Francisco, CA 94080

April 16, 2003

UNDERGROUND STORAGE TANK CLEANUP FUND (FUND), REQUEST FOR FURTHER DOCUMENTATION DURING INITIAL REVIEW: CLAIM NUMBER 017634; FOR SITE ADDRESS: 8515 SAN LEANDRO ST, OAKLAND

After reviewing your claim application to the Cleanup Fund, we find that the following additional information is needed to determine your eligibility for placement on the Priority List:

Copy of **the first** letter from the local regulatory agency naming you a responsible party and directing you to cleanup the contamination at the subject site.

Claimants who acquire sites after January 1, 1990, must complete the enclosed Claimant Certification of Compliance with Fund Regulations Section 2811(a)(1)-(2) and 2810.1(c) form.

AND

A copy of the permit to own or operate the UST from the local implementing agency dated between January 1, 1984 and January 1, 1990 (pursuant to Chapter 6.7 of the Health and Safety Code).

Claimant is required to provide documentation that all current and prior UST fees due on or after January 1, 1991 imposed by Section 25299.41 of the Health and Safety Code have been paid. If any of the USTs owned or operated had product placed in them on or after January 1, 1991, attach the most recent copy of the UST Fee Return Form filed with the State Board of Equalization with proof of payment (copy of canceled check).

Please advise if Nella Oil purchased the subject site. If so, you will need to update page three on the claim application.

It doesn't appear that the copy of the DE-6 that you submitted is the last quarter. You must submit the last quarter of the DE-6 from the date of your claim application.

NOTE: Failure to respond to this request within thirty (30) calendar days from the date of this letter may result in an ineligibility determination of your claim.

If you have any questions, please contact me at (916) 341-5714.

Sincerely,

Shari Knieriem

Shari Knieriem
Claims Review Unit
Underground Storage Tank Cleanup Fund

California Environmental Protection Agency

Olympian

-2-

cc: Mr. Steve Morse
RWQCB, Region 2
1515 Clay Street, Ste. 1400
Oakland, CA 94612

Ms. Donna Drogos
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



State of Water Resources Control Board
Underground Storage Tank Cleanup Fund (Fund)

Claimant Certification of Compliance with Fund Regulations, Sections 2811(1)-(2) and Health & Safety Code, Section 25299.54, subdivision (h)

Claimant Name: **OLYMPIAN**

Claim No.: **017634**

The following eligibility requirements must be satisfied prior to the placement of your claim on the Priority List. The eligibility requirements are contained in Chapter 6.75 of the California Health and Safety Code and the Fund Regulations (California Code of Regulations, Title 23, Division 3, Chapter 18.)

I. You must have complied with the permitting requirements of Chapter 6.7 (commencing with Section 25280) of the H&SC. (Fund Regulations Section 2811, subdivision. (a)(1)-(2).)

When did you acquire the site that is the subject of this claim? (if filing as an underground storage tank operator, when did you begin operation?) _____

When and how did you become aware of the underground storage tank(s) that is the subject of this claim?

When and how did you first become aware of the requirement to obtain a permit for the subject underground storage tank(s)? _____

When did you first obtain a permit (either to own/operate or to remove) for the subject underground storage tank(s)? _____

Have you renewed your underground storage tank(s) permits, as required, from the date you first obtained a permit to the present time (or until the tank(s) removal)? _____

If no, please explain. _____

II. You must have complied with H&SC, Section 25299.54, subdivision (h). (Fund Regulations, Section 2810.1(c))

I understand that pursuant to Section 25299.54 (h) (1) of the H&SC, if I acquired the subject site on which an underground storage tank or residential tank was situated, I am not eligible for reimbursement of costs associated with an occurrence that commenced before I acquired the site if the following two conditions existed: (1) I knew of, or in exercise of reasonable diligence would have discovered, the underground storage tank(s) or residential tank(s); and (2) any person who owned the site or owned or operated an underground storage tank or residential tank at the site during or after the occurrence and prior to my acquisition would not have been eligible for reimbursement for the Fund. However, Section 25299.54(h) (2) further provides that despite the ineligibility of a previous owner or operator, an otherwise eligible claimant may be reimbursed if the claimant is not and never has been an affiliate of any person whose act or omission caused or would cause ineligibility for the Fund. One or both of the conditions listed in Section 25299.54, subdivision (h)(1) are not present or I am not now, and was not in the past, an affiliate of any person whose act or omission caused or would cause ineligibility for the Fund for this occurrence. Therefore, Section 25299.54 (h) of the H&SC does not preclude my eligibility for the Fund. (Note: To assess the previous owner or operator's eligibility [compliance with permit requirements and corrective action requirements], you can review records at the local underground storage tank permitting agency and at the lead agency providing oversight of the corrective action.)

As the undersigned claimant to the Fund, I hereby declare under penalty of perjury that all of the information I have provided in this form is true and correct to the best of my knowledge and belief. I certify that I am not now, nor

have I been in the past, an affiliate of any person whose act or omission caused or would cause ineligibility for the Fund for this occurrence. I understand that my claim may be removed from the Priority List if it is later discovered that any of the information contained herein, or in the claim application or other documents submitted to the Fund, has been misrepresented.

