



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

May 11, 2015

Ms. Leslie Mulholland
Leslie Mulholland Trust
132 Guilford Road
Piedmont, CA 94611
(sent via electronic mail to airleslie@hotmail.com)

Subject: Landowner Identification for Case Closure Consideration for Fuel Leak Case No. RO0003070 and GeoTracker Global ID T1000002521, Mulholland Residence, 132 Guilford Road, Piedmont, CA 94611

Dear Ms. Mulholland:

Alameda County Environmental Health (ACEH) has reviewed the document entitled *Potential groundwater impacts from 132 Guilford Road, Piedmont*, dated March 12, 2015, and submitted by Megan Walsh, Esq. on your behalf. As you are aware a site investigation for the underground storage tank release, and an evaluation of associated data, has been conducted for the subject property to which you are named as the primary or active responsible party. Based on the data provided in the March 11, 2015 site meeting, and the additional data contained in the referenced letter, ACEH is considering the above referenced site for potential case closure. Thank you for meeting with ACEH in order to facilitate communications and identify appropriate steps in the path to closure for the case.

List of Landowners Form

In accordance with Section 25297.15 (a) of the California Health and Safety Code, Alameda County Environmental Health (ACEH), the local agency, shall not consider cleanup or site closure proposals from the primary or active responsible party, issue a closure letter, or make a determination that no further action is required with respect to a site upon which there was an unauthorized release of hazardous substances from an underground storage tank subject to this chapter unless all current record owners of fee title to the site of the proposed action have been notified of the proposed action by the primary or active responsible party. ACEH is required to notify the primary or active responsible party of their requirement to certify in writing to the local agency that the notification requirement in the above-mentioned regulation has been satisfied and to provide the local agency with a complete mailing list of all record fee title owners.

To satisfy this requirement, please complete the enclosed *List of Landowners Form*, and return it via mail or email it back to ACEH by the date identified below.

Site Management Requirements

ACEH staff has evaluated the case file and believes the case may be eligible for closure. Closure would be under a residential land use scenario with no site management requirements.

Public Participation

Public participation is a requirement for the case closure process. In order to notify potentially affected members of the public of the potential fuel leak case closure, ACEH will distribute the attached *Notification of Potential Case Closure* to addresses in the immediate vicinity. The *Invitation to Comment - Potential Case Closure* requests that landowners or residents submit any comments or questions to ACEH regarding potential case closure. ACEH will consider all comments from the public prior to potential case closure. ACEH will provide you with written notification if any comments are received during the Public Comment Period.

TECHNICAL REPORT REQUEST

Please return the requested item to ACEH (Attention: Mark Detterman), and to the State Water Resources Control Board's Geotracker website, in accordance with the schedule:

- **May 15, 2015** – Public Comment Period Begins
- **June 19, 2015** – Return of *List of Landowner Form*
- **July 15, 2015** – Public Comment Period Ends

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

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

Should you have any questions, please contact me at (510) 567--6876 or send me an electronic mail message at mark.detterman@acgov.org.

Sincerely,

Mark Detterman, PG, CEG
Senior Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements / Obligations and Electronic Report Upload (ftp) Instructions
Attachment 2 - *List of Landowners Form*
Attachment 3 - *Invitation to Comment - Potential Case Closure and Address List*

cc: Megan Walsh, Esq., 5335 Broadway Terrace #301, Oakland, CA 94616
(sent via electronic mail to meganwalshesq@gmail.com)

Dilan Roe, ACEH, (sent via electronic mail to dilan.roe@acgov.org)
Mark Detterman, ACEH, (sent via electronic mail to mark.detterman@acgov.org)
Geotracker, Case Electronic File

Attachment 1

Responsible Party(ies) Legal Requirements / Obligations

REPORT REQUESTS

These reports are being requested pursuant to California Health and Safety Code Section 25296.10. 23 CCR Sections 2652 through 2654, and 2721 through 2728 outline the responsibilities of a responsible party in response to an unauthorized release from a petroleum UST system, and require your compliance with this request.

