DAVID J. KEARS, Agency Director

202591

ENVIRONMENTAL HEALTH SERVICES

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

August 29, 2006

Mr. Ed Johnson Alameda County Fairgrounds 4501 Pleasanton Avenue Pleasanton, CA 94566

County Administrator County of Alameda 1221 Oak Street #536 Oakland, CA 94612

Subject: Fuel Leak Case No. RO0002591, Alameda County Fairgrounds, 4501 Pleasanton Avenue, Pleasanton, CA

Dear Mr. Johnson:

Alameda County Environmental Health (ACEH) has reviewed the case file for the above-referenced site and the report entitled "Site Investigation Report," dated August 14, 2006. The Site Investigation Report presents results from one soil boring advanced at the site to investigate the extent of soil contamination in the area of the former UST and dispenser and determine whether groundwater quality has been affected. The report concluded that the low levels of petroleum hydrocarbons detected during UST removal have not migrated to groundwater and requested site closure. The site will be reviewed for possible case closure provided that you address the two technical comments below.

We request that you address the technical comments below, perform the proposed work, and send us the reports described below.

#### **TECHNICAL COMMENTS**

- Fairgrounds Water Supply Wells. In our correspondence dated March 7, 2006, we
  previously requested information on water supply wells present on Fairgrounds property.
  Please show the locations of these wells on site maps and provide construction details to
  indicate the depth intervals over which these wells extract groundwater. In addition, please
  provide analytical data collected from the periodic testing of these wells. Please submit this
  information by October 15, 2006.
- 2. Geotracker Submittals. A review of the SWRCB Geotracker website indicates that no data or reports have been submitted to Geotracker 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 collected groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be

Mr. Ed Johnson August 29, 2006 Page 2

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 by October 15, 2006, all analytical data (collected on or after September 1, 2001) and a copy, in PDF format, of all reports prepared after July 1, 2005.

#### **TECHNICAL REPORT REQUEST**

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

October 15, 2006 — Requested Information on Fairgrounds Water Supply Wells

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**

Effective January 31, 2006, 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

Mr. Ed Johnson August 29, 2006 Page 3

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) 567-6791.

Sincerely,

Jerry Wickham

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Colleen Winey, QIC 80201
Zone 7 Water Agency
100 North Canyons Parkway
Livermore, CA 94551

Donna Drogos, ACEH Jerry Wickham, ACEH File

# Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)

ISSUE DATE: July 2005

REVISION DATE: May 31, 2006

PREVIOUS REVISIONS: October 31, 2005,

December 16, 2005

SECTION: Miscellaneous Administrative Topics & Procedures

SUBJECT: Electronic Report Upload (ftp) Instructions

Effective January 31, 2006, 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.

#### REQUIREMENTS

Entire report including cover letter must be submitted to the ftp site as a single portable document format (PDF) with no password protection. (Please do not submit reports as attachments to electronic mail.)

 It is preferable that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.

Signature pages and perjury statements must be included and have either original or electronic signature.

Do not password protect the document. Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. Documents with password protection will not be accepted.

Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer

monitor.

Reports must be named and saved using the following naming convention:

RO#\_Report Name\_Year-Month-Date (e.g., RO#5555\_WorkPlan; 2005-06-14)

#### **Additional Recommendations**

A separate copy of the tables in the document should be submitted by e-mail to your Caseworker in Excel format.
 These are for use by assigned Caseworker only.

#### **Submission Instructions**

1) Obtain User Name and Password:

- a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
  - i) Send an e-mail to dehloptoxic@acgov.org

Of

- ii) Send a fax on company letterhead to (510) 337-9335, to the attention of: ftp Site Coordinator.
- b) In the subject line of your request, be sure to include "ftp PASSWORD REQUEST" and in the body of your request, include the Contact Information, Site Addresses, and the Case Numbers (RO# available in Geotracker) you will be posting for.
- 2) Upload Files to the ftp Site
  - a) Using Internet Explorer (IE4+), go to ftp://alcoftp1.acgov.org
    - (i) Note: Netscape and Firefox browsers will not open the FTP site.
  - b) Click on File, then on Login As.
  - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
  - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
  - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
  - a) Send email to dehloptoxic@acgov.org notify us that you have placed a report on our ftp site.
  - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name at acgov.org. (e.g., firstname.lastname@acgov.org)
  - c) The subject line of the e-mail must start with the RO# followed by Report Upload. (e.g., Subject: RO1234 Report Upload)

AGENCY





ENVIRONMENTAL HEALTH SERVICES

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

March 7, 2006

Mr. Ed Johnson Alameda County Fairgrounds 4501 Pleasanton Avenue Pleasanton, CA 94566

County Administrator County of Alameda 1221 Oak Street #536 Oakland, CA 94612

Subject: Fuel Leak Case No. RO0002591, Alameda County Fairgrounds, 4501 Pleasanton Avenue, Pleasanton, CA - Work Plan Approval

Dear Mr. Johnson:

Alameda County Environmental Health (ACEH) has reviewed the case file for the abovereferenced site and the work plan entitled "Underground Storage Tank Investigation at the Alameda County Fairgrounds in Pleasanton, California," dated February 28, 2006. The Work Plan describes a scope of work to collect soil and groundwater samples from one soil boring adjacent to the former underground storage tanks (USTs) and dispensers. ACEH concurs with the proposed scope of work described in the Work Plan provided that the technical comments below are addressed.

