



Gavin Newsom
Governor

Jared Blumenfeld
Secretary for Environmental Protection

August 30, 2022

Ms. Debbie Pollart
Director of Public Works
City of San Leandro Environmental Services
14200 Chapman Road
San Leandro, California 94578

Dear Ms. Pollart:

During November 2021 through August 2022, CalEPA and the state program agencies conducted a performance evaluation of the City of San Leandro Environmental Services Certified Unified Program Agency (CUPA). The CUPA evaluation included a remote assessment of administrative documentation, review of regulated facility file documentation, and California Environmental Reporting System information.

Upon completion of the evaluation, a preliminary Summary of Findings report was developed to identify various findings: program deficiencies with corrective actions, incidental findings with resolutions and program observations and recommendations. The report also includes examples of outstanding Unified Program implementation. Enclosed, please find the final Summary of Findings report.

Based upon review and completion of the performance evaluation, CalEPA has rated the CUPA's overall implementation of the Unified Program as meets Unified Program standards.

To demonstrate progress towards the correction of program deficiencies and incidental findings identified in the final Summary of Findings, the CUPA must submit an Evaluation Progress Report within 60 days from the date of this letter (October 31, 2022), and every 90 days thereafter. Evaluation Progress Reports are required to be submitted to CalEPA until all deficiencies and incidental findings identified have been acknowledged as corrected or resolved. Each Evaluation Progress Report must be submitted to the CalEPA Team Lead at Kaeleigh.Pontif@calepa.ca.gov.

Thank you for your continued commitment to the protection of public health and the environment through the implementation of the Unified Program.

To ensure the CUPA Performance Evaluation process is as effective and efficient as intended, I kindly request the included evaluation survey to be completed and returned to Melinda Blum within 30 days. If you would like to have specific comments remain anonymous, please indicate so on the survey.

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If you have any questions or need further assistance, please contact Melinda Blum at Melinda.Blum@calepa.ca.gov.

Sincerely,



Jason Boetzer, REHS
Assistant Secretary
Local Program Coordination and Emergency Response

Enclosures

cc sent via email:

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cc sent via email:

Mr. John Paine
Unified Program Manager
California Environmental Protection Agency

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Ms. Melinda Blum
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Mr. Garrett Chan
Environmental Scientist
California Environmental Protection Agency

Ms. Kaeleigh Pontif
Environmental Scientist
California Environmental Protection Agency

**UNIFIED PROGRAM PERFORMANCE EVALUATION
FINAL SUMMARY OF FINDINGS REPORT**

CUPA: City of San Leandro Environmental Services

Evaluation Period: November 2021 – August 2022

Evaluation Team Members:

- **CalEPA Team Lead:** Kaeleigh Pontif
- **DTSC:** Matthew McCarron
- **CalEPA*:** Garrett Chan
- **State Water Board:** Jessica Botsford, Sean Farrow
- **CAL FIRE-OSFM:** Glenn Warner, Denise Villanueva

This Final Summary of Findings includes:

- Program deficiencies
- Incidental findings requiring resolution
- Program observations and recommendations
- Examples of outstanding program implementation

The findings contained within this evaluation report are considered final.

Based upon review and completion of the evaluation, the Unified Program implementation and performance of the CUPA is considered to meet Unified Program standards.

Questions or comments regarding this evaluation should be directed to the CalEPA Team Lead:

Kaeleigh Pontif
CalEPA Unified Program
Phone: (916) 803-0623
E-mail: Kaeleigh.pontif@calepa.ca.gov

The CUPA is required to submit an Evaluation Progress Report 60 days from the receipt of this Final Summary of Findings Report, and every 90 days thereafter, until all deficiencies and incidental findings have been acknowledged as corrected or resolved.

Each Evaluation Progress Report must be submitted to the CalEPA Team Lead and must include a narrative stating the status of correcting each deficiency and resolving each incidental finding identified in this Final Summary of Findings Report.

Evaluation Progress Report submittal dates for the first year following the evaluation are:

1st Progress Report: October 31, 2022
3rd Progress Report: March 15, 2023

2nd Progress Report: December 6, 2022
4th Progress Report: June 16, 2023

*Effective July 1, 2021, oversight of the Hazardous Materials Release Response Plans and Inventory and the California Accidental Response Prevention Program transitioned from Cal OES to CalEPA.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

**UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT**

DEFICIENCIES REQUIRING CORRECTIVE ACTION

Program deficiencies identify specific aspects regarding inadequate implementation of the Unified Program. The CUPA must complete the corrective action indicated to demonstrate sufficient implementation of the Unified Program as required by regulation or statute.

