

Solano Group
P.O. Box 9026
Berkeley, CA 94709

RECEIVED

By Alameda County Environmental Health 11:10 am, Oct 08, 2015

Mr. Mark Detterman
Alameda County Health Care Services Agency
Department of Environmental Health
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

Re: Albany 1-Hour Cleaners

1187 Solano Avenue
Albany, California
ACEH Case No. 2857

Dear Mr. Detterman:

The Solano Group has retained Pangea Environmental Services, Inc. (Pangea) for environmental consulting services for the project referenced above. On my behalf, Pangea is submitting the attached documentation.

I declare, under penalty of perjury, that the information and/or recommendations contained in the attached documentation is true and correct to the best of my knowledge.

Sincerely,



J. Anthony Kershaw
General Partner
Solano Group



October 7, 2015

VIA ALAMEDA COUNTY FTP SITE

Mr. Mark Detterman
Alameda County Environmental Health
1131 Harbor Bay Parkway, 2nd Floor
Alameda, California 94502

Re: **Well Destruction Report**
Former Albany 1-Hour Cleaners
1187 Solano Avenue
Albany, CA 94706
ACEH SLIC Case RO0002857

Dear Mr. Detterman:

On behalf of the Solano Group, Pangea Environmental Services, Inc. (Pangea) has prepared this *Well Destruction Report* (Report) for the subject site. This report describes the destruction of site wells as requested in the Alameda County Environmental Health (ACEH) letter dated September 24, 2015.

If you have any questions or comments, please call me at (510) 435-8664.

Sincerely,
Pangea Environmental Services, Inc.

A handwritten signature in blue ink that reads "Bob Clark-Riddell". The signature is written in a cursive, flowing style.

Bob Clark-Riddell, P.E.
Principal Engineer

Attachment: *Well Destruction Report*

cc: Mr. J. Anthony Kershaw, Solano Group, P.O. Box 9026, Berkeley, California 94709
Dr. Romtin Nassiri, Solano Smile Dental (1183 Solano Avenue Tenant)
Anne J. Wolfe, USPS Facilities R&A Team West (1191 Solano Avenue Tenant)
SWRCB (Geotracker)

PANGEA Environmental Services, Inc.

1710 Franklin Street, Suite 200, Oakland, CA 94612 Telephone 510.836.3700 Facsimile 510.836.3709 www.pangeaenv.com



WELL DESTRUCTION REPORT

Former Albany 1-Hour Cleaners
1187 Solano Avenue
Albany, CA 94706
ACEH SLIC Case RO0002857

October 7, 2015

Prepared for:


J. Anthony Kershaw
Solano Group
P.O. Box 9026
Berkeley, California 94709


Prepared by:

Pangea Environmental Services, Inc.
1710 Franklin Street, Suite 200
Oakland, California 94612

Written by:




Morgan Gillies
Project Manager


Bob Clark-Riddell, P.E.
Principal Engineer

PANGEA Environmental Services, Inc.

INTRODUCTION

On behalf of Solano Group, Pangea Environmental Services, Inc. (Pangea) has prepared this *Well Destruction Report* (Report) for the subject site. This report describes the destruction of site wells as requested in the Alameda County Environmental Health (ACEH) letter dated September 24, 2015.

SITE BACKGROUND

Site Use

The subject site consists of a vacant, one-story commercial unit at 1187 Solano Avenue (Figure 1). Dry cleaner operations occurred at Albany 1-Hour Cleaners at 1187 Solano Avenue (subject site) from approximately 1986 to 2011. In 2004, hydrocarbon-based cleaning equipment was installed to replace the equipment that used tetrachloroethene, also known as perchloroethene (PCE). Former dry cleaning equipment locations are shown on Figure 3.

The subject site represents one unit of an entire commercial block of single-story units/buildings along Solano Avenue, for which the responsible party (Solano Group) owns the north side of the block. Parcel number 66.2801-22-1 includes 1175 Solano (pizza restaurant), 1181 Solano (medical offices), 1183 Solano (dentist office), and 1185 Solano (vacant and immediately adjacent subject site). Parcel number 66.2801-20 includes 1191 Solano (U.S. Post Office). The commercial parking lot for the site (parcel numbers 66.2801-18 and 66.2801-18) is immediately north of the site, and residential properties are north and northwest of the subject site parking lot. Cornell Elementary School is present about 150 ft southeast (upgradient) of the subject site.

