

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



RO# 2629

Certified Mailer # Z 296 048 293

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

October 22, 1996

William & Patsy Wheat
28072 Sandalwood Drive
Hayward, CA 94545

RE: Hayward R.V. Storage
3636 Depot Road
Hayward, CA 94545

NOTICE OF VIOLATION

Dear Mr. & Mrs. Wheat:

On September 24, 1996 an inspection of your property at the above listed facility revealed the presence of several illegally stored hazardous waste containers and contamination of the soil. The containers included:

1. a 1000 gallon former underground steel tank
2. 2 - 500 gallon above ground steel tanks (one of which was leaking waste oil on to the soil)
3. an open 300 gallon fiberglass tank that contained approximately 100 gallons of waste oil on a small flat bed truck
4. a large metal tank labeled liquified helium
5. a 55 gallon metal drum that also appeared to contain waste oil
6. three 15 gallon metal drums containing materials labeled waste thinner.

The contents of each container must be characterized and if found hazardous, the waste and their containers must be properly recycled or disposed of under manifest by a licensed hazardous waste hauler with a copy of the receipt or manifest sent to this office within 30 days. Otherwise, provide documentation to me as to the disposition of each container.

Mr. & Mrs. Wheat
October 22, 1996
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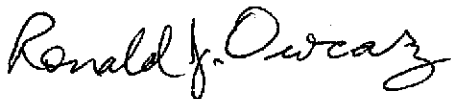
During the inspection conspicuous oil staining to the soil was observed in an area approximately two feet in diameter under one of the 500 gallon above ground tanks. Removal of this soil contamination is required. **Submit a plan of correction to this office within 30 days addressing this soil cleanup.** You are required to have soil confirmation samples taken beneath the affected area to indicate that all contamination has been removed. The sampling must be conducted by an authorized third party laboratory that is state certified to perform total petroleum hydrocarbon and total oil and grease analysis or other criteria required by an approved disposal facility. In addition, you are required to submit written documentation that includes a narrative description documenting soil remediation of the affected area; confirmatory soil sample analytical results of the same area; analytical results for the excavated soil and soil disposal receipts from an approved disposal site.

In addition to your work plan, please remit a deposit/refund check of \$940. made payable to the Alameda County Environmental Health Department to cover the costs of the remediation review. This deposit is authorized by Section 3-14.6 of the Ordinance Code of Alameda County. You will be billed at the rate of \$94. per hour. Upon completion of the project, any remaining balance will be returned to you.

You are advised that Section 25189.5 of the California Health and Safety Code prohibits the illegal disposal of hazardous waste. Furthermore, Section 25185.6 requires technical reports to be furnished regarding the cleanup of sites. **Failure to comply with the above requirements will result in referral of this case to the Alameda County District Attorney's Office for enforcement action.**

If you have any questions on this matter, please contact me at (510) 567-6742.

Sincerely,



Ronald J. Owcarz, REHS
Hazardous Materials Specialist

c: Bob Chambers, Alameda County District Attorney's Office
Daniel Wheat, business owner
Richard Berryman
Merrill Brown
Amy Leach, LOP
Gordon Coleman - file