

ALAMEDA COUNTY  
**HEALTH CARE SERVICES**  
AGENCY  
DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES  
ENVIRONMENTAL PROTECTION  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577  
(510) 567-6700  
FAX (510) 337-93

October 3, 2008

Mr. Harold Mendoza  
Nica Metals  
101 Greenville Road  
Livermore, CA 94550

Subject: SLIC Case No. RO0002966 and Geotracker Global ID SLT19765274, Nica Metals, 6491 Southfront Road, Livermore, CA 94551

Dear Mr. Mendoza:

In correspondence dated May 2, 2008 and August 15, 2008, Alameda County Environmental Health (ACEH) requested that you submit funds for regulatory oversight for the Spills, Leaks, Investigations, and Cleanup (SLIC) case at the above referenced site. You are required to submit funds in order for ACEH to provide regulatory oversight of the case. To date, we have not received the requested funds.

In a directive letter dated May 2, 2008, ACEH requested that you submit a Work Plan for site investigation no later than June 2, 2008. On June 2, 2008, ACEH received a document entitled "Site-Specific Hazardous Waste Management Plan," dated May 28, 2008 and prepared by R.B. Construction, Inc. for the above referenced site. ACEH rejected the work plan in correspondence dated June 5, 2008 because it did not meet minimum requirements for a work plan submitted to ACEH. Our June 5, 2008 correspondence included a list of deficiencies in the submitted work plan and requested a revised work plan no later than July 7, 2008. On July 7, 2007, you indicated that PARC Specialty Contractors was not able to provide a work plan and requested a schedule extension for work plan submittal to July 31, 2008. ACEH replied that a schedule extension to July 31, 2008 to obtain technical assistance was acceptable. A second schedule extension request to August 7, 2008 made on your behalf by Weiss Associates was also accepted. On August 7, 2008, we received the document entitled, "Site Investigation and Cleanup Work Plan," prepared by Weiss Associates. On August 15, 2008, we sent a second request for oversight funds indicating that funds are required in order for ACEH to provide regulatory oversight for the case. We have also left telephone messages for you on October 2<sup>nd</sup> and 3<sup>rd</sup> regarding the need to provide regulatory oversight funds.

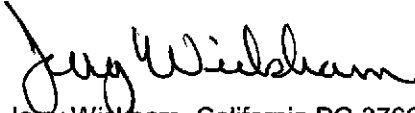
Since we have not received the funds for regulatory oversight, we have not been able to review the work plan. Therefore, the case is out of compliance with our directives and has not progressed. We have discussed the lack of progress on this case with Mr. Ken Mifsud of the Alameda County District Attorney's office. We understand that you have agreed to complete work at the site by the end of October 2008. In order to implement the proposed work, you are **required to submit a check made payable to Alameda County Environmental Health for regulatory oversight in the amount of \$3,000.00 no later than Wednesday, October 15, 2008.**

The deposit is authorized in Section 6.92.040L of the Alameda County Ordinance Code. Work on this project is being debited at the Ordinance specified rate, currently \$182.00 per hour. Please write "SLIC" (the type of project), the site address, and the account ID AR0322462 on your check.

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If you have any questions, please call me at (510) 567-6791 or send me an electronic mail message at [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org).

Sincerely,



Jerry Wickham, California PG 3766, CEG 1177, and CHG 297  
Senior Hazardous Materials Specialist

cc: Ken Mifsud, Alameda County District Attorney's Office, Consumer and Environmental Protection Division, 7677 Oakport Street, Suite 650, Oakland, CA 94621

Bill Thompson, 122 Stealth Street, Livermore, CA 94551

Harold and Asta Dhont, P.O. Box 749, Livermore, CA 94551

Danielle Stefani, Livermore-Pleasanton Fire Department, 3560 Nevada Street, Pleasanton, CA 94566

Scott Bourne, Weiss Associates, 5801 Christie Avenue, Suite 600, Emeryville, CA 94608-1939

Donna Drogos, Jerry Wickham, ACEH  
File

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