Previous Site Environmental Work

Subsurface assessment was performed in 2004 and 2005 by Avalon Environmental Consultants of Tustin, California, to evaluate potential cleaning solvent impact to soil, soil gas, and groundwater. The assessment included soil gas sampling from 5 ft depth in four (4) temporary probes (SG- 1 through SG-4), soil sampling from three (3) shallow borings at 5 ft depth (GP-1 through GP-3), soil sampling from five (5) deeper borings to 10 to 30 ft depth (GPA-1 through GPA-5), and groundwater sampling from approximately 30 ft deep within the five deeper borings completed to a maximum of 37 ft bgs. Prior site assessment was summarized and evaluated in the *Soil Gas Investigation and Human Health Risk Assessment* dated June 8, 2006. Avalon reported that no sensitive receptors such as schools, day care centers or hospitals are located within 100 ft of the subject property structure, and that the nearest residences are located greater than 100 ft north and separated by a parking lot. Avalon's report concluded that the risk posed by the identified compounds was within acceptable levels for commercial site use and recommended no further action at the time. In a letter dated July 5, 2006, the Alameda County Environmental Health (ACEH) concurred with the report findings and requested a closure request for commercial land use with a draft deed restriction limiting future land use. The ACEH required additional action to allow case closure with *unrestricted* land use and avoid a deed restriction.

In January 2013, the Solano Group retained Pangea to review site environmental conditions prior to site improvements for a planned restaurant. The extensive site assessment, interim remediation, and vapor intrusion mitigation efforts performed by Pangea in 2013, and the corrective action plan for future site activity toward pursuing case closure was detailed in the *Site Investigation and Interim Remediation Report and Corrective Action Plan* (Technical Report) dated October 28, 2013 (Pangea, 2013).

Additional excavation was performed in June and July 2014 in conjunction with implementation of the approved CAP. The *CAP Final Implementation Report*, dated June 25, 2015 documents the final excavation.

WELL DESTRUCTION

On September 18 and 24, 2015, Pangea coordinated the destruction of seven monitoring wells. Wells MW-1, MW-3 and MW-5 through MW-8 were destroyed by over-drilling and tremie-grouting. Well MW-4 was destroyed by pressure grouting because the well is located beneath the foundation with a riser routed through a wall in the building. Well MW-2 was covered/lost under a new concrete slab installed during construction of a new building at 1181 Solano Avenue. Pangea discussed the well MW-2 situation with ACEH and Alameda County Public Works Agency. Well locations are shown on Figure 2.

A comprehensive Site Safety Plan was prepared to protect site workers, and the plan was kept onsite during all field activities. Well destruction permits were obtained from Alameda County Public Works Agency and an encroachment permit was obtained from the City of Albany. Copies of the permits are presented in Appendix B. The proposed drilling locations were marked and Underground Service Alert was notified at least 72 hours before the proposed field activities.

Pangea retained Penecore Drilling (Penecore) of Woodland, California, to conduct well destruction activities. All wells were gauged for depth to water and total well depth prior to overdrilling. At each well location, the wellbox was removed and the well was overdrilled to the total depth of the original borehole using the appropriate sized hollow-stem auger. Following over-drilling and removal of all well materials, a tremie pipe was positioned at the bottom of the well for wells containing water, and the borehole was filled with cement to a depth of approximately 1 ft below grade surface (bgs). The surface was then restored with soil or concrete.

All destruction derived soil and water waste was stored onsite in DOT-approved 55-gallon drums. This waste will be transported for disposal on October 8, 2015, by Belshire Environmental Services, Inc., a licensed waste disposal company. Copies of the waste manifests will be provided upon receipt.

CLOSING

Pangea understands that Alameda County Environmental Health will now issue formal regulatory case closure.