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of reports in electronic form. The electronic copy replaces paper copies and is expected to be used for all public information requests, regulatory review, and compliance/enforcement activities. Instructions for submission of electronic documents to the Alameda County Environmental Cleanup Oversight Program FTP site are provided on the attached "Electronic Report Upload Instructions." Submission of reports to the Alameda County FTP site is an addition to existing requirements for electronic submittal of information to the State Water Resources Control Board (SWRCB) GeoTracker website. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs. For several years, responsible parties for cleanup of leaks from underground storage tanks (USTs) have been required to submit groundwater analytical data, surveyed locations of monitoring wells, and other data to the GeoTracker database over the Internet. Beginning July 1, 2005, these same reporting requirements were added to Spills, Leaks, Investigations, and Cleanup (SLIC) sites. Beginning July 1, 2005, electronic submittal of a complete copy of all reports for all sites is required in GeoTracker (in PDF format). Please visit the SWRCB website for more information on these requirements (http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/).

PERJURY STATEMENT

All work plans, technical reports, or technical documents submitted to ACEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I declare, under penalty of perjury, that the information and/or recommendations contained in the attached document or report is true and correct to the best of my knowledge." This letter must be signed by an officer or legally authorized representative of your company. Please include a cover letter satisfying these requirements with all future reports and technical documents submitted for this fuel leak case.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6735, 6835, and 7835.1) requires that work plans and technical or implementation reports containing geologic or engineering evaluations and/or judgments be performed under the direction of an appropriately registered or certified professional. For your submittal to be considered a valid technical report, you are to present site specific data, data interpretations, and recommendations prepared by an appropriately licensed professional and include the professional registration stamp, signature, and statement of professional certification. Please ensure all that all technical reports submitted for this fuel leak case meet this requirement.

UNDERGROUND STORAGE TANK CLEANUP FUND

Please note that delays in investigation, later reports, or enforcement actions may result in your becoming ineligible to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse you for the cost of cleanup.

AGENCY OVERSIGHT

If it appears as though significant delays are occurring or reports are not submitted as requested, we will consider referring your case to the Regional Board or other appropriate agency, including the County District Attorney, for possible enforcement actions. California Health and Safety Code, Section 25299.76 authorizes enforcement including administrative action or monetary penalties of up to \$10,000 per day for each day of violation.

Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)	REVISION DATE: May 15, 2014
	ISSUE DATE: July 5, 2005
	PREVIOUS REVISIONS: October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010
SECTION: Miscellaneous Administrative Topics & Procedures	SUBJECT: Electronic Report Upload (ftp) Instructions

The Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC) require submission of all reports in electronic form to the county's ftp site. Paper copies of reports will no longer be accepted. The electronic copy replaces the paper copy and will be used for all public information requests, regulatory review, and compliance/enforcement activities.

REQUIREMENTS

- **Please do not submit reports as attachments to electronic mail.**
- Entire report including cover letter must be submitted to the ftp site as **a single portable document format (PDF) with no password protection.**
- It is **preferable** that reports be converted to PDF format from their original format, (e.g., Microsoft Word) rather than scanned.
- **Signature pages and perjury statements must be included and have either original or electronic signature.**
- **Do not password protect the document.** Once indexed and inserted into the correct electronic case file, the document will be secured in compliance with the County's current security standards and a password. **Documents with password protection will not be accepted.**
- Each page in the PDF document should be rotated in the direction that will make it easiest to read on a computer monitor.
- Reports must be named and saved using the following naming convention:

RO#_Report Name_Year-Month-Date (e.g., RO#5555_WorkPlan_2005-06-14)