Claimant Signature

Date

Claimant Signature

Date

✓ R02516 ✓

March 13, 2003

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

**SUBJECT: CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR 8515
SAN LEANDRO ST., OAKLAND, CA**

Dear Mr. Gholami:

Pursuant to your letter dated March 4, 2003, and in accordance with section 25297.15(a) of Chapter 6.7 of the Health & Safety Code, I, Ruben Hausauer, certify that I am the sole landowner for the above site.

Sincerely,



Ruben Hausauer

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



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

March 4, 2003

RO0002516

Mr. and Mrs. Ruben Hausauer
672 Warwick Pl
Hayward, CA 94542-1246

RE: Olympic Service Station, 8515 San Leandro Blvd, Oakland, CA
94621

LANDOWNER NOTIFICATION AND PARTICIPATION REQUIREMENTS

Dear Mr. and Mrs. Ruben Hausauer:

This letter is to inform you of new legislative requirements pertaining to cleanup and closure of sites where an unauthorized release of hazardous substance, including petroleum, has occurred from an underground storage tank (UST). Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code requires the primary or active responsible party to notify all current record owners of fee title to the site of: 1) a site cleanup proposal, 2) a site closure proposal, 3) a local agency intention to make a determination that no further action is required, and 4) a local agency intention to issue a closure letter. Section 25297.15(b) requires the local agency to take all reasonable steps to accommodate responsible landowners' participation in the cleanup or site closure process and to consider their input and recommendations.

For purposes of implementing these sections, you have been identified as the primary or active responsible party. Please provide to this agency, within twenty (20) calendar days of receipt of this notice, a complete mailing list of all current record owners of fee title to the site. You may use the enclosed "list of landowners" form (sample letter 2) as a template to comply with this requirement. If the list of current record owners of fee title to the site changes, you must notify the local agency of the change within 20 calendar days from when you are notified of the change.

If you are the sole landowner, please indicate that on the landowner list form. The following notice requirements do not apply to responsible parties who are the sole landowner for the site.

LANDOWNER NOTIFICATION

Re: 8515 San Leandro Blvd, Oakland

March 4, 2003

Page 2 of 2

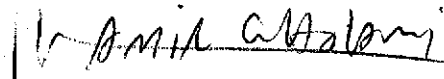
In accordance with Section 25297.15(a) of Ch. 6.7 of the Health & Safety Code, you must certify to the local agency that all current record owners of fee title to the site have been informed of the proposed action before the local agency may do any of the following:

- 1) consider a cleanup proposal (corrective action plan)
- 2) consider a site closure proposal
- 3) make a determination that no further action is required
- 4) issue a closure letter

You may use the enclosed "notice of proposed action" form (sample letter 3) as a template to comply with this requirement. Before approving a cleanup proposal or site closure proposal, determining that no further action is required, or issuing a closure letter, the local agency will take all reasonable steps necessary to accommodate responsible landowner participation in the cleanup and site closure process and will consider all input and recommendations from any responsible landowner.

Please call me at (510) 567-6876 if you have any questions about the content of this letter.

Sincerely,



Amir K. Gholami, REHS
Hazardous Materials Specialist

cc: Reger Breweer, RWQCB

Attachments: Sample letter 2 and Sample letter 3, which must be filled out by the Responsible Party and mailed to Alameda County.

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

"List of Landowners" form
(Sample Letter 2)

**SUBJECT: CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR (Site
name and address)
(to be filled in by the primary responsible party and mailed to
Alameda County)**

(Note: Fill out item 1 if there are multiple site landowners. If
you are the sole site landowner, skip item 1 and fill out item 2)

1. In accordance with section 25297.15(a) of Chapter 6.7 of
the Health & Safety Code, I, (name of primary responsible
party), certify that the following is a complete list of
current record fee title owners and their mailing addresses
for the above site:

2. In accordance with section 25297.15(a) of Chapter 6.7 of
the Health & Safety Code, I, (name of primary responsible
party), certify that I am the sole landowner for the above
site.

Sincerely,

Signature of primary responsible party

Name of primary responsible party

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

**"Notice of Proposed Action" form
(Sample Letter 3)**

SUBJECT: NOTICE OF PROPOSED ACTION SUBMITTED TO LOCAL AGENCY FOR
(site name and address)
**(to be filled in by the primary responsible party and mailed to
Alameda county)**

In accordance with section 25297,15(a) of Chapter 6.7 of the
Health & Safety Code, I, *(name of primary responsible party)*,
certify that I have notified all responsible landowners of the
enclosed proposed action. Check space for applicable proposed
action(s):

- cleanup proposal (corrective action plan)
- site closure proposal
- local agency intention to make a determination that no
further action is required
- local agency intention to issue a closure letter

Sincerely,

Signature of primary responsible party

Name of primary responsible party

cc: Names and addresses of all record fee title owners

ALAMEDA COUNTY - DEPARTMENT OF ENVIRONMENTAL PROTECTION
HAZARDOUS MATERIALS DIVISION

February 24, 2003

LIST OF RESPONSIBLE PARTIES FOR

SITE

Record ID: R00002516
Olympian Oil
8515 San Leandro Blvd
Oakland, CA 94621

Date First Reported 06/03/02
Substance: Gasoline
Petroleum (X) Yes
Source: F

Ruben & Cathrine Hausauer Trs
c/o Ruben Hausauer
2672 Warwick Pl
Hayward, CA 94542

Responsible Party #1
Property Owner

Dan Koch
Olympian Oil
260 Michelle, Ct
So San Francisco, CA 94080

Responsible Party #2
Contact Person
Contact Company