



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

June 24, 2014

Darlene Houge
East Bay Bridge Retail LLC.
1626 East Jefferson St.
Rockville, MD 94607-20852
(Sent via email to dhough@federalrealty.com)

Prologis Logistics Services, Inc.
4545 Airport Way
Denver, CA 80239
Attn: General Counsel

Environmental Compliance Manager
Burlington Northern and Santa Fe Railway Co.
2650 Lou Menk Drive
Fort Worth, TX 76131

Subject: Fuel Leak Case No. RO0003092 and GeoTracker Global ID T10000004327, M&N Warehouse, 1555
40th Street, Oakland, CA 94608

Dear Responsible Parties:

Alameda County Environmental Health (ACEH) staff has reviewed the case file including most recent correspondence, dated July 3, 2008, and ACEH's most recent directive letter dated July 24, 2009. Since these correspondences were exchanged, the State Water Resources Control Board (SWRCB) adopted the *Low Threat Underground Storage Tank Case Closure Policy (LTCP)* in August 2012 for the purpose of establishing consistent statewide case closure criteria for low-threat petroleum Underground Storage Tank (UST) sites.

Based on the case file review in conjunction with the SWRCB's LTCP, ACEH has determined the case is closable under the LTCP.

Pursuant to Section 25297.15 (a), 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 mail it back to ACEH by the date identified below. Also your comments, if any, must be considered prior to the proposed closure. Please respond within 30 days from the date of this letter for your comments to be considered.

Technical Report Request

Please submit the *List of Landowners Form* to the ACEH (Attention: Keith Nowell), in accordance with the following schedule:

- **August 25, 2014-** Return of *List of Landowners Form*

You are receiving this letter because you have been identified as a Responsible Party. You will be receiving a Responsible Party notification under separate cover.

If your email address does not appear on the cover page of this notification ACEH is requesting you provide your email address so that we can correspond with you quickly and efficiently regarding your case.

Thank you for your cooperation. Should you have any questions regarding this correspondence or your case, please call me at (510) 567-6764 or send an electronic mail message at keith.nowell@acgov.org.

Sincerely,

Keith Nowell
Hazardous Materials Specialist

Enclosure: List of Landowners Form

cc: Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA 94612-2032 (*Sent via e-mail to: lgriffin@oaklandnet.com*)

Dilan Roe, ACEH (*Sent via e-mail to: dilan.roe@acgov.org*)

Keith Nowell, ACEH (*Sent via e-mail to: keith.nowell@acgov.org*)

Geotracker, Electronic File

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: **M&N WAREHOUSE**
Address: 1555 40TH STREET (AKA 1549 40TH ST)
City, State, Zip: OAKLAND , CA 94608
Record ID #: RO0003092

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