



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

AUG 22 2017.

CERTIFIED MAIL NO. 91 7199 9991 7033 9652 0540

Bart Jensen
United Refining Company
15 Bradley Street
Warren, PA 16365

Re: Site Characterization Report/Remedial Action Plan Approval
Storage Tank System Release April 15, 2015
Kwik Fill M-209
Facility ID No. 61-23779
Incident No. 47773
5574 Route 8, Barkeyville
Barkeyville Borough, Venango County

Dear Mr. Jensen:

The Department of Environmental Protection (Department) has reviewed the report titled, "Revised Site Characterization Report and Remedial Action Plan" dated June 2017, for the release referenced above (Report). The Department received this Report on June 30, 2017. The Report was prepared by Groundwater and Environmental Services, Inc. and submitted as a Site Characterization Report and Remedial Action Plan as required by 25 Pa. Code § 245.310 and § 245.311, respectively. The Report indicates you selected the nonresidential Statewide Health Standard as the remediation standard for soil and groundwater.

The Department approves the Report in accordance with 25 Pa. Code § 245.311(b)(1).

25 Pa. Code § 245.312(a) specifies that remedial action shall be implemented upon approval of the Report according to the schedule contained in the Remedial Action Plan. Remedial action should, therefore, commence immediately upon receipt of this letter and proceed in accordance with the schedule in the Remedial Action Plan until the selected remediation standard is attained.

Remedial Action Progress Reports (RAPR) must be submitted to the Department in accordance with 25 Pa. Code § 245.312(b-d) by the 30th day of the month following the end of each quarter (April 30, July 30, October 30, and January 30). The final RAPR is submitted as part of the Remedial Action Completion Report. Your first RAPR should be submitted no later than October 30, 2017.

Failure to implement remedial action or submit complete progress reports in accordance with the schedule outlined above may result in enforcement action by the Department. If you wish to modify any part of this Remedial Action Plan or select a new remediation standard, you must prepare and submit a new or modified Remedial Action Plan to the Department in accordance with 25 Pa. Code § 245.312(e).

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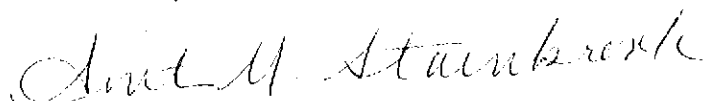
Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa. C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717.787.3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800.654.5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717.787.3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD.

IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD (717.787.3483) FOR MORE INFORMATION.

If you have questions, please contact Don Hegburg at 814.797.0886 or by email to dhegburg@pa.gov.

Sincerely,



Anita M. Stainbrook
Environmental Program Manager
Environmental Cleanup & Brownfields Program

cc: USTIF
Joe Skurka - GES, Inc.
Scott Wonsettler - URC
Don Hegburg - DEP
Kammy Halterman - DEP
John O'Hara - DEP
Phil Smith - DEP
NWRO File

AMS:DPH:keb