



AGENCY

Certified Mail #: 7009 2820 0001 4359 7788

November 21, 2013

NOTICE OF RESPONSIBILITY

Site Name & Address:

**MILLIGAN & CASENTINI PROPERTY
385 26TH ST
OAKLAND, CA 94612**

**Local ID: RO0003125
Related ID: NA
RWQCB ID:
Global ID: T10000005131**

Responsible Party:

**c/o DANIEL FRANKO
SLIP ON GOLF, INC
1701 N. CALIFORNIA BLVD
WALNUT CREEK CA 94596-4112**

Date First Reported: 3/18/2013

Substance: 12,2 Multiple Releases

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 KYLE MILLIGAN & SUSAN CASENTINI 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) 341-5752.

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 Karel Detterman, at this office at (510) 567-6708 if you have questions regarding your site.



ARIU LEVI, Director
Contract Project Director

Date: 11/21/13

Action: Add
Reason: NEW

Attachment A: Responsible Parties Data Sheet

cc: Sally Meza, SWRCB (email: smeza@waterboards.ca.gov) | Donna Drogos (email: donna.drogos@acgov.org), File



AGENCY

Certified Mail #: 7009 2820 0001 4359 7771

November 21, 2013

NOTICE OF RESPONSIBILITY

Site Name & Address:

**MILLIGAN & CASENTINI PROPERTY
385 26TH ST
OAKLAND, CA 94612**

**Local ID: RO0003125
Related ID: NA
RWQCB ID:
Global ID: T10000005131**

Responsible Party:

**KYLE MILLIGAN & SUSAN CASENTINI
388 BELMONT STREET
OAKLAND CA 94610-4812**

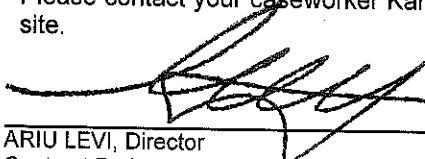
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Substance: 12,2 Multiple Releases
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Please contact your caseworker Karel Detterman, at this office at (510) 567-6708 if you have questions regarding your site.


ARIU LEVI, Director
Contract Project Director

Date: 11/21/13

Action: Add
Reason: NEW

Attachment A: Responsible Parties Data Sheet

cc: Sally Meza, SWRCB (email: smeza@waterboards.ca.gov) | Donna Drogos (email: donna.drogos@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

November 21, 2013

Site Name & Address:

MILLIGAN & CASENTINI PROPERTY
385 26TH ST
OAKLAND, CA 94612-

Local ID: RO0003125

Related ID: NA

RWQCB ID:

Global ID: T10000005131

All Responsible Parties

RP has been named a Primary RP -

KYLE MILLIGAN & SUSAN CASENTINI TRUST

388 BELMONT STREET | OAKLAND, CA 94610--482 | No Phone Number Listed

RP has been named a Primary RP - c/o DANIEL FRANKO

SLIP ON GOLF, INC

1701 N. CALIFORNIA BLVD | WALNUT CREEK, CA 94596—4112 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)

November 21, 2013

Responsible Party Identification

Existence of Unauthorized Release

During a paving project a twelve-foot diameter decayed redwood underground storage tank (UST) was discovered at the site. Approximately 80 gallons of heating oil, the remnants of the redwood UST, and contaminated soil was removed under a UST removal permit from the Oakland Fire Department on March 11, 2013. Concentrations of up to 11,000 milligrams per kilogram (mg/kg) Total Petroleum Hydrocarbons as diesel (TPHD) and 6,500 mg/kg TPH motor oil were documented in soil samples. These data indicate that an unauthorized release from the UST has occurred at the site.

Responsible Party Identification

Daniel S. Franko purchased or received the property in June 1999 and is therefore a former property owner of the site. Daniel S. Franko is a "Responsible Party" for site because he owned the UST used for the storage of a hazardous substance (Definition 1) and owned the property where an unauthorized release has occurred (Definition 3).

Ownership of the property was maintained by the individual, trustee, or the trust of Kyle Milligan and Susan Casentini from October 2008 through ay 2009 and is therefore a former property owner of the site. Kyle Milligan and Susan Casentini have been named as a "Responsible Party" for site because they owned a UST used for the storage of a hazardous substance (Definition 1) and owned the property where an unauthorized release has occurred (Definition 3).