ATTACHMENTS

Figure 1 – Vicinity Map

Figure 2 – Site Map

Appendix A – Agency Correspondence

Appendix B – Permits

Appendix C – Waste Manifests

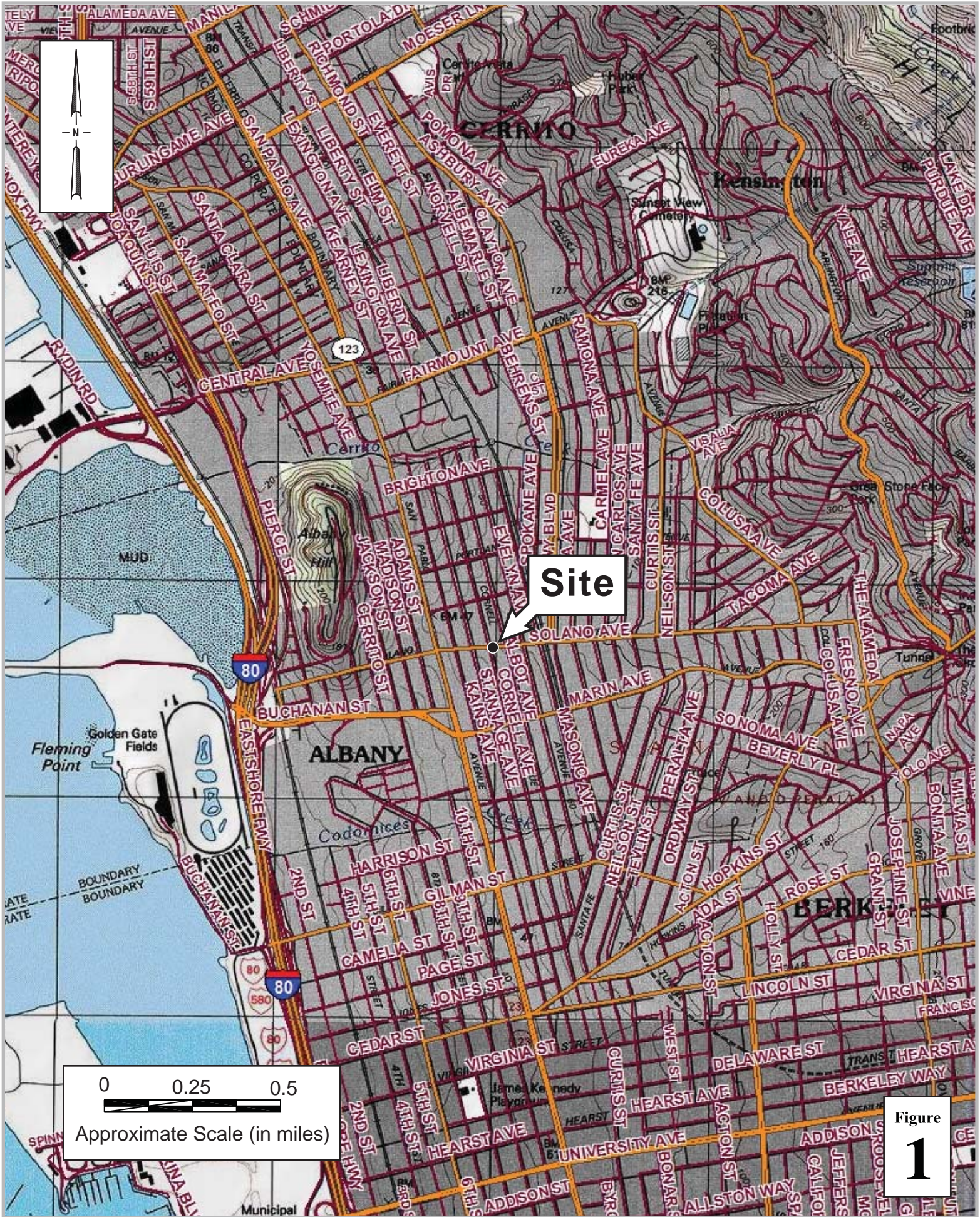
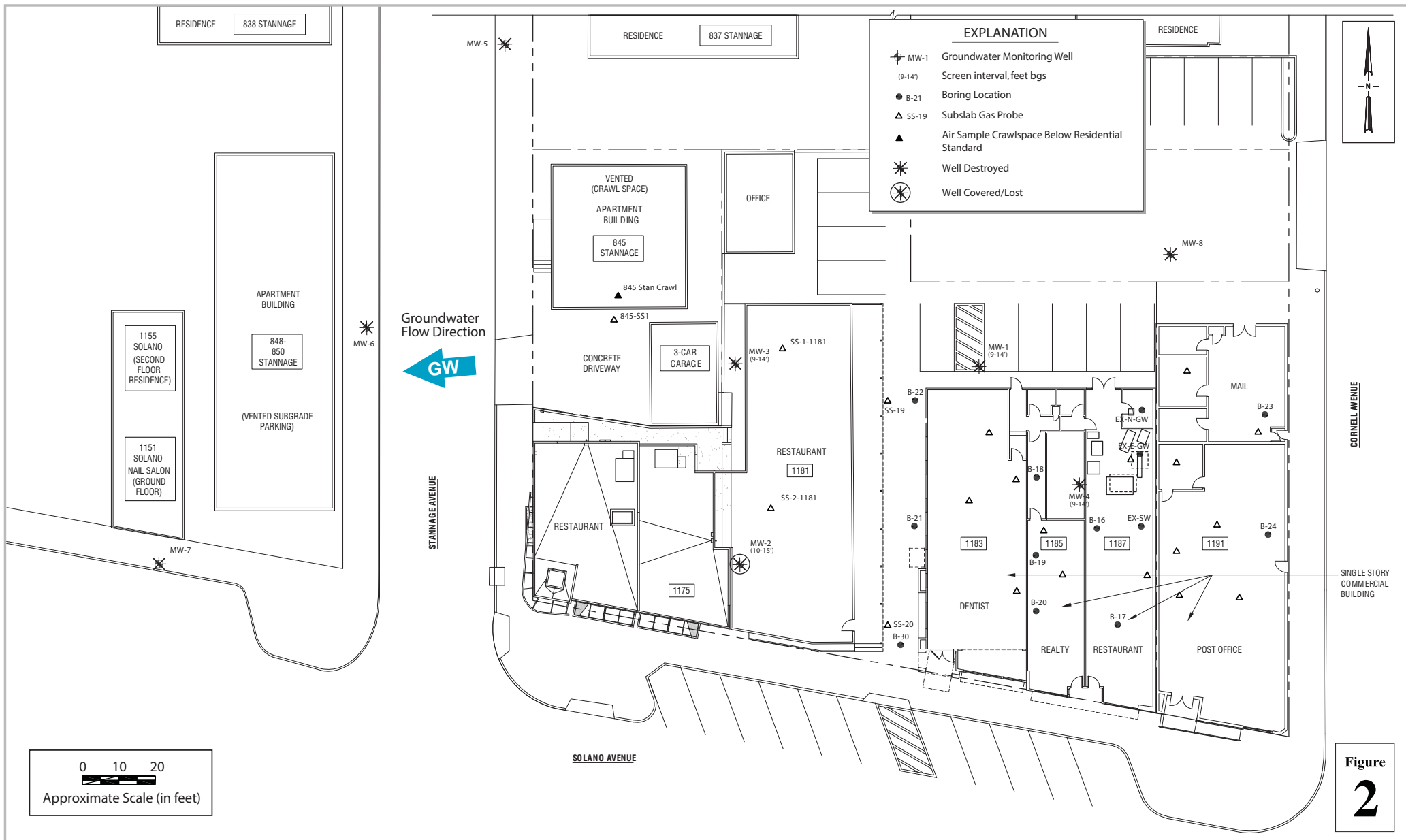