1. DEFICIENCY:

The CUPA is not ensuring all regulated businesses subject to Business Plan reporting requirements annually submit a Hazardous Materials Business Plan (HMBP) or a no-change certification to the California Environmental Reporting System (CERS).

Review of HMBPs submitted to CERS by regulated businesses subject to HMBP reporting requirements finds:

- 65 of 425 (15%) business plan facilities have not submitted a chemical inventory (including site map) or a no-change certification within the last 12 months.
- 70 of 425 (16%) business plan facilities have not submitted emergency response and employee training plans or a no-change certification within the last 12 months.

CITATION:

Health and Safety Code (HSC), Chapter 6.95, Sections 25505(a), 25508(a), and 25508.2 [CalEPA]

CORRECTIVE ACTION:

By the 1st Progress Report, the CUPA will develop and provide CalEPA with an action plan to ensure that all regulated businesses subject to HMBP reporting requirements have annually submitted an HMBP or a no-change certification, and that each HMBP submitted to CERS is thoroughly reviewed and contains all required elements before being accepted in CERS.

By the 2nd Progress Report, and with each subsequent Progress Report until considered corrected, the CUPA will provide CalEPA with a spreadsheet obtained from the CUPA's data management system or CERS, that includes at a minimum the following information for each regulated business subject to HMBP reporting requirements that has not submitted an HMBP or no-change certification containing all required components within the last 12 months:

- Facility name;
- CERS ID;
- Follow-up actions including:
 - Recent review, acceptance, and rejection of HMBP or no-change certifications
 - For those businesses that have not complied, the appropriate enforcement taken by the CUPA to ensure a complete HMBP is annually submitted to CERS.

By the 4th Progress Report, the CUPA will follow up with each regulated business subject to HMBP reporting requirements identified in the spreadsheet provided with the 2nd Progress Report, to ensure an HMBP or a no-change certification has been submitted to CERS, or the CUPA will apply appropriate enforcement.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT

DEFICIENCIES REQUIRING CORRECTIVE ACTION

2. DEFICIENCY: CORRECTED DURING EVALUATION

The CUPA is not inspecting each facility subject to HMBP requirements at least once every three years.

Review of inspection, violation, and enforcement information, also known as compliance, monitoring, and enforcement (CME) information from CERS finds:

- 64 of 425 (15%) facilities subject to HMBP requirements were not inspected within the last three years.

CITATION:

HSC, Chapter 6.95, Section 25511(b)
[CalEPA]

CORRECTIVE ACTION: COMPLETED

During the evaluation, CERS CME information was updated to indicate 16 of 425 (4%) facilities subject to HMBP requirements were not inspected within the last three years. This deficiency is considered corrected. No further action is required.

3. DEFICIENCY: CORRECTED DURING EVALUATION

The California Accidental Release Prevention (CalARP) Program Dispute Resolution has missing required elements.

The following elements are missing:

- Procedures for the owner/operator to initiate the dispute resolution;
- Identification of the official(s) or other employee(s) of the Unified Program Agency (UPA) who will resolve disputes arising; and
- Procedures and timetables for providing argument and supporting materials to the UPA.

CITATION:

California Code of Regulations (CCR), Title 19, Section 2780.1
[CalEPA]

CORRECTIVE ACTION: COMPLETED

During the evaluation, the CUPA provided an updated CalARP Program Dispute Resolution that contained the missing elements identified above. This deficiency is considered corrected. No further action is required.

4. DEFICIENCY: CORRECTED DURING EVALUATION

The UST operating permit and permit conditions, required to be issued under the “Hazardous Materials and Waste (CUPA) Registration” (the Unified Program Facility Permit), are inconsistent with CCR, Title 23, Division 3, Chapter 16 (UST Regulations), and HSC, Division 20, Chapter 6.7 requirements.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

**UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT**

DEFICIENCIES REQUIRING CORRECTIVE ACTION

Review of UST operating permit conditions finds the following inconsistencies with UST Regulations and HSC:

