

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

March 12, 2009

Site Name & Address:

**PARK VILLAGE SENIOR APARTMENTS
3761 PARK BOULEVARD WAY
OAKLAND, CA 94610**

Local ID: RO0002994

Related ID: NA

RWQCB ID: NA

Global ID: T10000000818

All Responsible Parties

**RP has been named a Primary RP - MORTIMER HOWARD
MORTIMER HOWARD TRUST
2901 JACKSON ST | ALAMEDA, CA 94501 | Phone (510) 390-4953**

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.

Existence of Unauthorized Release

The site was utilized as a gasoline service station from circa 1950 to circa 1970. In December 2008, soil borings were installed at the site. Soil sample analytical results detected TPH-g, TPH-d, TPH-mo, and benzene at concentrations of 380 mg/kg, 110 mg/kg, 550 mg/kg, and <2.2 mg/kg, respectively, indicating that the soil at the site has been impacted with petroleum hydrocarbons. A groundwater sample, also collected in December 2008, detected TPH-d at a concentration 220 µg/L, indicating that the groundwater at the site has been impacted with petroleum hydrocarbons.

Responsible Party Identification

Mortimer Howard Trust has owned the subject property from circa 1979 to current. Mortimer Howard Trust is a responsible party because it owns the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (definition 3).

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

Certified Mail #: 7002 2030 0006 9574 2775

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

March 12, 2009

NOTICE OF RESPONSIBILITY

Site Name & Address:

**PARK VILLAGE SENIOR APARTMENTS
3761 PARK BOULEVARD WAY
OAKLAND, CA 94610**

**Local ID: RO0002994
Related ID: NA
RWQCB ID: NA
Global ID: T10000000818**

Responsible Party:

**MORTIMER HOWARD
MORTIMER HOWARD TRUST
2901 JACKSON ST
ALAMEDA CA 94501**

Date First Reported: 12/29/2008

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

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: No

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 MORTIMER HOWARD TRUST 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) 341-5650.

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 KHATRI, PARESH, at this office at (510)777-2478 if you have questions regarding your site.



ARIU LEVI, Director
Contract Project Director

Date: 3/13/09

Action: Add
Reason: New Case

7002 2030 0006 9574 2775

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Mortimer Howard
Mortimer Howard Trust
2901 Jackson Street
Alameda, CA 94501

Sent To

Street, Apt. No.
or PO Box No.

City, State, ZIP+4

PS Form 3800, June 2002

See Reverse for Instructions