Figure
1



Solano Group
 1187 Solano Avenue
 Albany, California



APPENDIX A

Agency Correspondence



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

September 24, 2015

Mr. Anthony Kershaw
Solano Group
P.O. Box 9206
Berkeley, CA 94709
(sent via electronic mail to tkershaw@kershawinvestments.com)

Subject: Well Destruction Request, Site Cleanup Program (SCP) Case RO0002857 and Geotracker Global ID T06019756124, Albany 1-Hour Cleaners, 1187 Solano Avenue, Albany, CA 94706

Dear Mr. Kershaw:

Alameda County Environmental Health (ACEH) is reviewing the fuel case file for the above referenced site for potential case closure. As you are aware, numerous site investigations and groundwater monitoring events for underground storage tank leaks have been performed at the subject property to which you are named as the primary or active responsible party.

TECHNICAL COMMENTS

- 1. Request for Monitoring Well Destruction Scheduling and Waste Removal** – As you are aware, the public comment period for the subject site ended on September 23, 2015. No comments were received by ACEH. You are free to proceed with the destruction of wells associated with the site (groundwater, vapor, etc), as previously communicated.

Please contact the Alameda County Public Works Agency at 510-567-6791 or online, to obtain the required permits. Please provide notification to ACEH by the date identified below, that you have contracted a licensed drilling contractor for the decommissioning of all remaining wells at the site and provide ACEH the date of the scheduled well decommissioning and waste removal activities. Please submit a Well Decommissioning Report and appropriate documentation, including documented removal and accepted disposal of all investigation derived waste by the date identified below.

TECHNICAL REPORT REQUEST

Please upload technical reports to the ACEH ftp site (Attention: Mark Detterman), and to the State Water Resources Control Board's Geotracker website, in accordance with the specified file naming convention below, according to the following schedule.

- **October 16, 2015** – Notification of Contracted Well Decommissioning and Date
(Please also notify your case worker by least 48-hours in advance of decommissioning).
- **December 11, 2015** – Well Decommissioning Report (*with waste disposal documentation*)
File to be named: RO2857_WELL_DCM_R_yyyy-mm-dd

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

Mr. Anthony Kershaw
RO0002857
September 24, 2015, Page 2

party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

Online case files are available for review at the following website: <http://www.acgov.org/aceh/index.htm>.

Should you have any questions, please contact me at (510) 567--6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,



Digitally signed by Mark E. Detterman
DN: cn=Mark E. Detterman, o, ou,
email, c=US
Date: 2015.09.24 12:27:31 -07'00'

Mark E. Detterman, P.G., C.E.G.
Senior Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements/Obligations and
Electronic Report Upload (ftp) Instructions

cc: Bob Clark-Riddell, Pangea Environmental Services, Inc, 1710 Franklin Street, Suite 200,
Oakland, CA 94612 (sent via electronic mail to briddell@pangeaenv.com)

Dilan Roe, ACEH, (sent via electronic mail to dilan.roe@acgov.org)

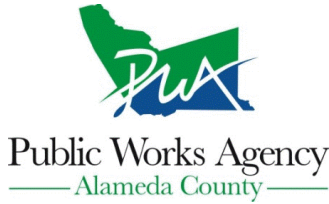
Mark Detterman, ACEH, (sent via electronic mail to mark.detterman@acgov.org)