- Permit conditions state, “California Health & Safety Code, Division 20, Chapters 6.7 and 6.75; the California Code of Regulations, Title 23, Division 3, Chapter 16 and 18...” However, the CUPA does not have regulatory authority to implement cleanup of USTs as a Local Oversight Program agency, and therefore cannot cite HSC, Division 20, Chapter 6.75, CCR, Title 23, Division 3, Chapter 18, and provisions in UST Regulations and HSC for cleanup activities. The correct citations are as follows:
 - UST Regulations must reference CCR, Title 23, Division 3, Chapter 16, Sections 2610 through 2717.7;
 - HSC must reference Division 20, Chapter 6.7, Sections 25280 through 25296 and 25298 through 25299.6.
 - Note: Alternatively, the permit conditions could identify CCR and HSC Sections that are excluded from the reference.
- Permit conditions include citations for the California Fire Code. Pursuant to HSC, Division 20, Chapter 6.11, Section 25404(a)(6), a permit issued under a UPPF cannot contain provisions of the California Fire Code.

Note: State Water Board correspondence dated April 7, 2017 “Amended Requirements for Unified Program Facility Permits Effective January 1, 2017” may be referenced.

CITATION:

HSC, Chapter 6.7, Sections 25280 through 25296 and 25298 through 25299.6

HSC, Chapter 6.11, Section 25404(a)(6)

CCR, Title 23, Sections 2610 through 2717.7

[State Water Board]

CORRECTIVE ACTION: COMPLETED

During the evaluation, the CUPA provided a revised UST operating permit and revised UST operating permit conditions that address the inconsistencies identified above. As a result of the CUPA’s five year permitting cycle, the State Water Board considers this deficiency corrected. Issuance of the revised UST operating permit and revised UST operating permit conditions will be verified during the next CUPA Performance Evaluation. No further action is required.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

**UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT**

INCIDENTAL FINDINGS REQUIRING RESOLUTION

Incidental findings identify specific incidents or activities regarding implementation of the Unified Program. Though incidental findings do not rise to the level of program deficiencies or inadequate implementation of the Unified Program, the CUPA must complete the resolution indicated as required by regulation or statute.

1. INCIDENTAL FINDING: RESOLVED DURING EVALUATION

The Unified Program administrative procedures have components that are inaccurate or incomplete.

The following component is inaccurate:

- Records Maintenance
 - Minimum retention times
 - The CUPA's procedural document states that hazardous waste enforcement actions are kept at least three years after the enforcement action is resolved, citing Title 27, Section 15188 (a)(1), which is inaccurate. Hazardous waste enforcement actions are to be retained for at least five years, and the proper citation is Title 27, Section 15185(b).

The following component is incomplete:

- Providing Hazardous Material Release Response Plan (HMRRP) information to emergency response personnel and other appropriate entities.
 - The CUPA has provided CERS access to the appropriate emergency response personnel and other government entities, however, has not established a formal procedure for doing so.

CITATION:

CCR, Title 27, Section 15180(e)(4) and 15185(b)
[CalEPA]

RESOLUTION: COMPLETED

During the evaluation, the CUPA provided revised Records Maintenance procedures that state the minimum retention time for hazardous waste enforcement actions as a minimum of at least five years, and corrected the citation to Title 27, Section 15185(b). The CUPA developed and provided a written procedure for providing HMRRP information to emergency response personnel and other appropriate entities. This incidental finding is considered corrected. No further action is required.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

**UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT**

OBSERVATIONS AND RECOMMENDATIONS

Observations and recommendations identify areas of Unified Program implementation that could be improved and provide suggestions for improvement. Though the CUPA is not required by regulation or statute to apply the recommendations provided, the CUPA would benefit in applying the recommendations provided to improve the overall implementation of the Unified Program.

1. OBSERVATION:

Some APSA tank facilities submitted a HMBP in lieu of a tank facility statement using the 2011 emergency response and training plans template, which contains obsolete information, including but not limited to the OSFM phone number.

Review of HMBP submittals finds multiple Consolidated Emergency Response / Contingency Plan forms uploaded to CERS using an outdated form.

RECOMMENDATION:

Encourage each APSA tank facility that utilizes the emergency response and training plans template as part of the HMBP submittal, in lieu of the tank facility statement, to use the current 2022 version of the Consolidated Emergency Response / Contingency Plan template, which also contains the current OSFM phone number.

Encourage each HMBP facility to use the current 2022 version of the Consolidated Emergency Response / Contingency Plan template.

