Wickham, Jerry, Env. Health

From:	Wickham, Jerry, Env. Health
Sent:	Monday, January 27, 2014 5:04 PM
To:	rmarty@advgeoenv.com
Cc:	Bill Little; bob@blueskycleanersca.com; Daniel Villanueva
Subject:	Re: SLIC Case RO0002913 Metro Valley Cleaners, 224 Rickenbacker Circle, Livermore, CA 94550

Mr. Marty,

If the soil vapor sampling showed no current or future risk to potential receptors, a deed restriction would not be necessary.

Regards,
Jerry Wickham
Alameda County Environmental Health

Sent from my iPad

On Jan 27, 2014, at 4:19 PM, "Robert E. Marty" <rmarty@advgeoenv.com> wrote:

> Mr. Wickham:
>
> Thank you for your response; we have reviewed the 29 August 2013 letter and understand the additional sampling requirements. We are working with Mr. Strong to move forward with the work.
>
> However, in discussions with Mr. Strong, he is very concerned with a deed restriction and the potential "language" involved. We have this question: If the additional sampling performed shows not remaining contamination (or very low, within appropriate guidelines), will the site receive a standard closure letter (NFA) without a deed restriction?
>
> Thanks again for your time with this.
>
> Sincerely,
>
> **Robert E. Marty**
> **President**
> ***Advanced* GeoEnvironmental, Inc.**
> **Stockton • Los Angeles • San Francisco Bay Area • Monterey • Spokane • Seattle • Portland • Reno • Dallas**
> **Phone: 800-511-9300**
> **Fax: 888-445-8786**
> rmarty@advgeoenv.com
> www.advgeoenv.com
>
>

From: Wickham, Jerry, Env. Health [mailto:jerry.wickham@acgov.org]
Sent: Wednesday, January 22, 2014 9:57 AM
To: rmarty@advgeoenv.com
Cc: 'Bill Little'; bob@blueskycleanersca.com; 'Daniel Villanueva'
Subject: RE: SLIC Case RO0002913 Metro Valley Cleaners, 224 Rickenbacker Circle, Livermore, CA 94550

Mr. Marty:

The next step on this case is described in our August 29, 2013 directive letter, which is attached. A Work Plan for soil vapor sampling, which was due on October 30, 2013, is the outstanding items for this case. There are no other options or items currently under consideration.

Regards,
Jerry Wickham
Alameda County Environmental Health
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
phone: 510-567-6791
jerry.wickham@acgov.org

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

From: Robert E. Marty [mailto:rmarty@advgeoenv.com]
Sent: Wednesday, January 22, 2014 9:16 AM
To: Wickham, Jerry, Env. Health
Cc: 'Bill Little'; bob@blueskycleanersca.com; 'Daniel Villanueva'
Subject: SLIC Case RO0002913 Metro Valley Cleaners, 224 Rickenbacker Circle, Livermore, CA 94550

Mr. Wickham:

I have been contacted by Mr. Bob Strong to look into the status of the referenced case (Metro Valley Cleaners). There are several items that we understand are outstanding, including:

- Placement of deed restriction on the property. Mr. Strong would like some additional information on the "deed restriction" proposed by ACEHS. Since the standard "NFA" letters are never unconditional, and are generally based upon closure for the particular site use, what additional restrictions will the deed restriction place on the property? It can still be used for commercial/light industrial purposes, we presume? Is this typical for ACEHS to include deed restrictions in addition to the standard NFA letter?

- It is our understanding that the ACEHS has indicated that for a NON-deed restriction closure to occur, additional vapor sampling should be performed. Post-remediation sampling was performed at the site; although we are not adverse to additional sampling, what is the ACEHD justification for the requirement?

- Are both options still "on the table" -- e.g., closure with deed restrictions (no additional sampling) or closure w/o deed restrictions, with additional sampling (assuming sampling results are below appropriate guideline levels).

- It may be best to discuss the options in a face to face meeting to get all parties on the same page.

Let me know your thoughts on the above items; we look forward to your response.

Sincerely,

Robert E. Marty
President
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