Geotracker, Electronic File

APPENDIX B

Permits

Alameda County Public Works Agency - Water Resources Well Permit



399 Elmhurst Street
Hayward, CA 94544-1395
Telephone: (510)670-6633 Fax:(510)782-1939

Application Approved on: 09/10/2015 By jamesy

Permit Numbers: W2015-0837 to W2015-0843
Permits Valid from 09/18/2015 to 09/18/2015

Application Id: 1440534703629
Site Location: 1187 Solano Ave.
Project Start Date: 09/18/2015
Assigned Inspector: Contact Lindsay Furuyama at (925) 956-2311 or Lfuruyama@groundzonees.com

City of Project Site: Albany

Completion Date: 09/18/2015

Applicant: Pangea Environmental Services - Morgan Gillies
1710 Franklin Street #200, Oakland, CA 94612

Phone: 510-836-3700

Property Owner: Solano Group
PO Box 9026, Berkeley, CA 94709

Phone: 510-524-8122

Client: ** same as Property Owner **

| | | |
|--|---------------------------|---------------------|
| | Total Due: | \$2779.00 |
| Receipt Number: WR2015-0441 | Total Amount Paid: | \$2779.00 |
| Payer Name : Robert Clark-Riddell | Paid By: VISA | PAID IN FULL |

Works Requesting Permits:

Well Destruction-Monitoring - 7 Wells

Driller: Penecore Drilling - Lic #: 906899 - Method: over

Work Total: \$2779.00

Specifications

| Permit # | Issued Date | Expire Date | Owner Well Id | Hole Diam. | Casing Diam. | Seal Depth | Max. Depth | State Well # | Orig. Permit # | DWR # |
|------------|-------------|-------------|---------------|------------|--------------|------------|------------|--------------|----------------|------------|
| W2015-0837 | 09/10/2015 | 12/17/2015 | MW-1 | 3.25 in. | 1.00 in. | 8.00 ft | 14.00 ft | NO Records | W2013-0343 | NO Records |
| W2015-0838 | 09/10/2015 | 12/17/2015 | MW-3 | 3.25 in. | 0.75 in. | 8.00 ft | 14.00 ft | NO Records | W2013-0344 | NO Records |
| W2015-0839 | 09/10/2015 | 12/17/2015 | MW-4 | 3.25 in. | 1.00 in. | 8.00 ft | 14.00 ft | NO Records | W2013-0759 | e0279821 |
| W2015-0840 | 09/10/2015 | 12/17/2015 | MW-5 | 3.25 in. | 1.00 in. | 5.50 ft | 11.00 ft | NO Records | NO Records | NO Records |
| W2015-0841 | 09/10/2015 | 12/17/2015 | MW-6 | 3.25 in. | 1.00 in. | 5.50 ft | 8.50 ft | NO Records | W2014-0202 | NO Records |
| W2015-0842 | 09/10/2015 | 12/17/2015 | MW-7 | 3.25 in. | 1.00 in. | 9.50 ft | 15.00 ft | NO Records | W2014-0203 | NO Records |
| W2015-0843 | 09/10/2015 | 12/17/2015 | MW-8 | 7.00 in. | 2.00 in. | 8.00 ft | 14.00 ft | NO Records | W2014-0204 | NO Records |

Specific Work Permit Conditions

1. Drilling Permit(s) can be voided/ cancelled only in writing. It is the applicant's responsibility to notify Alameda County Public Works Agency, Water Resources Section in writing for an extension or to cancel the drilling permit application. No drilling permit application(s) shall be extended beyond ninety (90) days from the original start date. Applicants may not cancel a drilling permit application after the completion date of the permit issued has passed.

2. Prior to any drilling activities, it shall be the applicant's responsibility to contact and coordinate an Underground Service Alert (USA), obtain encroachment permit(s), excavation permit(s) or any other permits or agreements required for that Federal, State, County or City, and follow all City or County Ordinances. No work shall begin until all the permits and requirements have been approved or obtained. It shall also be the applicants responsibilities to provide to the Cities or to Alameda County an Traffic Safety Plan for any lane closures or detours planned. No work shall begin until all the permits and requirements have been approved or obtained.

