



October 27, 2016

Walgreen Company
Attn.: Kevin Anderson; Manager, Supply Chain
2370 E. Main Street
Woodland, CA 95776
(Sent via E-mail to: kevin.anderson@walgreens.com)

Subject: Revised Work Plan Approval for SCP Case No. RO0003158 and GeoTracker Global ID T10000006478, Walgreens Sunol, 9494 Koopman Road, Sunol, CA 94586

Dear Mr. Anderson:

Alameda County Department of Environmental Health (ACDEH) staff has reviewed the case file for the above referenced site, including the Revised Work Plan, dated September 9, 2016 and submitted on September 14, 2016. The work plan, which as prepared by Bureau Veritas North America, Inc., includes proposed soil sampling at the location of the crash and spill and immediately adjacent to Alameda Creek in the unlined drainage.

The proposed scope of work is conditionally approved, provided that you address the following comments:

- In a directive dated August 2, 2016, ACDEH requested that you contact San Francisco Public Utilities Commission (SFPUC) regarding the existence of groundwater analytical data from samples collected at the SFPUC well before and after the spill at the site. The fourth paragraph on page 3 of the revised work plan discusses communication with a representative for SFPUC, Mr. Neil Fujita. The paragraph states that Mr. Fujita “directed the sampling of soil in the distal portion of the unlined drainage and the SFPUC well on the SFPUC property.” Whom he directed and whether or not the soil and groundwater samples were collected and analyzed is not specified. It is also not clear whether or not SFPUC wants further groundwater samples collected and analyzed for Total Petroleum Hydrocarbons (TPH), given that TPH was detected in groundwater samples collected on December 1, 2014, from the SFPUC well. ACDEH requests that you contact Mr. Fujita to clarify the above points. We request that you provide us this information via email (anne.jurek@acgov.org) no later than **November 11, 2016**, before the submittal of the investigation report.
- We request that complete figures of the following be included in the investigation report: the oil flow path from the spill; boom deployment and location(s) of soil/debris excavation during cleanup; and all sampling locations. We also request that you include a summary of the prior investigations.

TECHNICAL REPORT REQUEST

Please upload technical reports to the ACDEH ftp site (Attention: Anne Jurek), and to the State Water Resources Control Board’s GeoTracker website according to the following schedule and file-naming convention:

- **November 30, 2016** – Site Investigation Report

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File to be named: SWI_R_yyyy-mm-dd RO3158

This report is 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.

GEOTRACKER COMPLIANCE

A review of the State Water Resources Control Board's (State Water Board) GeoTracker website indicates that reports and work plans that have been uploaded onto ACDEH's ftp site have not been uploaded onto GeoTracker as required. Please upload all reports and work plans that pertain to the site.

Other required files, including electronic data files for laboratory analytical data, boring logs, and site maps for all investigative work performed for this site have not been uploaded onto GeoTracker. Because this is a state requirement, ACDEH requests that all the above requested reports and data be uploaded to GeoTracker by **November 11, 2016**.

Pursuant to California Code of Regulations, Title 23, Division 3, Chapter 16, Article 12, Sections 2729 and 2729.1, beginning September 1, 2001, all analytical data, including monitoring well samples, submitted in a report to a regulatory agency as part of the UST or LUST program, must be transmitted electronically to the State Water Board GeoTracker system via the internet. Also, beginning January 1, 2002, all permanent monitoring points utilized to collect groundwater samples (i.e. monitoring wells) and submitted in a report to a regulatory agency, must be surveyed (top of casing) to mean sea level and latitude and longitude to sub-meter accuracy using NAD 83. A California licensed surveyor may be required to perform this work. In September 2004, the SWRCB adopted regulations that require electronic submittal of information for all groundwater cleanup programs, including SCP programs. Additionally, pursuant to California Code of Regulations, Title 23, Division 3, Chapter 30, Articles 1 and 2, Sections 3893, 3894, and 3895, beginning July 1, 2005, the successful submittal of electronic information (i.e. report in PDF format) shall replace the requirement for the submittal of a paper copy. Please upload all required submittals to GeoTracker. Electronic reporting is described below on the attachments.