Submission Instructions

- 1) Obtain User Name and Password
 - a) Contact the Alameda County Environmental Health Department to obtain a User Name and Password to upload files to the ftp site.
 - i) Send an e-mail to deh.loptoxic@acgov.org
 - b) In the subject line of your request, be sure to include "**ftp PASSWORD REQUEST**" and in the body of your request, include the **Contact Information, Site Addresses**, and the **Case Numbers (RO# available in Geotracker) you will be posting for.**
- 2) Upload Files to the ftp Site
 - a) Using Internet Explorer (IE4+), go to <ftp://alcoftp1.acgov.org>
 - (i) Note: Netscape, Safari, and Firefox browsers will not open the FTP site as they are NOT being supported at this time.
 - b) Click on Page located on the Command bar on upper right side of window, and then scroll down to Open FTP Site in Windows Explorer.
 - c) Enter your User Name and Password. (Note: Both are Case Sensitive.)
 - d) Open "My Computer" on your computer and navigate to the file(s) you wish to upload to the ftp site.
 - e) With both "My Computer" and the ftp site open in separate windows, drag and drop the file(s) from "My Computer" to the ftp window.
- 3) Send E-mail Notifications to the Environmental Cleanup Oversight Programs
 - a) Send email to deh.loptoxic@acgov.org notify us that you have placed a report on our ftp site.
 - b) Copy your Caseworker on the e-mail. Your Caseworker's e-mail address is the entire first name then a period and entire last name @acgov.org. (e.g., firstname.lastname@acgov.org)
 - c) The subject line of the e-mail must start with the RO# followed by **Report Upload**. (e.g., Subject: RO1234 Report Upload) If site is a new case without an RO#, use the street address instead.
 - d) If your document meets the above requirements and you follow the submission instructions, you will receive a notification by email indicating that your document was successfully uploaded to the ftp site.



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INVITATION TO COMMENT – POTENTIAL CASE CLOSURE

**MULHOLLAND RESIDENCE
132 GUILFORD ROAD, PIEDMONT, CA
FUEL LEAK CASE RO0003070
GEOTRACKER GLOBAL ID T1000002521**

May 11, 2015

The above referenced site is a fuel leak case that is under the regulatory oversight of the Alameda County Environmental Health (ACEH) Local Oversight Program for the investigation and cleanup of a release of petroleum hydrocarbons from an underground storage tank system. Site investigation and cleanup activities have been completed and the site has been evaluated in accordance with the State Water Resources Control Board Low-Threat Closure Policy. The site appears to meet all of the criteria in the Low-Threat Closure Policy. Therefore, ACEH is considering closure of the fuel leak case.

The public is invited to review and comment on the potential closure of the fuel leak case. This notice is being sent to the current occupants and landowners of the site and adjacent properties and other known interested parties. The entire case file can be viewed over the Internet on the ACEH website (<http://www.acgov.org/aceh/lop/ust.htm>) or the State of California Water Resources Control Board GeoTracker website (<http://geotracker.waterboards.ca.gov>). Please send written comments to Mark Detterman at the address below; all comments will be forwarded to the responsible parties. Comments **received by July 15, 2015** will be considered and responded to prior to a final determination on the proposed case closure.

If you have comments or questions regarding this site, please contact the ACEH caseworker, Mark Detterman at 510-567-6876 or by email at mark.detterman@acgov.org. Please refer to ACEH case RO0003070 in any correspondence.