The current 2022 version of the Consolidated Emergency Response / Contingency Plan template is available in CERS.

2. OBSERVATION:

Review of overall implementation of the Hazardous Waste Generator (HWG) Program, including policies and procedures, CERS information, facility file information, information provided by the CUPA and Self-Audit Reports for January 1, 2019, through December 31, 2021, is summarized below:

- CERS indicates the following HWG facilities regulated within the jurisdiction of the CUPA:
 - 328 self-identified HWGs
 - 7 Resource Conservation and Recovery Act (RCRA) Large Quantity Generators (LQGs), and
 - 1 Tiered Permitted facility.
- The CUPA has a three-year inspection frequency for most HWG facilities and a five-year inspection frequency for Conditionally Exempt Small Quantity Generator (CESQG) facilities (Very Small Quantity Generators, or VSQGs) without a required HMBP.
 - For the time period evaluated, the CUPA inspected 126 of 141 (89%) three-year inspection frequency HWG facilities and 142 of 153 (93%) five-year inspection frequency facilities.
- The CUPA conducted 366 total HWG inspections.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

UNIFIED PROGRAM PERFORMANCE EVALUATION PRELIMINARY SUMMARY OF FINDINGS REPORT

OBSERVATIONS AND RECOMMENDATIONS

- The CUPA conducted 303 routine HWG inspections, of which 76 (25%) had at least one violation cited.
- The CUPA conducted multiple routine inspections at several facilities during January 1, 2019, through December 31, 2021.
- The CUPA conducted 1 other HWG inspection, which had 1 violation cited.
- In the 303 routine inspections and one “other” inspection performed, 149 total violations were issued, consisting of:
 - 5 Class I violations,
 - 121 Class II violations, and
 - 23 minor violations.
- The CUPA has ensured return to compliance for 100% (all 149) of the HWG violations cited during January 1, 2019, through December 31, 2021, as well as for all HWG violations cited prior to January 1, 2019.
- CERS indicates the following two facilities have multiple routine inspections on the same day: CERS IDs 10420870 and 10127848.
- Review of CERS finds the CUPA completed a formal enforcement action for a facility with hazardous waste related violations resulting in a cumulative total penalty amount of \$2,208.00 as well as one referral to the District Attorney.
- Inspection reports contain detailed comments that note the factual basis of cited violations.
- During the evaluation, the CUPA provided additional information and analysis of inspection data and addressed data anomalies as to why and how some HWG inspections were added that were not originally posted to CERS.
- The CUPA’s website (<https://www.sanleandro.org/887/Hazardous-Materials#CUPA>) contains information on the HWG program, however there are currently no links provided with respect to hazardous waste compliance information.

DTSC was unable to conduct oversight inspections due to Coronavirus (COVID-19) restrictions.

RECOMMENDATION:

Check and verify the information is correct in CERS regarding CERS IDs that have multiple routine inspections occurring on the same day.

Include HWG Program compliance information on the CUPA’s website to provide further assistance to small businesses with limited resources for educating and understanding all applicable HWG Program requirements.

For the formal enforcement referred to the District Attorney, once any information regarding the settlement is available to the CUPA, enter the enforcement information in CERS for CERS ID 10755409 and provide a Formal Enforcement Summary to CalEPA.

UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT

OBSERVATIONS AND RECOMMENDATIONS

Consider establishing and incorporating the following processes into the Data Management Plan to ensure the verification of quality and accurate data in CERS and to allow for timely correction of any identified data issues or errors:

- a process for ensuring data accuracy when CME information is uploaded to CERS using the CME Data Upload Template, and
- a process for inspectors to prepare for upcoming routine, other, and/or follow-up inspections by verifying the accuracy of facility information in CERS and other CERS data.

3. OBSERVATION:

Review of CERS finds the following USTs or UST systems as having single-walled components which require permanent closure by December 31, 2025, in accordance with HSC, Chapter 6.7, Section 25292.05:

- CERS ID 10154843 (Tank IDs 10154843-001, 002, 003, 004);
- CERS ID 10468288 (Tank IDs 10468288-001, 002); and
- CERS ID 10449379 (Tank ID 10449379-001).

