



September 13, 2018

M. J. Garfinkle and Susan G. Block et al
352 Capetown Drive
Alameda, CA 94502-6426

Ms. Nicole Arceneaux
Chevron Environmental Management Company
6001 Bollinger Canyon Road
San Ramon, CA 94583

Subject: Updated Notice of Responsibility, Fuel Leak Case RO0003230 and GeoTracker Global ID
T10000009401, 1200 Park Street, 1200 Park Street, Alameda, CA 94501

Dear Ladies and Gentlemen:

In a Notice of Responsibility dated October 19, 2016 M. J. Garfinkle and Susan G. Block et al and the Chevron Environmental Management Company were notified that the above referenced site had been placed in the Local Oversight Program and that they had been named as a Responsible Party for the fuel leak case. The M. J. Garfinkle and Susan G. Block et al have been named as secondary Responsible Parties for the fuel leak case in the attached updated NOR as defined under 23 C.C.R Sec. 2720. Please see Attachment A – Responsible Parties Data Sheet, which identifies all Responsible Parties and provides background on the unauthorized release and Responsible Party Identification.

Should you have any questions, please contact me at (510) 567-6708 or send me an e-mail message at karel.detterman@acgov.org.

Sincerely,

A handwritten signature in blue ink that reads "Karel Detterman". The signature is fluid and includes a long horizontal stroke at the end.

Karel Detterman, P.G.
Senior Hazardous Materials Specialist

Enclosures: Attachment 1 – Responsible Party (ies) Legal Requirements / Obligations
Electronic Report Upload (ftp) Instructions

Attachment A – Responsible Parties Data Sheet-Notice of Responsibility (NOR)

cc: Dilan Roe (sent via electronic mail to: dilan.roe@acgov.org)
Paresh Khatri (sent via electronic mail to: paresh.khatri@acgov.org)
Karel Detterman, ACEH, (sent via electronic mail to: karel.detterman@acgov.org)
Case Electronic File, GeoTracker

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

COLLEEN CHAWLA, DIRECTOR



DEPARTMENT OF ENVIRONMENTAL HEALTH
LOCAL OVERSIGHT PROGRAM (LOP)
For Hazardous Materials Releases
1131 HARBOR BAY PARKWAY, SUITE 250
ALAMEDA, CA 94502
(510) 567-6700

Certified Mail #: 7011 3500 0003 1810 9816

September 13, 2018

NOTICE OF RESPONSIBILITY

Site Name & Address:
1200 PARK STREET
1200 PARK STREET
ALAMEDA, CA 94501

Local ID: RO0003230
Related ID: NA
RWQCB ID: NA
Global ID: T0000009401

Responsible Party:

M.J. GARFINKLE AND SUSAN G. BLOCK ETAL
352 CAPETOWN DRIVE
ALAMEDA, CA 94502-6426

Date First Reported: 7/13/2016
Substance:
• 8006619 Gasoline-Automotive (motor gasoline and additives), leaded & unleaded
• 12034 Diesel fuel oil & additives (Nos. 1-D, 2-D, 2-4)
• 12035 Waste Oil/Used Oil
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 secondary 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 M.J. GARFINKLE AND SUSAN G. BLOCK ETAL as the secondary Responsible Party. It is the responsibility of the secondary 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 secondary 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: 09-14-2018

RONALD BROWDER, Director
Contract Project Director

Action: Update
Reason: Update

Attachment A: Responsible Parties Data Sheet

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

Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)	REVISION DATE: December 14, 2017
	ISSUE DATE: July 25, 2012
	PREVIOUS REVISIONS: September 17, 2013, May 15, 2014, December 12, 2016
SECTION: ACDEH Procedures	SUBJECT: Responsible Party(ies) Legal Requirements / Obligations

REPORT & DELIVERABLE REQUESTS

Alameda County Department of Environmental Health (ACDEH) Cleanup Oversight Programs, Local Oversight Program (LOP) and Site Cleanup Program (SCP) require submission of all reports in electronic form to the State Water Board's (SWB) GeoTracker website in accordance with California Code of Regulations, Chapter 30, Division 3, Title 23 and Division 3, Title 27.