Alameda County Public Works Agency - Water Resources Well Permit

3. Compliance with the well-sealing specifications shall not exempt the well-sealing contractor from complying with appropriate State reporting-requirements related to well construction or destruction (Sections 13750 through 13755 (Division 7, Chapter 10, Article 3) of the California Water Code). Contractor must complete State DWR Form 188 and mail original to the Alameda County Public Works Agency, Water Resources Section, within 60 days. Include permit number and site map.
 4. Permittee shall assume entire responsibility for all activities and uses under this permit and shall indemnify, defend and save the Alameda County Public Works Agency, its officers, agents, and employees free and harmless from any and all expense, cost and liability in connection with or resulting from the exercise of this Permit including, but not limited to, property damage, personal injury and wrongful death.
 5. Applicant shall contact assigned inspector listed on the top of the permit at least five (5) working days prior to starting, once the permit has been approved. Confirm the scheduled date(s) at least 24 hours prior to drilling.
 6. Copy of approved drilling permit must be on site at all times. Failure to present or show proof of the approved permit application on site shall result in a fine of \$500.00.
 7. Electronic Reporting Regulations (Chapter 30, Division 3 of Title 23 & Division 3 of Title 27, CCR) require electronic submission of any report or data required by a regulatory agency from a cleanup site. Submission dates are set by a Regional Water Board or by a regulatory agency. Once a report/data is successfully uploaded, as required, you have met the reporting requirement (i.e. the compliance measure for electronic submittals is the actual upload itself). The upload date should be on or prior to the regulatory due date.
 8. Remove the Christy box or similar structure. Destroy well(s) by overdrilling the total depth (bgs) and then tremie grouting with neat cement. Allow the sealing material to spill over the top of the casing to fill any annular space between casing and soil. After the seal has set, backfill the remaining hole by approved encroachment permit concrete material and asphalt material by Caltrans Spec or County/City Codes.
 9. Remove the Christy box or similar structure. Destroy wells MW-4 and MW-8 by grouting neat cement with a tremie pipe or pressure grouting (25 psi for 5min.) to the bottom of the well and by filling with neat cement to three (3-5) feet below surface grade. Allow the sealing material to spill over the top of the casing to fill any annular space between casing and soil. After the seal has set, backfill the remaining hole with concrete or compacted material to match existing conditions.
-



City of Albany



ENCROACHMENT PERMIT PERMANENT OR TEMPORARY CONSTRUCTION WITHIN CITY RIGHT OF WAY PERMIT NO. 15-263

LOCATION: 1151
San Diego Ave 3rd Garage Ave (845 & 831)

| NAME | ADDRESS | Phone No. Normal/Emergency | Business Lic. No. Workers Comp. No. |
|--|---|-------------------------------|--|
| Applicant <u>Parsons Environmental</u> | <u>1710 Franklin St #100</u> | <u>(510) 876-3700</u> | <u>7771</u> |
| Owner: <u>Solano Group</u> | <u>PO Box 9026 Berkeley CA 94707</u> | <u>(510) 710-783</u> | <u>4012186864</u> |
| Engineer / Architect <u>Parsons Environmental</u> | <u>Same as above</u> | <u>(510) 524-8122</u> | |
| Contractor <u>Demichie Dilling</u> | <u>220 North East Street Oakland CA 94670</u> | <u>(510) 607-3000</u> | <u>930971</u> |

TYPE OF WORK

- Sidewalk
 Utility Co.
 Curb & Gutter
 Permanent Structure
 Sewer
 Other: well destruction
 Street Tree

DESCRIPTION OF WORK

destruction
drilling 3 wells to be traffic grinded

REQUIRED CONDITIONS

- All work shall be in accordance with the attached standard conditions.
- No refund after 120 days or work begins, 70% of fee refundable within 120 days provided no work has begun.
- Permanent structures require City Council approval (City Code 14-2).
- CALL USA 1-800-227-2600 before excavating.
- Call for Final Inspection and Sign-Off 48 hr. in advance at (510) 528-5760 (510) 524-9543.
- Special Conditions may be imposed following City review and prior to issuance of this permit.

Applicant's Signature: _____ Date: 05/25/2015

| STAFF USE ONLY | |
|---|--|
| Permit Fee Calculation | |
| Total construction cost subject to fee | |
| New construction at 8% of construction cost | |
| In-Lieu slurry seal fee (when street is out) | |
| Minimum fee per schedule (if greater than 1% fee) | |
| Total Fee due (transfer to fee schedule form) (Fees to be billed copy to permit to Finance) | <u>157.59</u> |
| Special Conditions: <u>See Engineer's Special Conditions</u> | |
| Issued by: _____ | Date: <u>9/10/2015</u> |
| Permit Expiration Date: <u>3/10/2016</u> | (not to exceed 180 days for date issued) |
| Final Sign Off by: _____ | Date: _____ |

City of Albany

ENVIRONMENTAL PROTECTION STATEMENT OF RESPONSIBILITY FOR DISCHARGES & DAMAGE

I. PURPOSE

This statement is to provide notice to property owners, contractors, and others of the responsibility for compliance with Albany Municipal Code (AMC) as it relates to protection of public trees and waterways.

Public Trees: Damage to street trees or other trees located on public property is considered damage to public property. Damage to trees includes, but is not limited to cutting any amount of trees roots, ripping or tearing of branches, and peeling, tearing or scarring of tree bark. Damage may cause death and/or a dangerous condition by destabilizing the tree. Restoring a tree to its pre-damaged state can take years. Therefore, preventing damage to trees is a priority to the City of Albany.

