



**LATE LETTER**

October 7, 2015

Christopher Akins  
Walgreens Woodland Distribution Center  
2370 East Main Street  
Woodland, CA 95776  
(Sent via email to [chris.akers@walgreens.com](mailto:chris.akers@walgreens.com))

Subject: Late Submittal for Site Cleanup Program Case No. RO0003158, Walgreens Sunol, 9494 Koopman Road, Sunol, CA 94586

Dear Mr. Akins:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced Site Cleanup Program (SCP) case. In correspondence dated June 11, 2015 (attached), ACEH requested that you submit a Work Plan no later than July 29, 2015 to characterize the nature and extent of residual petroleum hydrocarbons at the site including further investigation of the potential impacts of the spill on an irrigation well west of Pleasanton-Sunol Road. On July 30, 2015 we received a request from Bureau Veritas North America, Inc. to extend the schedule for submittal of a Work Plan to August 26, 2015. ACEH agreed to extend the schedule to August 26, 2015. To date, we have not received the requested Work Plan.

We request that you submit the Work Plan no later than October 29, 2015. If we do not receive the Work Plan by October 29, 2015, this case may be forwarded to the San Francisco Bay Regional Water Quality Control Board or California Department of Toxic Substances Control for enforcement action.

**TECHNICAL REPORT REQUEST**

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

- **October 29, 2015** – Work Plan

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If you have any questions, please call me at (510) 567-6791 or send me an electronic mail message at [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org). Case files can be reviewed online at the following website: <http://www.acgov.org/aceh/index.htm>.

Sincerely,

Jerry Wickham, California PG 3766, CEG 1177, and CHG 297  
Senior Hazardous Materials Specialist

Attachments: ACEH Correspondence dated June 11, 2015  
Responsible Party(ies) Legal Requirements/Obligations

Enclosure: ACEH Electronic Report Upload (ftp) Instructions

cc: Neal Fujita, San Francisco Public Utilities Commission, Alameda Watershed Resources  
Manager (*Sent via E-mail to: [NFujita@sflower.org](mailto:NFujita@sflower.org)*)

Colleen Winey (QIC 8021), Zone 7 Water Agency, 100 North Canyons Pkwy,  
Livermore, CA 94551 (*Sent via E-mail to: [cwiney@zone7water.com](mailto:cwiney@zone7water.com)*)

Eric Jacobson, Walgreens (*Sent via email to [eric.jacobson@walgreens.com](mailto:eric.jacobson@walgreens.com)*)

Stephen Jackson, Walgreens (*Sent via email to [stephen.jackson@walgreens.com](mailto:stephen.jackson@walgreens.com)*)

Donald Ashton, Bureau Veritas North America, Inc., 2430 Camino Ramon, Suite 122,  
San Ramon, CA 94583 (*Sent via email to [don.ashton@us.bureauveritas.com](mailto:don.ashton@us.bureauveritas.com)*)

Jerry Wickham, ACEH (*Sent via E-mail to: [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org)*)  
eFile

ATTACHMENT

ACEH CORRESPONDENCE DATED JUNE 11, 2015



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

June 11, 2015

Christopher Akins  
Walgreens Woodland Distribution Center  
2370 East Main Street  
Woodland, CA 95776  
(Sent via email to [chris.akers@walgreens.com](mailto:chris.akers@walgreens.com))

Subject: Case File Review and Site Inspection for Site Cleanup Program Case No. RO0003158,  
Walgreens Sunol, 9494 Koopman Road, Sunol, CA 94586

Dear Mr. Akins:

Alameda County Environmental Health (ACEH) staff has reviewed the case file for the above referenced Site Cleanup Program (SCP) case including the report entitled, "*Walgreen Diesel Spill Emergency Response and Cleanup Summary*," dated January 2015 and prepared by Clean Harbors Environmental Services. The report presents a brief summary of the emergency response and cleanup performed by Clean Harbors Environmental Services in response to the diesel spill following a truck accident in Sunol, CA. More recently, ACEH visited the site with a representative of Clean Harbors Environmental Services to inspect the impacted areas.

The truck accident occurred on November 22, 2014 on the northbound side of Interstate I-680 near Highway 84 in Sunol. An estimated 150 gallons of diesel fuel spilled from the truck and entered a nearby concrete drainage ditch. The fuel traveled north through the drainage ditch to Koopman Road where the fuel entered a subsurface concrete culvert that extended west beneath Koopman Road and Interstate 680. The subsurface concrete culvert extends approximately 450 feet and discharges into a small drainageway that leads to Alameda Creek west of Pleasanton-Sunol Road. West of Pleasanton-Sunol Road, the fuel discharged onto and was absorbed by soil within the drainageway. Approximately 30 cubic yards of contaminated soil was excavated and placed in drums for removal. Two soil samples that were collected following the excavation contained total petroleum hydrocarbons (TPH) in the C10 to C28 range at concentrations of 283 and 505 milligrams per kilogram, respectively.

The results of the confirmation soil sampling indicate that residual contamination remained at the site following excavation. We request that you submit a Work Plan to characterize the nature and extent of residual petroleum hydrocarbons at the site. A water sample collected from a nearby irrigation well contained TPH in the C10 to C28 range at concentrations of 0.135 to 0.349 milligrams per liter. We request that you submit a Work Plan to conduct further investigation of the potential impacts to the irrigation well. The Work Plan must be prepared by a California Professional Geologist or Engineer who is qualified to conduct these types of environmental investigations.

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### **TECHNICAL REPORT REQUEST**

Please submit technical reports to Alameda County Environmental Health (Attention: Jerry Wickham), according to the following schedule:

- **July 29, 2015** – Work Plan

If you have any questions, please call me at (510) 567-6791 or send me an electronic mail message at [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org). Case files can be reviewed online at the following website: <http://www.acgov.org/aceh/index.htm>.

Sincerely,

Jerry Wickham, California PG 3766, CEG 1177, and CHG 297  
Senior Hazardous Materials Specialist

Attachments: Responsible Party(ies) Legal Requirements/Obligations

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cc: Neal Fujita, San Francisco Public Utilities Commission, Alameda Watershed Resources Manager (*Sent via E-mail to: [NFujita@sflower.org](mailto:NFujita@sflower.org)*)

Colleen Winey (QIC 8021), Zone 7 Water Agency, 100 North Canyons Pkwy, Livermore, CA 94551 (*Sent via E-mail to: [cwiney@zone7water.com](mailto:cwiney@zone7water.com)*)

Eric Jacobson, Walgreens (*Sent via email to [eric.jacobson@walgreens.com](mailto:eric.jacobson@walgreens.com)*)

Stephen Jackson, Walgreens (*Sent via email to [stephen.jackson@walgreens.com](mailto:stephen.jackson@walgreens.com)*)

Jerry Wickham, ACEH (*Sent via E-mail to: [jerry.wickham@acgov.org](mailto:jerry.wickham@acgov.org)*)  
eFile

## 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/](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.

<b>Alameda County Environmental Cleanup Oversight Programs (LOP and SLIC)</b>	<b>REVISION DATE:</b> May 15, 2014
	<b>ISSUE DATE:</b> July 5, 2005
	<b>PREVIOUS REVISIONS:</b> October 31, 2005; December 16, 2005; March 27, 2009; July 8, 2010, July 25, 2010
<b>SECTION:</b> Miscellaneous Administrative Topics & Procedures	<b>SUBJECT:</b> 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](mailto: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](mailto: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.