

# **Alameda County**

JAN 2 5, 2005

#### **Environmental Health**

January 24, 2006 Project 62402797

Don Hwang Hazardous Materials Specialist Alameda County Department of Environmental Health 1131 Harbor Bay Parkway Alameda, California 94502-6577

Dear Mr. Hwang:

**Subject:** Verification of Property Ownership

Earthgrains Baking Companies, Inc.

955 Kennedy Street

Oakland, California 94606

On behalf of Earthgrains Baking Companies, Inc. (Earthgrains), PSC Environmental Services (PSC) is providing verification of property ownership for the subject site. The Alameda County Department of Environmental Health (Alameda County) issued a *Notice of Responsibility* to Earthgrains dated August 19, 2003 for the investigation and clean-up of the site (Attachment A).

Earthgrains is owned by Sara Lee Bakery Group, Inc., a division of Sara Lee Corporation, and is listed as the property owner on the *Unified Program Consolidated Form* dated April 8, 2005 (Attachment B). Sara Lee Corporation uses an Irrevocable Standby Letter of Credit as their financial assurance mechanism and lists the site on their 2006 *Underground Storage Tanks* (UST) - Certification of Financial Responsibility (Attachment C).

PSC is now partnering with ETIC Engineering (ETIC) to provide environmental consulting and remediation services and ETIC will submit a site investigation work plan to Alameda County in April 2006. Upon review and approval of the work plan, ETIC will perform a site investigation to assess the magnitude and extent of petroleum-hydrocarbon impact at the site. PSC requests that Alameda County recognize Earthgrains as the Responsible Party and send future regulatory correspondence to the following parties:

#### Send Original:

Melvin Siegel
Environmental Manager
Earthgrains Baking Companies, Inc.
955 Kennedy Street
Oakland, California 94606

Page 2 Mr. Don Hwang January 24, 2006

#### Send Copies:

Scott Jander Project Manager

PSC Environmental Services 210 West Sand Bank Road Columbia, Illinois 62236

Thomas Neely, PG
Project Manager
ETIC Engineering
2285 Morello Avenue
Pleasant Hill, California 94523

If you have any questions concerning the property ownership or site investigation work plan, then please contact me at (618) 281-1546.

Respectfully,

Scott Jander Project Manager

Attachments: A - Notice of Responsibility

B - Unified Program Consolidated Form

C - UST Certification of Financial Responsibility

cc: Melvin Siegel (Earthgrains) Thomas Neely (ETIC)

# Attachment A Notice of Responsibility

## ALAMEDA COUNTY **HEALTH CARE SERVICES**



AGENCY DAVID J. KEARS, Agency Director

Certified Mail # August 19, 2003

7002 0510 0000 2178 5879

Notice of Responsibility

**ENVIRONMENTAL HEALTH SERVICES ENVIRONMENTAL PROTECTION** 1131 Harbor Bay Parkway, Suite 250 Alameda, CA 94502-6577 (510) 587-8700 FAX (510) 337-9335

Record ID: R00002569 Sara Lee Bakery 955 Kenedy Street

Oakland , CA 94606

Theresa Lanctot Sara Lee Bakery Group Inc 8500 Maryland Ave St Louis MO 63105-3668

Date First Reported 4/15/2003 Substance: Gasoline Funding (Federal or State): F Multiple RPs?: N

Responsible Party (RP) Property Owner

Pursuant to sections 25297.1 and 25297.15 of the Health and Safety Code, you are hereby notified that the above site has been placed in the Local Oversight Program and the individual(s) or entity(ies) shown above, or on the attached list, has (have) been identified as the party(ies) responsible for investigation and cleanup of the above site. Section 25297.15 further requires the primary or active Responsible Party to notify all current record owners of fee title before the local agency considers cleanup or site closure proposals or issues a closure letter: For purposes of implementing section 25297.15, this agency has identified Sara Lee Bakery Group Inc. as the primary or active Responsible Party. It is the responsibility of the primary or active Responsible Party to submit a letter to this agency within 20 calendar days of receipt of this notice which identifies all current record owners of fee title. It is also the responsibility of the primary or active Responsible Party to certify to the local agency that the required notifications have been made at the time a cleanup or site closure proposal is made or before the local agency makes a determination that no further action is required. If property ownership changes in the future, you must notify this local agency within 20 calendar days from when you are informed of the change.

Any action or inaction by this local agency associated with corrective action, including responsible party identification, is subject to petition to the State Water Resources Control Board. Petitions must be filed within 30 days from the date of the action/ inaction. To obtain petition procedures, please FAX your request to the State Water Board at (916) 227-4349 or telephone (916) 227-4408.