Waterways: The City's storm water runoff system conveys rain water directly to the San Francisco Bay through a network of surface flows, underground pipes, and creek channels. Materials discharged to a sidewalk, street gutter, storm drain or creek can cause creeks and the Bay to become polluted. Any material other than rain water is considered an illicit discharge under the Federal Clean Water Act. Examples of illicit discharges include: concrete wash water, stucco wash water, paint wash water, chemicals, and runoff from stockpiled materials such as dirt aggregate, soil products, and other construction materials.

II. RESPONSIBILITY FOR DAMAGE TO PUBLIC TREES AND/OR ILLICIT DISCHARGES TO WATERWAYS

Public Trees: Pursuant to Albany Municipal Code Section 14-1.2., it is unlawful to cause damage to public property. When a public tree is damaged the cost of the damage and the value of the tree will be calculated by a certified arborist in accordance with International Society of Arboriculture Standards. Because valuable resources such as time, energy and money are invested in trees over many years, the calculated value of a tree can be high. The party damaging the tree is liable for all costs associated with the loss of the tree and the repair or replacement of the tree.

Waterways: Pursuant to Albany Municipal Code Section 15.4, it is unlawful to discharge materials (liquid or solid) to a sidewalk, street, gutter, storm drain or creek. An illicit discharge is defined as "any discharge to the City storm drain system that is not composed entirely of storm water...". The contractor and/or property owner is responsible for all fines and costs associated with the illicit discharge.

III. CERTIFICATION OF COMPLIANCE

I understand that as the applicant I am responsible for any damage to public trees and or all illicit discharges resulting from this project and that I am responsible for all fees and fines as a result or non-compliance.

[Signature]
Property Owner or Permittee

8/25/15
Date

[Signature]
Business Name & Contractor's Authorized Representative

8/25/15
Date

Location or Title of Project: [Signature]

For more information, contact the Community Development & Environmental Resources Department at (510) 528-5760

City of Albany

SPECIAL PROVISIONS FOR ENCROACHMENT PERMIT FOR PERMANENT IMPROVEMENT IN CITY RIGHT-OF-WAY

Permit # 15-263

Location: 1151 Selanti Ave. and Stirling Ave. (845 8337)

This APPLICATION MUST BE ACCOMPANIED by the DATA and PLANS indicated below:

- Description of Job
- APPROVED Construction Plans and/or Documents
- An Engineer's Estimate of the value of all public improvements and utility services within the public right-of-way
- A Soils Report prepared by a Registered Civil Engineer.
- Others: Specify _____

ALL FEES SHALL BE PAID AND DEPOSITS MADE PRIOR TO THE ISSUANCE OF THIS PERMIT: except Utility Companies. Utility Companies will be invoiced.

STANDARDS/SPECIFICATION:

The following conditions and provisions of the Albany Municipal Code apply to this permit. All work shall be in accordance with City Standard Specifications and Drawings.

COMMENCEMENT OF WORK

The permittee shall begin the work or use authorized by a permit issued pursuant to this chapter within ninety (90) days from the date of issuance unless a different period is stated in the permit, or an extension of time is granted by the Director of Community Development & Environmental Resources. If the work or use is not begun accordingly the permit shall become void.

INSPECTION

In general, inspection producers and requirements shall be as established by the Director of Community Development & Environmental Resources. Unless specifically exempted by the City Code, no encroachment work shall take place without inspection by the Director of Community Development & Environmental Resources or his/her authorized agent. Inspections by the City must be requested at least TWENTY-FOUR (24) HOURS (excluding weekends) IN ADVANCE of the work to be performed. No work shall be performed on weekends without PRIOR AUTHORIZATION of the Director of Community Development & Environmental Resources.

DISPLAY OF PERMIT

The permittee shall keep a copy of this permit at the site of the work, or in the cab of a vehicle when movement on a public street is involved. The permit shall be shown to any authorized representative of the Director of Community Development & Environmental Resources or Law Enforcement Officer on demand.

ACCEPTANCE OF PERMIT BY APPLICANT

Acceptance by the applicant of the permit shall be conclusive evidence of the reasonableness of the terms imposed and shall constitute a waiver of any right to legislative determination thereof.

NON-ASSIGNMENT OF PERMIT

Permits shall be issued only to the person making application and may not be assigned to another person by the permittee. If any permittee assigns his permit to another, the permit will be revoked.

CHANGES IN PERMIT AND WORK

No changes may be made in the location, dimensions, character, or duration of the encroachment or use as granted by the permit except upon written authorization of the Director of Community Development & Environmental Resources.