RECOMMENDATION:

Continue to provide written and verbal reminders to all applicable UST facility owners or operators regarding the December 31, 2025, requirements for permanent closure of single-walled USTs. Consider providing written notification of the requirement to all applicable UST facility owners or operators. The written notification should inform facility owners or operators that in order to remain in compliance, owners or operators must replace or remove single-walled USTs by December 31, 2025. Additional information regarding single-walled UST closure requirements may be found at: https://www.waterboards.ca.gov/ust/single_walled.html.

Notify facility owners or operators that Replacing, Removing, or Upgrading Underground Storage Tanks (RUST) Program grants and loans are available to assist eligible small businesses with the costs necessary to remove, replace, or upgrade project USTs. More information on funding sources may be found at:

https://www.waterboards.ca.gov/water_issues/programs/ustcf/rust.html.

4. OBSERVATION:

The CERS reporting requirement is currently set as "APSA Applicable" for 42 tank facilities. The CUPA's data management system identifies 39 APSA tank facilities.

- 39 APSA tank facilities are identified in both CERS and the CUPA's data management system.
- Three tank facilities are reported as "APSA Applicable" in CERS but are not identified as APSA tank facilities in the CUPA's data management system. If a facility is not APSA regulated, the CUPA should change the CERS APSA reporting requirement to "APSA Not

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

UNIFIED PROGRAM PERFORMANCE EVALUATION
PRELIMINARY SUMMARY OF FINDINGS REPORT

OBSERVATIONS AND RECOMMENDATIONS

Applicable." If a facility is APSA-regulated, the CUPA should update the data management system appropriately.

RECOMMENDATION:

Complete the reconciliation of the APSA Program information in the CUPA's data management system with CERS to ensure all APSA tank facilities are included in both systems.

5. OBSERVATION:

The information provided below summarizes a comparison of the regulated community and the necessary and reasonable resources for implementation of the Unified Program upon certification with the current regulated community and the current resources available to the CUPA for implementation.

Number of regulated facilities for each program element:

- *Original Certification Source: City of San Leandro 1996 CUPA Application*
- *Current CUPA Evaluation Sources: CERS "Summary Regulated Facilities by Unified Program Element Report" & CERS "UST Inspection Summary Report (Report 6)", both generated on March 15, 2022*

- Total Number of Regulated Businesses and Facilities:
 - Upon Certification in 1996: **430**
 - Current CUPA Evaluation: **496**
 - Increase of **66** facilities
- Total Number of Hazardous Materials Release Response Plan and Inventory (Business Plan) Regulated Businesses and Facilities:
 - Upon Certification in 1996: **360**
 - Current CUPA Evaluation: **443**
 - Increase of **83** facilities
- Total Number of Regulated Underground Storage Tank (UST) Facilities:
 - Upon Certification in 1996: **80**
 - Current CUPA Evaluation: **48**
 - Decrease of **32** facilities
- Total Number of Regulated Underground Storage Tanks (USTs):
 - Upon Certification in 1996: **200**
 - Current CUPA Evaluation: **115**
 - Decrease of **85** Underground Storage Tanks
- Total Number of Regulated Hazardous Waste Generator (HWGs) Facilities:
 - Upon Certification in 1996: **260**
 - Current CUPA Evaluation: **329**
 - Increase of **69** facilities

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UNIFIED PROGRAM PERFORMANCE EVALUATION PRELIMINARY SUMMARY OF FINDINGS REPORT

OBSERVATIONS AND RECOMMENDATIONS

- Total Number of Regulated Household Hazardous Waste (HHW) Facilities:
 - Current CUPA Evaluation: **0**
 - Comments: HHW Facilities were regulated under the Unified Program upon certification, though no count was provided in the application for certification. The difference between the current and historic number of facilities cannot be determined at this time.

- Total Number of Regulated Tiered Permitting Facilities (Permit By Rule, Conditionally Authorized, Conditionally Exempt):
 - Upon Certification in 1996: **21**
 - Current CUPA Evaluation: **2**
 - Decrease of **19** facilities

- Total Number of Regulated Resource Conservation and Recovery Act (RCRA) Large Quantity Generator (LQG) Facilities:
 - RCRA LQG Facilities were not regulated under the Unified Program upon certification in 1996
 - Current CUPA Evaluation: **6**

- Total Number of Regulated Risk Management Prevention Plan (RMPP) or California Accidental Release Prevention (CalARP) Program Facilities:
 - Upon Certification in 1996: **8**
 - Current CUPA Evaluation: **4**
 - Decrease of **4** facilities

- Total Number of Regulated Aboveground Petroleum Storage Act (APSA) Tank Facilities:
 - Upon Certification in 1996: **4**
 - Current CUPA Evaluation: **41**
 - Increase of **37** facilities

Since the original application for certification was submitted in 1996, the CUPA has seen fluctuations in the number of regulated facilities in all Unified Program elements. In particular, the total number of regulated HMBP facilities increased by 83 (or 23%) and the total number of regulated Underground Storage Tanks decreased by 85 (or 43%). In general, the total number of regulated businesses and facilities increased by 66 (or 15%).

