

ALAMEDA COUNTY
**HEALTH CARE SERVICE
AGENCY**



ENVIRONMENTAL HEALTH DEPARTMENT
OFFICE OF THE DIRECTOR
1131 HARBOR BAY PARKWAY
ALAMEDA, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

REBECCA GEBHART, Acting Agency Director

Certified Mail #: 7011 3500 0003 1848 1448

March 30, 2016

NOTICE OF RESPONSIBILITY

Site Name & Address:

**BART Maintenance Shop
601 East 8th Street
Oakland, CA, 94606-3606**

**Local ID: RO0003171
Related ID: NA
RWQCB ID: NA
Global ID: T10000007044**

Responsible Party:

**SAN FRANCISCO BAY AREA RAPID TRANSIT
DISTRICT
ATTN: GARY JENSEN
300 LAKESIDE DRIVE, 17TH FLOOR
OAKLAND, CA 94612**

**Date First Reported: 12/15/2015
Substance: • 12035 Waste Oil/Used Oil
Funding for Oversight: LOPS - LOP State Fund
Multiple RPs?: No**

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 **SAN FRANCISCO BAY AREA RAPID TRANSIT** 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.

Date: 03-29-2016

RONALD BROWDER, Acting Director
Contract Project Director

Action: New
Reason: New

Attachment A: Responsible Parties Data Sheet

cc: Cindy Davis, SWRCB (email: cindy.davis@waterboards.ca.gov) | Dilan Roe (email: dilan.roe@acgov.org), File

ALAMEDA COUNTY ENVIRONMENTAL HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

March 30, 2016

Site Name & Address:

**BART Maintenance Shop
601 East 8th Street
Oakland, CA, 94606-3606**

**Local ID: RO0003171
Related ID: NA
RWQCB ID: NA
Global ID: T10000007044**

All Responsible Parties

RP has been named a Primary RP – SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

ATTN: Gary Jensen

300 LAKESIDE DRIVE, 17TH FLOOR|OAKLAND, CA 94612| No Phone Number Listed

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

March 30, 2016

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."
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ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

March 30, 2016

Existence of Unauthorized Release

Piping associated with a waste oil underground storage tank (UST) was replaced in January 2015. On February 13, 2015 a soil sample taken below the piping detected concentrations up to 0.28 milligrams per kilogram (mg/kg) Total Petroleum Hydrocarbons as Gasoline (TPHg) and 450 mg/kg Total Petroleum Hydrocarbons as Oil and Grease (TPH O & G). These data indicate that an unauthorized release from the waste oil UST piping has occurred at the site.

Responsible Party Identification

The San Francisco Bay Area Rapid Transit District purchased the property on June 21, 1965. The San Francisco Bay Area Rapid Transit District has been named as a Responsible Party for site because they own a UST used for the storage of a hazardous substance (Definition 1), they own the property where an unauthorized release of a hazardous substance has occurred (Definition 3), and they had or have control over an underground storage tank at the time of or following an unauthorized release of a hazardous substance (Definition 4).