



AGENCY

Certified Mail #: 7009 2820 0001 4359 7542

May 31, 2013

NOTICE OF RESPONSIBILITY

Site Name & Address:

**PERALTA ST. RIGHT OF WAY
3889 SAN PABLO AVE
EMERYVILLE, CA 94608-3808**

**Local ID: RO0003111
Related ID: NA
RWQCB ID:
Global ID: T10000004673**

Responsible Party:

**c/o WILLIAM HOSLER
EAST BAY BRIDGE LLC
66 FRANKLIN ST, STE 200
OAKLAND CA 94607--372**

Date First Reported: 7/3/1994

**Substance: 12034 Diesel fuel oil and additives, Nos.1-D, 2-D,
2-4**

Funding for Oversight: LOPS - LOP State Fund

Multiple RPs?: Yes

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 EAST BAY BRIDGE LLC 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.

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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, at this office at if you have questions regarding your site.

Date: 5/31/13

ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: NEW

Attachment A: Responsible Parties Data Sheet

cc: Jenniffer Jorden, SWRCB, D. Drogos (Sent via electronic mail to donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

May 31, 2013

Site Name & Address:

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All Responsible Parties

**RP has been named a Primary RP - c/o WILLIAM HOSLER
EAST BAY BRIDGE LLC**
66 FRANKLIN ST, STE 200 | OAKLAND, CA 94607--372 | Phone (510) 267-3400

**RP has been named a Primary RP
PROLOGIS LOGISTICS SERVICES, INC**
4545 PORT WAY | DENVER, CO 80239--571 | Phone (303) 567-5000

**RP has been named a Primary RP
CATELLUS DEVELOPMENT CORPORATION**
66 FRANKLIN ST, STE 200 | OAKLAND, CA 94607--372 | Phone (510) 267-3400

**RP has been named a Primary RP
FOXWATER GROUP**
PO BOX 32387 | OAKLAND, CA 94604--328 | No Phone Number Listed

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.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

May 31, 2013

Responsible Party Identification

Existence of Unauthorized Release

An underground tank (UST) used for the storage of heating oil was removed from the sidewalk of the Peralta Street right of way on June 7, 1993 during site redevelopment activities for the East Baybridge Center. The heating oil tank, no longer in service, was plumbed to the building at 3823 San Pablo Avenue in Emeryville, Ca. One hole was observed at the base of the tank and a petroleum odor emanated from the tank excavation. Seventeen milligrams per kilogram of total petroleum hydrocarbons as diesel was detected during the tank investigation, indicating an unauthorized release occurred from the UST system at this site.

Responsible Party Identification

The building serviced by the underground tank has been owned by the Foxwater Group (Foxwater) since June 6, 1986. Foxwater meets the definition of a responsible party for the site because it owned or operated an underground storage tank used for the storage of any hazardous substance (Definition 1), and Foxwater had or has control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Catellus Development Corporation (Catellus) has been the property (Peralta Street right of way) owner since April 14, 1992. Catellus meets the definition of a responsible party for the site because it was the owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).

Prologis Logistics Services Inc. (Prologis) acquired Catellus and became owner of the property on January 18, 2011. Prologis meets the definition of a responsible party for the site because it was the owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).

Property ownership was transferred to East Bay Bridge Retail LLC on March 3, 2011. East Bay Bridge Retail LLC meets the definition of a responsible party for the site because it is the owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).



AGENCY

Certified Mail #: 7009 2820 0001 4359 7559

May 31, 2013

NOTICE OF RESPONSIBILITY

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EMERYVILLE, CA 94608-3808

Local ID: RO0003111
Related ID: NA
RWQCB ID:
Global ID: T10000004673

Responsible Party:

PROLOGIS LOGISTICS SERVICES, INC
4545 PORT WAY
DENVER CO 80239--571

Date First Reported: 7/3/1994
Substance: 12034 Diesel fuel oil and additives, Nos.1-D, 2-D, 2-4
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Date: 5/31/13

ARIU LEVI, Director
Contract Project Director

Action: Add
Reason: NEW

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

May 31, 2013

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Global ID: T10000004673**

All Responsible Parties

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EAST BAY BRIDGE LLC**
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**RP has been named a Primary RP
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PO BOX 32387 | OAKLAND, CA 94604--328 | No Phone Number Listed

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ACEH has named the responsible parties for this site as detailed below.

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

May 31, 2013

Responsible Party Identification

Existence of Unauthorized Release

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Responsible Party Identification

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Catellus Development Corporation (Catellus) has been the property (Peralta Street right of way) owner since April 14, 1992. Catellus meets the definition of a responsible party for the site because it was the owner of property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).

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Related ID: NA
RWQCB ID:
Global ID: T10000004673

Responsible Party:

CATELLUS DEVELOPMENT
66 FRANKLIN ST, STE 200
OAKLAND CA 94607--372

Date First Reported: 7/3/1994

Substance: 12034 Diesel fuel oil and additives, Nos.1-D, 2-D,
2-4

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ARIU LEVI, Director
Contract Project Director

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