City of Albany

EXCAVATION OF PAVED STREETS

No excavations shall be permitted within the paved area of the public streets unless the applicant can prove to the satisfaction of the Director of Community Development & Environmental Resources that the following conditions exist:

1. Boring of the utility is not feasible; and
2. No reasonable alternative utility alignment is available outside the paved street area; and
3. The cut area and an adjacent area shall be resurfaced as approved by the Director of Community Development & Environmental Resources. The limits of resurfacing shall be as determined by the Director of community Development & Environmental Resources to insure the excavating area blends visually with the surrounding area. The applicant shall be responsible for the replacement of any and all obliterated or removed pavement markers or striping.

REVOCAION OF PERMIT

This encroachment permit may be revoked at any time at the option of the Director of Community Development & Environmental Resources, whenever:

1. It appears that continuing allowance of the permitted work, whether because of changed conditions or otherwise, interferes with full, adequate or safe public use of the right-of-way involved; or
2. The permittee fails to comply with or violates any city ordinance, city standard, safety regulations, or any condition of the issuance of the permit.

Upon revocation of the permit, the permittee shall immediately restore the public right-of-way to a condition as required by the Director of Community Development & Environmental Resources. If the restoration is not completed within the time specified by the Director of Community Development & Environmental Resources, the City may take any and all necessary action so required to restore the right-of-way. Any and all costs incurred by the City will be deducted from any deposits posted by the permittee and if necessary recovered by legal action.

HOURS OF WORK

No work shall commence prior to 8:00 AM and no work shall be conducted after 6:00 PM Monday through Saturday and before 10:00 AM or after 6:00 PM on Sunday and Holidays.

COMPLETION OF WORK

The permittee must complete the work or use authorized by a permit issued pursuant to this chapter within the time specified in the permit. If at any time the Director of Community Development & Environmental Resources finds that the delay in the prosecution or completion of the work or use authorized is due to lack of diligence on the part of the permittee, the permit may be revoked.

PERMITTEE LIABILITY

The permittee shall agree to hold the City, its officers, and employees harmless from any and all liability, claims, suits or actions for any and all damages alleged to have been suffered by any person or property by reason of the permittee's installation, operation, maintenance or removal of the encroachment.

BY MY SIGNATURE HEREUNDER, I state that I have read and understand the above conditions and agree to comply therewith. I hereby attest that I am either the owner of the property or duly authorized agent of the applicant.

APPLICANT'S SIGNATURE



Date: 8/25/15

NAME (print):

Megan Gillies

COMPANY:

Penguin Environmental

City of Albany

Date: 9/10/2015

Special Conditions

Encroachment Permit for Pangea Environmental Services, Inc. for destroying 3 Monitoring Wells at 1151 Solano Avenue, 837 Stannage Avenue & 848 Stannage Avenue

1. This permit is for destruction of three (3) monitoring wells in the public right of way on Solano Avenue and Stannage Avenue and related required traffic control. Any further work will require separate application and prior approval by the City before proceeding.
2. For this work under this Encroachment Permit, the applicant shall keep all equipment and activities within the public right-of-way; this shall include, but not be limited to, vehicles and equipment, limits of work area and temporary storage of any material. No activity of any kind to occur on adjoining private properties.
3. Provide for traffic control and pedestrian safety and lane closures per the General Provisions of the City and attached Caltrans California MUTCD
http://www.dot.ca.gov/hq/traffops/engineering/mutcd/ca_mutcd2014.htm.
4. Working hours on the City of Albany shall be from 8:00AM to 6:00PM Monday through Saturday; and 10:00AM to 5:00PM Sunday and Holidays. No startup of heavy equipment is allowed prior to 8:00 AM. Written permission must be obtained from the City Engineer prior to any weekend and holiday work.
5. The applicant shall provide protection devices including barricades, fencing, warning signs, lights, flaggers or other items necessary to ensure public safety at the construction site. This requirement shall apply continuously and not be limited to normal work hours. No open excavation/bore holes shall be left unsupervised at any time.
6. **If driveways will be temporarily blocked, arrange with property owners and occupants a minimum of seven (7) days in advance so they can move vehicles.**
7. The applicant shall take all necessary precautions to allow emergency vehicles to pass through the construction zones without delays.
8. **Contact the City Albany Police and Fire Dispatch at 510-525-7300 to inform the City of any street or lane closures a minimum of 48 hours in advance of work.**
9. If any areas with street parking are impacted, applicant must notify the City of scheduled work days/hours and obtain temporary parking permits for the equipment/vehicle that will occupy the parking space. Applicant must post No Parking signs in advance per City requirements (Minimum of 48 hours).
Please note: Solano Avenue and adjacent streets are 90 minutes parking zones.
10. Permittee shall be responsible for full compliance with the City's Storm Water program and the Alameda County NPDES permit requirements. For additional information, visit the Alameda Countywide Clean Water Program at
<http://www.cleanwaterprogram.org/indexFlash.htm>.
11. **Contact the City's Inspector at 510-528-5760 to schedule inspection a minimum of 48 hours in advance.**

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APPENDIX C

Waste Manifests

Waste Manifests to be provided upon receipt