BERLEKAMP ELWYN & JENNIFER TRS
PARCEL #: 51-4676-24-1
120 HAZEL LN
PIEDMONT CA 94611-4033

CALVIN & JANE CULLINANJAMES FAMILY TRI
PARCEL #: 51-4676-3-1
777 HIGHLAND AVE
PIEDMONT CA 94611-3808

CASTRO ROBERTO B & FRANCISCO NORMA
PARCEL #: 51-4676-5
137 GUILFORD RD
PIEDMONT CA 94611-3804

CITY OF PIEDMONT
PARCEL #: 51-4676-1
120 VISTA AVE
PIEDMONT CA 94611-4031

CLARK FREDERIC H & NOLAN MARGARET H
PARCEL #: 51-4676-25-1
114 HAZEL LN
PIEDMONT CA 94611-4033

COLBY CHRISTOPHER P & SOLOMON PHYLL
PARCEL #: 51-4676-29
104 HAZEL LN
PIEDMONT CA 94611-4033

DEUTSCHE RICHARD A & MONICA B TRS
PARCEL #: 51-4676-41
121 HAZEL LN
PIEDMONT CA 94611-4040

JEWELL NICHOLAS P & DEBRA TRS
PARCEL #: 51-4676-28
108 HAZEL LN
PIEDMONT CA 94611-4033

JOSEPH CATHERINE TR & JOSEPH TOM & AF
PARCEL #: 51-4676-20
38650 MISSION BLVD
FREMONT CA 94536-4391

KRUSI GEORGE S & BARBARA B TRS
PARCEL #: 51-4676-42
111 HAZEL LN
PIEDMONT CA 94611-4034

KWAN SIMON H & CHAN KRAMMIE M
PARCEL #: 51-4676-40-2
124 HAZEL LN
PIEDMONT CA 94611-4035

MANOLIS PAUL G & ELENE Z TRS
PARCEL #: 51-4676-21
100 GUILFORD RD
PIEDMONT CA 94611-3805

MULHOLLAND LESLIE D TR
PARCEL #: 51-4676-19
132 GUILFORD RD
PIEDMONT CA 94611-3805

NEWTON PAUL & DEBORAH K
PARCEL #: 51-4676-17
131 GUILFORD RD
PIEDMONT CA 94611-3804

NUGENT GEORGE J & DIANA M
PARCEL #: 51-4676-18
135 GUILFORD RD
PIEDMONT CA 94611-3804

OCCUPANT
PARCEL #: 51-4676-20
124 GUILFORD RD
PIEDMONT CA 94611

OCCUPANT
PARCEL #: 51-4676-1
711 HIGHLAND AVE
PIEDMONT CA 94611

SCHMIDT DAVID E & MARION TRS
PARCEL #: 51-4676-4-1
781 HIGHLAND AVE
PIEDMONT CA 94611-3808

STOCK JOHN V & PEGGY M TRS
PARCEL #: 51-4676-2
50 GUILFORD RD
PIEDMONT CA 94611-3805

STRAUCH ROGER A & KULHANJIAN JULIE A
PARCEL #: 51-4676-23
125 GUILFORD RD
PIEDMONT CA 94611-3804

SULLIVAN WILLIAM J & HELEN M TRS
PARCEL #: 51-4676-22
129 GUILFORD RD
PIEDMONT CA 94611-3804

THEIS DAVID S & ROYCE SARAH TRS
PARCEL #: 51-4676-30
100 HAZEL LN
PIEDMONT CA 94611-4033

East Bay Municipal Utility District
Chandra Johannesson
P.O. Box 24055,
Oakland, CA 94623

cjohanne@ebmud.com

Ms. Kate Black
Planning Director
City of Piedmont
120 Vista Avenue
Piedmont, CA 94611

kblack@ci.piedmont.ca.us

Mr. Chester Nakahara
Public Works Director
City of Piedmont
120 Vista Avenue
Piedmont, CA 94611

cnakahara@ci.piedmont.ca.us

Cherie McCaulou
Engineering Geologist
Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay St, Ste 1400
Oakland, CA 94612

cmccaulou@waterboards.co.gov

LIST OF LANDOWNERS FORM

County of Alameda
Environmental Health Services
Environmental Protection
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

CERTIFIED LIST OF RECORD FEE TITLE OWNERS FOR:

Site Name: Mulholland Residence
Address: 132 Guilford Road
City, State, Zip: Piedmont, CA 94611
Record ID #: RO0003070

Please fill out item 1 if there are multiple site landowners (attach an extra sheet if necessary). If you are the sole site landowner, skip item 1 and fill out item 2.

1. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I, _____ (name of primary responsible party), certify that the following is a complete list of current record fee title owners and their mailing addresses for the above site:

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

Name: _____

Address: _____

City, State, Zip: _____

E-mail _____

Address: _____

2. In accordance with Section 25297.15(a) of Chapter 6.7 of the California Health & Safety Code, I _____, certify that I am the sole landowner for the above site.

Sincerely,

Signature of Primary Responsible Party Printed Name Date E-mail Address