Leaking Underground Fuel Tank (LUFT) Cases

Reports and deliverable requests are 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 (RP) in conjunction with an unauthorized release from a petroleum underground storage tank (UST) system.

Site Cleanup Program (SCP) Cases

For non-petroleum UST cases, reports and deliverables requests are pursuant to California Health and Safety Code Section 101480.

ELECTRONIC SUBMITTAL OF REPORTS

A complete report submittal includes the PDF report and all associated electronic data files, including but not limited to GEO_MAP, GEO_XY, GEO_Z, GEO_BORE, GEO_WELL, and laboratory analytical data in Electronic Deliverable Format™ (EDF). Additional information on these requirements is available on the State Water Board's website (http://www.waterboards.ca.gov/water_issues/programs/ust/electronic_submittal/)

- Do not upload draft reports to GeoTracker
- Rotate each page in the PDF document in the direction that will make it easiest to read on a computer monitor.

GEOTRACKER UPLOAD CERTIFICATION

Each report submittal is to include a GeoTracker Upload Summary Table with GeoTracker valid values¹ as illustrated in the example below to facilitate ACDEH review and verify compliance with GeoTracker requirements.

GeoTracker Upload Table Example

Report Title	Sample Period	PDF Report	GEO_MAPS	Sample ID	Matrix	GEO_Z	GEO_XY	GEO_BORE	GEO_WELL	EDF
2016 Subsurface Investigation Report	2016 S1	✓	✓	Effluent	SO	☐	☐	☐	☐	✓
2012 Site Assessment Work Plan	2012	✓	✓			☐	☐	☐	☐	☐
2010 GW Investigation Report	2008 Q4	✓	✓	SB-10	W	✓	☐	☐	☐	✓
				SB-10-6	SO	☐	☐	☐	☐	✓
				MW-1	WG	✓	✓	✓	✓	✓
				SW-1	W	✓	✓	✓	✓	✓

¹ GeoTracker Survey XYZ, Well Data, and Site Map Guidelines & Restrictions, CA State Water Resources Control Board, April 2005

Alameda County Environmental Cleanup Oversight Programs (LOP and SCP)	REVISION DATE: NA
	ISSUE DATE: December 14, 2017
	PREVIOUS REVISIONS: September 17, 2013, May 15, 2014, December 12, 2016
SECTION: ACDEH Procedures	SUBJECT: Responsible Party(ies) Legal Requirements / Obligations

ACKNOWLEDGEMENT STATEMENT

All work plans, technical reports, or technical documents submitted to ACDEH must be accompanied by a cover letter from the responsible party that states, at a minimum, the following: "I have read and acknowledge the content, recommendations and/or conclusions contained in the attached document or report submitted on my behalf to the State Water Board's GeoTracker website." This letter must be signed by the Responsible Party, or legally authorized representative of the Responsible Party.

PROFESSIONAL CERTIFICATION & CONCLUSIONS/RECOMMENDATIONS

The California Business and Professions Code (Sections 6731, 6735, and 7835) 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 licensed or certified professional and include the professional registration stamp, signature, and statement of professional certification. Additional information is available on the Board of Professional Engineers, Land Surveyors, and Geologists website at: <http://www.bpelsq.ca.gov/laws/index.shtml>.

UNDERGROUND STORAGE TANK CLEANUP FUND

For LUFT cases, RP's non-compliance with these regulations may result in ineligibility to receive grant money from the state's Underground Storage Tank Cleanup Fund (Senate Bill 2004) to reimburse the cost of cleanup. Additional information is available on the internet at: https://www.waterboards.ca.gov/water_issues/programs/ustcf/

AGENCY OVERSIGHT

Significant delays in conducting site assessment/cleanup or report submittals may result in referral of the case to the Regional Water 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 HEALTH
LUFT LOCAL OVERSIGHT PROGRAM

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET

September 13, 2018

Site Name & Address:

1200 PARK STREET
1200 PARK STREET
ALAMEDA, CA 94501

Local ID: RO0003230
Related ID: NA
RWQCB ID: NA
Global ID: T0000009401

All Responsible Parties

RP has been named a Primary RP - CHEVRON CORPORATION
6101 BOLLINGER CANYON ROAD | SAN RAMON, CA 94583 | No Phone Number Listed

RP has been named a Secondary RP – M.J. GARFINKLE AND SUSAN G. BLOCK ETAL:
THE INDIVIDUALS, TRUSTEES, OR THE TRUST OF
DAVID AND DIANA GARFINKLE
DIANA GARFINKLE
WILFRED GARFINKLE
VICTOR I. GARFINKLE
SUSAN G. BLOCK
JAN H. AND RICHARD GARFINKLE
M.J. GARFINKLE
RICHARD AND ARLEEN G. MILLER TRS
BENJAMIN L. GARFINKLE
GARY S. GARFINKLE
JAN H. GARFINKLE
RICHARD GARFINKLE
ROBERT A. GARFINKLE
TODD S. GARFINKLE
JODY ZAVIV
Attn: M.J. GARFINKLE AND SUSAN G. BLOCK
352 CAPETOWN DRIVE, ALAMEDA, CA 94502-6426 | No Phone Number Listed

ATTACHMENT A - RESPONSIBLE PARTIES DATA SHEET (Continued)

September 13, 2018

Responsible Party Identification Background

Alameda County Department of Environmental Health (ACDEH) names a "Responsible Party," as defined under 23 C.C.R. Sec. 2720. Section 2720 defines a responsible party four 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)

September 13, 2018

Existence of Unauthorized Release

In April 2016 a soil and groundwater investigation was conducted at the site as part of a due diligence for a property transaction. Twelve soil borings were drilled to determine the presence or extent of soil and groundwater impact. Up to 17,000 milligrams per kilogram (mg/kg) total petroleum hydrocarbons as gasoline (TPHg), 1,800 mg/kg TPH diesel (TPHd), 150 mg/kg ethylbenzene and 65 mg/kg naphthalene were detected in soil samples. Up to 21,000 micrograms per liter (ug/l) TPHg, 84,000 ug/l TPHd, 89,000 ug/l TPH motor oil (TPH mo), 5.6 ug/l benzene, 240 ug/l ethylbenzene, and 730 ug/l naphthalene were detected in groundwater. Based on the results from the 2016 Investigation, an unauthorized release occurred from the underground storage tank (UST) system at the site.

Responsible Party Identification

The property was owned by David and Diana Garfinkle from at least April 2, 1946 to March 1, 1969. David and Diana Garfinkle are responsible parties because they owned the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).

Standard Oil Company of California leased the property from April 2, 1946 to April 18, 1978. Through mergers and acquisitions, Chevron Corporation (Chevron) acquired Standard Oil Company of California. Chevron, as a successor to Standard Oil Company of California, is a responsible party for the site because it owned or operated underground storage tanks used for the storage of any hazardous substance (Definition 1), in the case of any underground storage tanks no longer in use, it owned or operated the underground storage tanks immediately before the discontinuation of their use (Definition 2), and had control over underground storage tanks at the time of or following an unauthorized release of a hazardous substance (Definition 4).

Ownership of the property has been maintained by M.J. Garfinkle and Susan G. Block Etal, consisting of individuals, trustees, or the Trust of David and Diana Garfinkle, including Diana Garfinkle, Wilfred, Victor I., Jacob M., Susan G. Block, M.J. Garfinkle, Jan H. and Richard, M.J. Garfinkle and Richard and Arleen G. Miller, Benjamin L. Garfinkle, Gary S. Garfinkle, Jan H. Garfinkle, M.J. Garfinkle, Richard Garfinkle, Robert A. Garfinkle, Todd S. Garfinkle, and Jody Zaviv between March 1, 1969 and the present. M.J. Garfinkle and Susan G. Block Etal, consisting of individuals, trustees, or the Trust of David and Diana Garfinkle, are responsible parties because they owned the property where an unauthorized release of a hazardous substance from an underground storage tank has occurred (Definition 3).