We request that you address the technical comments below, 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 jerry.wickham@acgov.org) prior to the start of field activities.

#### TECHNICAL COMMENTS

- 1. Laboratory Analysis. ACEH concurs with the laboratory analysis proposed for the soil samples. ACEH also concurs that the groundwater sample be analyzed for total petroleum hydrocarbons as gasoline and BTEX (benzene, toluene, ethylbenzene, and xylenes) by EPA Method 8021 or similar. ACEH requests that the groundwater sample also be analyzed for MTBE, TBA, TAME, ETBE, DIPE, ethanol, 1.2-dichloroethane, and ethylene dibromide by EPA Method 8260B.
- 2. Fairgrounds Water Supply Wells. Based on discussions with Mr. Ed Johnson of the Alameda County Fairgrounds, we understand that water supply wells are present on the Fairgrounds property. Please show the locations of these wells on site maps and provide construction details in the Site Investigation Report requested below, to indicate the depth intervals over which these wells extract groundwater. In addition, please provide analytical

Mr. Ed Johnson March 7, 2006 Page 2

data collected from the periodic testing of these wells. This information is to be provided in the Soil and Groundwater Investigation Report requested below.

 Correction to Reported Concentration of Tert-butyl Alcohol in Soil. The maximum concentration of tert butyl-alcohol (TBA) detected in soil during the 2003 tank removal was 200 micrograms per kilogram (parts per billion) rather than 200 milligrams per kilogram (parts per million) as indicated in previous ACEH correspondence dated December 14, 2005.

#### **TECHNICAL REPORT REQUEST**

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

July 18, 2006 – Site 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**

Effective **January 31, 2006**, 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).

In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at jerry.wickham@acgov.org.

Mr. Ed Johnson March 7, 2006 Page 3

#### **PERJURY STATEMENT**

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this 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) 567-6791.

Sincerely.

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

Mr. Ed Johnson March 7, 2006 Page 4

cc: Matt Katen, QIC 80201 Zone 7 Water Agency 100 North Canyons Parkway Livermore, CA 94551

> Donna Drogos, ACEH Jerry Wickham, ACEH File

ALAMEDA COUNTY

HEALTH CARE SERVICES

**AGENCY** 



· SINT 01-11-5 }

DAVID J. KEARS, Agency Director

**ENVIRONMENTAL HEALTH SERVICES** 

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

January 10, 2006

Mr. Ed Johnson Alameda County Fairgrounds 4501 Pleasanton Avenue Pleasanton, CA 94566

County Administrator County of Alameda 1221 Oak Street #536 Oakland, CA 94612

Subject: Fuel Leak Case No. RO0002591, Alameda County Fairgrounds, 4501 Pleasanton Avenue, Pleasanton, CA – Request for Work Plan

Dear Mr. Johnson:

I am the caseworker recently assigned to your case. Please send future correspondence or inquiries regarding this case to my attention. Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced site and correspondence dated August 22, 2003, which describes removal of one 2,000-gallon gasoline UST. Total petroleum hydrocarbons as gasoline (TPHg) and tert-butyl alcohol were detected in soil at concentrations of 26 and 200 milligrams per kilogram (mg/kg), respectively.

The site is within the Livermore-Amador Valley, which is an area where groundwater is actively used as a drinking water supply. Groundwater within the Livermore-Amador Groundwater Basin constitutes a valuable current and future resource. We request that you conduct an investigation to assess the extent of soil contamination and whether groundwater at the site has been impacted. Please submit a work plan detailing your proposal to define the extent of soil and groundwater contamination by **February 28, 2006**. 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.

#### **TECHNICAL REPORT REQUEST**

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

February 28, 2006 – Work Plan for Site Assessment

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.

Mr. Ed Johnson January 10, 2006 Page 2

#### **ELECTRONIC SUBMITTAL OF REPORTS**

Effective January 31, 2006, 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).

In order to facilitate electronic correspondence, we request that you provide up to date electronic mail addresses for all responsible and interested parties. Please provide current electronic mail addresses and notify us of future changes to electronic mail addresses by sending an electronic mail message to me at jerry.wickham@acgov.org.