Additionally, an expansion of responsibilities in the HMBP, HWG, and APSA programs has occurred since the CUPA applied for certification in 1996, increasing the workload undertaken by the CUPA to further implement regulatory oversight of each of these programs. Additionally, the management of compliance, monitoring, inspection, and enforcement information transitioned from the use of Unified Program Consolidated Forms (UPCFs) to the implementation of electronic data reporting through local data management systems and CERS.

The information below is a comparison of the overall full-time equivalent (FTE) of CUPA personnel allocated to the implementation of the Unified Program upon certification of the CUPA

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UNIFIED PROGRAM PERFORMANCE EVALUATION PRELIMINARY SUMMARY OF FINDINGS REPORT

OBSERVATIONS AND RECOMMENDATIONS

with present-day circumstance and the degree to which allocated inspection and supervisory/management staff has increased or decreased. The information is sourced from the City of San Leandro 1996 CUPA Application and recent information provided by the CUPA.

CUPA Personnel:

- Inspection and other Staff
 - Upon Certification in 1996:
 - 2 Staff, each Full Time = 2 FTE positions
 - Currently:
 - 4 Staff, each Full Time = 4 FTE positions
 - Currently, 1 of the 4 positions is vacant
- Supervisory and Management Staff
 - Upon Certification in 1996:
 - 1 Staff at Full Time = 1 FTE position
 - Currently:
 - 1 Staff at Full Time = 1 FTE position

The CUPA has increased the FTE position allocation of inspection and other staff to parallel the overall increase in regulated businesses and facilities within the jurisdiction of San Leandro. The San Leandro Environmental Services Section (ESS) is currently budgeted for four Environmental Protection Specialist positions and one Environmental Services Supervisor position, which are responsible for all CUPA programs. In addition, while greatly insignificant on the impact of FTE allocation, each position is also responsible for the implementation of the City's EPA-approved Pretreatment program, and the industrial and illicit discharge stormwater programs.

RECOMMENDATION:

Continue to conduct the annual review and update of the fee accountability program to determine the current necessary and reasonable costs to implement all aspects of the Unified Program with the existing regulated businesses and facilities within each program element.

CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY

**UNIFIED PROGRAM PERFORMANCE EVALUATION
FINAL SUMMARY OF FINDINGS REPORT**

EXAMPLES OF OUTSTANDING PROGRAM IMPLEMENTATION

Examples of outstanding program implementation highlight efforts and activities of the CUPA that are considered above and beyond the standard expectations for implementation of the Unified Program.

1. APSA PROGRAM IMPLEMENTATION:

Despite the COVID-19 challenges and chronic understaffing, the CUPA is effectively implementing the APSA Program. The CUPA meets the mandated triennial inspections of its APSA tank facilities storing 10,000 gallons or more of petroleum. In addition, the CUPA also meets the inspections of other APSA tank facilities at least once every five years as identified in the Inspection and Enforcement (I&E) Plan; the majority of which were inspected within the last three years. The CUPA has successfully enforced the APSA Program and obtained compliance from tank facilities that have been cited for violations since the 2017 CUPA Performance Evaluation. The CUPA ensures APSA tank facilities annually submit an HMBP in lieu of a tank facility statement.

2. CUPA SAMPLING CAPABILITY:

The CUPA operates within the Water Pollution Control Division, which is equipped with an onsite Environmental Laboratory Accreditation Program-certified laboratory at the City's wastewater treatment plant. In addition, the City of San Leandro Environmental Services Division is the Control Authority for the City's Public Owned Treatment Works (POTW), which requires regular monitoring of facility discharges. The CUPA administers in-depth sampling training to all field staff responsible for pretreatment program functions. Training consists of regulatory compliance sampling, analyses, custody documentation, and quality assurance/quality control (QA/QC) standards.
