



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board



Arnold Schwarzenegger
Governor

Division of Financial Assistance

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September 11, 2007

Salisbury Avenue Associates LLC
Attn: Peter Robertson
2917 MacArthur, Apt. 3F
Oakland, CA 94602

2007 SEP 15 11:00 AM

Dear: Mr. Robertson:

ORPHAN SITE CLEANUP ACCOUNT, NOTICE OF ELIGIBILITY DETERMINATION:
FILE NUMBER B0058; FOR SITE ADDRESS: 2145-2151 35TH AVENUE,
OAKLAND, CA

Application Acceptance

Your application is eligible and staff will include it on the Orphan Site Cleanup Account (OSCA) Priority List, which is subject to State Water Resources Control Board (State Water Board) adoption. Placement of your application on the Priority List does not constitute a commitment to pay eligible costs claimed. That commitment occurs only when the applicant and the State Water Board enter into a grant agreement. During the grant-negotiation process, the State Water Board will consider the eligibility of costs of response actions in accordance with applicable OSCA regulations.

Record keeping:

During your cleanup project you should keep complete and well-organized records of all response action work invoices, technical reports, regulatory directives and payment transactions. Once a grant agreement has been executed between you and the State Water Board, you will be required to follow grant agreement instructions, Exhibit B, Invoicing (enclosed) when requesting reimbursement of response costs under the grant agreement.

Specifically, reimbursement invoice packages include: copies of detailed invoices for all response work activity performed (including subcontractor invoices), with description and date of work performed, name or initials, job classification, hourly rate, number of hours charged, and the cost of the work performed. These documents are necessary for reimbursement review and failure to submit them could impact the amount of reimbursement made by the OSCA program. You may request reimbursement for eligible response costs prior to the date of the grant agreement, but only for costs incurred after January 1, 2005. You may submit requests for reimbursements on an on-going basis provided the request is for \$5,000 or more.

Pre-Assessment Grant Paperwork:

Enclosed are the following pre-assessment grant agreement paperwork to begin the grant agreement process:

1. Assessment Grant Agreement Procedures and Process
2. Assessment Grant Agreement
3. Exhibit A - Background, Scope of Work (example provided)
4. Exhibit B - Invoicing, Budget Detail, and Reporting (budget example provided)
5. Exhibit C - State Water Board General Conditions
6. Exhibit D - Grant Program Terms and Conditions

Review the above grant agreement paperwork and refer to the attached "Assessment Grant Agreement Procedures and Process" for instruction. You will **not be required** to submit bids for work conducted under an assessment grant. You will be expected to work closely with your lead regulatory agency in obtaining the required approvals to conduct response actions at the site. OSCA encourages expeditious site assessments and supports work plans that provide for an expanded scope of work if required.

Submit requested pre-assessment grant agreement paperwork to me within thirty (30) calendar days via e-mail at ppreslar@waterboards.ca.gov. If you are unable to submit the requested information via e-mail, provide the requested information on a diskette or in a hard copy format.

NOTE: The issuance of grant monies is subject to availability of funds.

If you have any questions, please contact me at (916) 341-5756

Sincerely,



Pat Preslar
Special Programs Unit

Enclosures

cc: Alameda County Environmental Health w/o enclosures
Attn: Barney Chan and Donna Drogos
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577