#### 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.

#### LANDOWNER NOTIFICATION REQUIREMENTS

Pursuant to California Health & Safety Code Section 25297.15, the active or primary responsible party for a fuel leak case must inform all current property owners of the site of cleanup actions or requests for closure. Furthermore, ACEH may not consider any cleanup proposals or requests for case closure without assurance that this notification requirement has been met. Additionally, the active or primary responsible party is required to forward to ACEH a complete mailing list of all record fee title holders to the site. If you have not already submitted a list of record fee title owners in response to the Notice of Responsibilty we require that you submit a complete mailing list of all record fee title owners of the site, which states, at a minimum, the following:

A. 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:

- OR -

B. 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.

(Note: Complete item A if there are multiple site landowners. If you are the sole site landowner, skip item A and complete item B.)

In the future, for you to meet these requirements when submitting cleanup proposals or requests for case closure, ACEH requires that you:

- 1. Notify all current record owners of fee title to the site of any cleanup proposals or requests for case closure;
- 2. Submit a letter to ACEH which certifies that the notification requirement in 25297.15(a) of the Health and Safety Code has been met;
- 3. Forward to ACEH a copy of your complete mailing list of all record fee title holders to the site; and
- 4. Update your mailing list of all record fee title holders, and repeat the process outlined above prior to submittal of any additional *Corrective Action Plan* or your *Request for Case Closure*.

Your written certification to ACEH (Item 2 above) must state, at a minimum, the following:

A. In accordance with Section 25297.15(a) 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)
request for case closure
local agency intention to make a determination that no further action is
required
local agency intention to issue a closure letter
- OR -

B. 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.

Mr. Ed Johnson January 10, 2006 Page 4

(Note: Complete item A if there are multiple site landowners, if you are the sole site landowner, skip item A and complete item B.)

#### UNDERGROUND STORAGE TANK CLEANUP FUND

Please be aware that you may be eligible for reimbursement of the costs of investigation from the California Underground Storage Tank Cleanup Fund (Fund). In some cases, a deductible amount may apply. 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 actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

If you have any questions, please call me at (510) 567-6791.

Sincerely.

Jerry Wickham

Hazardous Materials Specialist

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Colleen Winey, QIC 80201 Zone 7 Water Agency 100 North Canyons Parkway Livermore, CA 94551

> Danielle Stefani Livermore-Pleasanton Fire Department 3560 Nevada Street Pleasanton, CA 94566

Donna Drogos, ACEH Jerry Wickham, ACEH File

## ALAMEDA COUNTY HEALTH CARE SERVICES

AGENCY DAVID J. KEARS, Agency Director



b02591

.

August 24, 2001

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

Ed Johnson Maintenance & Operations Manager Alameda County Fair Association 4501 Pleasanton Avenue Pleasanton, California 94566

### NOTICE OF VIOLATION

Re: Underground Storage Tank Inspection

Dear Mr. Johnson:

A regulatory compliance inspection was performed at your facility on August 15, 2001. A representative of Reinholdt Engineering facilitated the inspection. The purpose of the inspection was to determine compliance with conditions of the facility underground storage tank (UST) operating permit, as well as provisions of Title 23, California Code of Regulations (CCR) and California Health and Safety Code (HSC) Chapter 6.7.

A violation of provisions of the HSC and CCR has been identified, as follows:

 HSC Sec. 25293 – The operator of the underground tank system shall monitor the tank system using the method specified on the permit for the tank system.

The tank owner/operator is required to maintain written daily records monitoring the suction piping. The permit requires a log be kept for each day that fuel is dispensed from the system. The required form has been supplied to your staff. However, there are no daily logged entries recording observations on the performance of the suction piping system.

Please be advised that HSC Sec. 25299(a) provides for civil liabilities imposed on the tank operator of up to \$5000 per tank per day per violation for:

(2) Violation of any applicable requirement of the permit

(6) Violation of any applicable requirements of HSC Chapter 6.7

Please be further advised that HSC Sec. 25299(b) provides for civil liabilities imposed on the tank <u>owner</u> of up to \$5000 per tank per day per violation for:

(4) Knowing failure to take reasonable and necessary steps to assure compliance with HSC Chapter 6.7 by the operator

(5) Violation of any applicable requirement of the permit issued for operation of the underground tank system

(6) Violation of any applicable requirements of HSC Chapter 6.7

At this time, Alameda County Fair Association is required to correct the tank system violation.

• Complete an entry in the log for each day that fuel is dispensed. Maintain a copy of the log for three years.

Please contact me at (510) 567-6781 should you have any questions about the content of this letter.

Singerely,

Robert Weston

Sr. Hazardous Materials Specialist

cc: Susan Hugo, ACDEH