

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

ALEX BRISCOE, Agency Director



ENVIRONMENTAL HEALTH DEPARTMENT
OFFICE OF THE DIRECTOR
1131 HARBOR BAY PARKWAY
ALAMEDA, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

Certified Mail #: 7011 3500 0003 1848 1165

August 20, 2013

NOTICE OF RESPONSIBILITY

Site Name & Address:

**SHELL #13-5783
1801 SANTA RITA RD
PLEASANTON, CA 94566**

**Local ID: RO0002882
Related ID: NA
RWQCB ID: NA
Global ID: T0600144714**

Responsible Party:

**STANLEY LAM
1801 SANTA RITA ROAD LLC
1801 SANTA RITA ROAD
PLEASANTON CA 94566--**

Date First Reported: 12/20/2002

**Substance: 8006619 Gasoline-Automotive (motor gasoline
and additives), leaded & unleaded**

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: Yes

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 SHELL OIL PRODUCTS US 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 that 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) 341-5808 or telephone (916) 341-5752.

Pursuant to section 25296.10(c)(6) 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 this office for further information about the designation process.

Please contact your caseworker WICKHAM, JERRY, at this office at (510)567-6791 if you have questions regarding your site.


Date: 8/20/13
ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: ADD RP

Attachment A: Responsible Parties Data Sheet

cc: Sally Meza, SWRCB (email: smeza@waterboards.ca.gov) | Donna Drogos (email: donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

August 20, 2013

Site Name & Address:

SHELL #13-5783
1801 SANTA RITA RD
PLEASANTON, CA 94566

Local ID: **RO0002882**
Related ID: **NA**
RWQCB ID: **NA**
Global ID: **T0600144714**

All Responsible Parties

RP has been named a Primary RP - MARVIN KATZ

SHELL OIL PRODUCTS US

20945 SOUTH WILMINGTON AVENUE | CARSON, CA 90810--103 | Phone No Phone Number Listed

RP has been named a Primary RP - STANLEY LAM

1801 SANTA RITA ROAD LLC

1801 SANTA RITA ROAD | PLEASANTON, CA 94566-- | Phone No Phone Number Listed

Responsible Party Identification Background

Alameda County Environmental Health (ACEH) names a "Responsible Party," as defined under 23 C.C.R Sec. 2720. Section 2720 defines a responsible party 4 ways. An RP can be:

1. "Any person who owns or operates an underground storage tank used for the storage of any hazardous substance."
2. "In the case of any underground storage tank no longer in use, any person who owned or operated the underground storage tank immediately before the discontinuation of its use."
3. "Any owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred."
4. "Any person who had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance."

ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

August 20, 2013

Responsible Party Identification

Existence of Unauthorized Release

In October 2002, four groundwater monitoring wells were installed as part of Shell Oil Products Groundwater Assessment Program. Soil samples from the well borings contained up to 420 parts per million (ppm) total petroleum hydrocarbons as gasoline and 2.0 ppm benzene. Based on the detections of fuel hydrocarbons, an Underground Storage Tank Unauthorized Release Report was submitted on October 31, 2002.

Responsible Party Identification

Shell Oil Products is a responsible party for the fuel leak because they were the business owner, tank owner, and tank operator at the time of the unauthorized release (Definition 1) and had control of the UST at the time of or following an unauthorized release (Definition 4).

1801 Santa Rita Road LLC purchased the property in 2013. 1801 Santa Rita Road LLC is a responsible party because they are the current owner of the property where an unauthorized release occurred (Definition 3).