

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

RESOLUTION R2-2004-0034

EMERGENCY, ABANDONED, RECALCITRANT (EAR) UNDERGROUND STORAGE
TANK ACCOUNT NOMINATION REQUEST FOR:

- L&M AUTO SERVICE, 37810 NILES BOULEVARD, FREMONT, ALAMEDA
COUNTY
- SUNOL TREE GAS STATION, 3004 ANDRADE ROAD, SUNOL, ALMEDA
COUNTY

Whereas, Chapter 6.75 of the Health and Safety Code authorizes Regional Water Quality Control Boards (Regional Boards) and Local Implementing Agencies (LIAs) to take corrective action at petroleum underground storage tank sites where unauthorized releases have occurred; and

Whereas, the State Water Resources Control Board (State Board) has established administrative procedures for providing cleanup funds to Regional Boards and LIAs, which include adoption of EAR Account Priority Lists annually every July; and

Whereas, the State Board has requested that the Regional Boards ask LIAs to nominate petroleum underground storage tank sites for inclusion on the annual State Board EAR Account Priority List; and

Whereas, the Alameda County Water District (ACWD), by letter dated February 23, 2004, has nominated the property located at 37810 Niles Boulevard, Fremont, Alameda County, for inclusion on the annual Regional Board EAR Account Priority List for the Fiscal Year 2004-2005, without a funding allocation needed at this time; and

Whereas, the property located at 37810 Niles Boulevard, Fremont, Alameda County, has been on the EAR Account since July 2000, and the State Board has approved up to \$300,000 for corrective action; and

Whereas, the Alameda County Health Care Services, by letter dated February 26, 2004, has nominated the property located at 3004 Andrade Road, Sunol, Alameda County, for inclusion on the annual Regional Board EAR Account Priority List for the Fiscal Year 2004-2005, for a funding allocation of \$300,000 for corrective action; and

Whereas, the California Regional Water Quality Control Board, San Francisco Bay Region (Board) staff used LIA submittals and its own recommendations to propose an annual priority nomination list comprising the two properties located at 37810 Niles Boulevard, Fremont, and 3004 Andrade Road, Sunol, Alameda County.

Therefore Be It Resolved, the Board requests the State Board to nominate the two properties located at 37810 Niles Boulevard, Fremont, and 3004 Andrade Road, Sunol, Alameda County for the Fiscal Year 2004-2005 Annual EAR Account Priority List; and

Be It Further Resolved, the Executive Officer is directed to forward the Board's Fiscal Year 2004-2005 Annual EAR Account Priority List nomination to the State Board for inclusion of the site in the Statewide List; and

I, Bruce H. Wolfe, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a resolution adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on May 19, 2004.


Bruce H. Wolfe
Executive Officer