If you have any questions, please call me at (510) 567-6721 or send me an electronic mail message at anne.jurek@acgov.org. Online case files are available for review at the following website: <http://www.acgov.org/aceh/index.htm>.

Sincerely,

Anne Jurek, M.S.
Professional Technical Specialist II (Geology)

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Attachments: Responsible Party(ies) Legal Requirements/Obligations

ACDEH Electronic Report Upload (ftp) Instructions

cc: Donald A. Ashton, 2430 Camino Ramon, Suite 122; San Ramon, CA 94583 (*Sent via E-mail to: don.ashton@us.bureauveritas.com*)

Chris Whitehurst, Walgreen Co., 2370 E. Main Street, Woodland, CA 95776 (*sent via E-mail to: christopher.whitehurst@walgreens.com*)

Brent J. Hoberg, Walgreen Co., 4234 Hacienda Drive, Suite 150, Pleasanton, CA 94588
(*Sent via E-mail to: brent.hoberg@walgreens.com*)

Edward S. Lee, Walgreen Co., 4234 Hacienda Drive, Suite 150, Pleasanton, CA 94588
(*Sent via E-mail to: edward.lee@walgreens.com*)

William Ragsdale, Clean Harbors Environmental Services, 1010 Commercial Street, San Jose, CA 95112 (*Sent via E-mail to: ragsdale.william@cleanharbors.com*)

Anne Jurek, ACDEH (*Sent via E-mail to: anne.jurek@acgov.org*)

GeoTracker, eFile

Attachment 1

Responsible Party(ies) Legal Requirements/Obligations

REPORT/DATA REQUESTS

These reports/data are being requested pursuant to Division 7 of the California Water Code (Water Quality), Chapter 6.7 of Division 20 of the California Health and Safety Code (Underground Storage of Hazardous Substances), and Chapter 16 of Division 3 of Title 23 of the California Code of Regulations (Underground Storage Tank Regulations).

ELECTRONIC SUBMITTAL OF REPORTS

ACEH's Environmental Cleanup Oversight Programs (Local Oversight Program [LOP] for unauthorized releases from petroleum Underground Storage Tanks [USTs], and Site Cleanup Program [SCP] for unauthorized releases of non-petroleum hazardous substances) require submission of reports in electronic format pursuant to Chapter 3 of Division 7, Sections 13195 and 13197.5 of the California Water Code, and Chapter 30, Articles 1 and 2, Sections 3890 to 3895 of Division 3 of Title 23 of the California Code of Regulations (23 CCR). Instructions for submission of electronic documents to the ACEH FTP site are provided on the attached "Electronic Report Upload Instructions."

Submission of reports to the ACEH FTP site is in addition to requirements for electronic submittal of information (ESI) to the State Water Resources Control Board's (SWRCB) Geotracker website. In April 2001, the SWRCB adopted 23 CCR, Division 3, Chapter 16, Article 12, Sections 2729 and 2729.1 (Electronic Submission of Laboratory Data for UST Reports). Article 12 required electronic submittal of analytical laboratory data submitted in a report to a regulatory agency (effective September 1, 2001), and surveyed locations (latitude, longitude and elevation) of groundwater monitoring wells (effective January 1, 2002) in Electronic Deliverable Format (EDF) to Geotracker. Article 12 was subsequently repealed in 2004 and replaced with Article 30 (Electronic Submittal of Information) which expanded the ESI requirements to include electronic submittal of any report or data required by a regulatory agency from a cleanup site. The expanded ESI submittal requirements for petroleum UST sites subject to the requirements of 23 CCR, Division, 3, Chapter 16, Article 11, became effective December 16, 2004. All other electronic submittals required pursuant to Chapter 30 became effective January 1, 2005. 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, 7835, 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, late 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 SCP)	REVISION DATE: July 25, 2012
	ISSUE DATE: July 5, 2005
	PREVIOUS REVISIONS: October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010
SECTION: Miscellaneous Administrative Topics & Procedures	SUBJECT: Electronic Report Upload (ftp) Instructions

The Alameda County Environmental Cleanup Oversight Programs (petroleum UST and SCP) 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
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- 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.
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