Pursuant to section 25299.37(c) {7) of the Health and Safety Code, a responsible party may request the designation of an administering agency when required to conduct corrective action. Please contact Amir Gholami, Hazardous Materials Specialist at this office at (510) 567-6700 for further information about the site designation process.

triu Levi, Chief Contract Project Director

Please Circle One

C: Luanne Rolland, SWRCB

Reason:

Amir K. Gholami, Hazardous Materials Specialist

# Attachment B Unified Program Consolidated Form

### UNIFIED PROGRAM CONSOLIDATED FORM

#### TANKS

# **UNDERGROUND STORAGE TANKS - FACILITY**

(One page per site)

Page 1 of 1

TYPE OF ACTION 1. NEW PERMI (Check one item only)	T	IT (Specify c	5, CHANG hange)	E OF INFOR	RMATION		PERMANE TANK REM		LOSEI	SITE	400.
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BUSINESS NAME (SEITIGO AS FACILITY NAME	or DBA - Doing Business As) 3.	FACILITY							7	Λ .	1.
Earthgrains Baking Companies, Is	nc.	ID#					0 3	9		0 1	
NEAREST CROSS STREET		401.		Y OWNER			OCAL AG			ucr*	402.
Dennison			_	RPORATIO		_	OUNTY A				
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0	☐ Yes ⊠ No										
	II. PROPER	TY OWN	ER INFO	DRMAT	ION						
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Earthgrains Baking Companies, In	nc.				(51	0) 436-5	350				
MAILING OR STREET ADDRESS											409.
955 Kennedy Street					as Loron	CODE					
CITY			STATE		- 1	CODE					412.
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PROPERTY OWNER TYPE	_						□ 0.51A □ 7. FED			mv.	
	3. PART		5. COU					DIVAL A	10EN	<u></u>	_
	III. TANK	OWNER	R INFOR	MATIO	N						
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Earthgrains Baking Companies, Is	nc.				(51	0) 436-535	0				1700
MAILING OR STREET ADDRESS											416.
955 Kennedy Street		-	COURT & CRITE		200	CODE					
CITY			STATE			CODE 606					419.
Oakland TANK OWNER TYPE   1. C	ORPORATION 2. IND		California	CAL AGI			☐ 6. ST.	ATE AC	HNC	Y	420.
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Certification: I certify that the information pro-		PPLICAN		LIUKE				-			
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Melvin Siegel Melvin	Hegel			mental M							
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# Attachment C UST Certification of Financial Responsibility

# UNDERGROUND STORAGE TANKS CERTIFICATION OF FINANCIAL RESPONSIBILITY

December 2, 2005



Sara Lee Corporation hereby certifies that it is in compliance with the requirements of Subchapter I – Solid Wastes, 40 CFR Part 280 – Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks, Subpart H – Financial Responsibility.

The financial assurance mechanism used to demonstrate our financial responsibility under 40 CFR §280.99 is the Irrevocable Standby Letter of Credit (LOC) No. 00365325 issued to Sara Lee Corporation by Bank One on November 27, 1998. As provided by Bank One's notification of Automatic Extension dated June 25, 2004 LOC No. 00365325 expiration has been automatically extended to November 27, 2006.

The identified financial coverage provides \$1,000,000 per occurrence and \$2,000,000 in aggregate for taking corrective action and/or compensating third parties for bodily injury and property damage caused by accidental releases.

George D. Johnson

Director, Corporate Environmental

**Affairs** 

#### **SCHEDULE A**

### LETTER OF CREDIT NO. 00365325

### SARA LEE CORPORATION UNDERGROUND STORAGE TANK LOCATIONS

Date: 12/2005

STATE	DIVISION	STEEN	TOTAL NUMBER OF TANKS IN STATE	STATE CITATION	ASSURED BY THIS FINANCIAL INSTRUMENT
Alabama	Sara Lee Bakery Group	1110 South Bell Street Dothan, Alabama 36301 (1_Active Tank) 7200 West Clovernors Drive Huntsville, Alabama 35807 (Remediation Site) 1201 N. Beltline Highway Mobile, Alabama (Remediation Site)	1	ADEM Admin. Code, Section 335-6-15-46	Yes
Arizona	Sara Lee Bakery Group	738 West Van Buren Street Phoenix, Arizona 85007 (LActive Tank)	1	HB 2273, adopting Subtitle I RCRA	Yes
California	Sara Lee Hakery Group	955 Kennedy Street Oakland, California 94606 (Remediation Site)  3211 6th Avenue Sacramento, California 95817 (1 Active Tank)  2651 Airport Way Stockton, California 95202 (Remediation Site)  1801 Sommeraville Road Antioch, California 94509 (Remediation Site)  791 Vista Del Monte Concord, California 94520 (Remediation Site)  171 South Center Street Stockton, California 95202 (Remediation Site)	1	CA Code of Regulations Title 23, Division 3, Chapter 16	Yes
Colorado	Sara Lee Bakery Group	7300 Brighton Boulevard Commerce City, Colorado 80022 (2 Active Tanka)	2	OIS Administers Programs	Yes
Florida	The Harwood Companies, inc.	3355 Enterprise Avenue Pt. Lauderdale, Florida 3331 (1 Active Tank)	1	Title 17 Chapter 17-761 (BR)	Yes