

ALAMEDA COUNTY
HEALTH CARE SERVICESAGENCY
DAVID J. KEARS, Agency DirectorENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

October 21, 2009

Mr. Gabriel Chiu
10898 Inspiration Court
Dublin, CA 94568

Facility: Adobe Shopping Center, 2960 Castro Valley Blvd., Castro Valley, CA 94546

Dear Mr. Chiu:

NOTICE TO COMPLY

On October 16, 2009, the referenced property, received a regulatory inspection by Alameda County Department of Environmental Health (ACDEH). At that time, a plastic five (5) gallon container of unknown contents was observed on the property outside the western dumpster area. The inspector sampled the contents and determined that the content was likely a solvent based stain or preservative and therefore, a hazardous waste. The container was placed inside the dumpster area and Ms. Tiana Jenkins, your property manager, was contacted. She was informed that this container should be properly disposed and its disposal documented. The container was observed to be gone from the dumpster area on October 19, 2009. In addition, another 5 gallon plastic container was found inside the same dumpster area. The container was labeled "Cairox, Potassium Permanganate" on the side and "HOLD-DO NOT PUT IN DUMPSTER 10-9-09 2966 Castro Valley Blvd. ENDPOINT CONSULTING Soil - GW-1 415 7068935" on the top. It appears this container may contain material from an investigation in this same general area of the storm drain and dumpster. Please be aware that this container is improperly labeled and could be mistaken as hazardous waste. You, as the property owner, are responsible for the characterization and disposal of the drums and contents. The following violation requires your immediate attention.

1. Title 22 CCR 66262.11, requires a person who generates waste to determine if a waste is hazardous waste and to then handle it appropriately.

Corrective Action: The contents of the containers must be determined, the containers must be properly labeled and if hazardous waste, the container(s) must be disposed of properly. Please provide our office documentation as to the contents and disposition of the containers within 30 days of this letter.

Currently, our records indicate that you have not demonstrated to us that the required corrective action has been satisfactorily completed. Be advised that failure to complete the listed corrective action and/or submit evidence of such to ACDEH may result in a re-inspection of your facility or potential enforcement.

Mr. Gabriel Chiu
Re: Adobe Shopping Center, Castro Valley
October 20, 2009
Page 2 of 2

You must provide appropriate evidence documenting that the noted corrections have been completed **within 30 calendar days of the date of this letter**. This information should be sent to the undersigned.

If you have already provided the requested evidence or have additional questions regarding your inspection or compliance requirement, please contact me at 510-567-6765.

Sincerely,



Barney M. Chan
Sr. Hazardous Materials Specialist

cc: files

S. Hugo, ACDEH, Manager
Ms. Tiana Jenkins, Marquis Properties, 12988 Hawkins Dr., San Ramon, CA 94583
P. Khatri, ACDEH, HMS ✓
S. Seery, B. Chan, Sr. HMS