



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

JAN 08 2018

CERTIFIED MAIL NO. 91 7199 9991 7038 4330 6987

Mr. Andy Restauri
Harper Oil Company
P.O. Box 1128
Oil City, PA 16301-0628

Re: Site Characterization Report/Remedial Action Plan Approval
Storage Tank System Release September 14, 2015
Seneca Mini Mart
Facility ID No. 61-18854
Incident No. 48406
3390 State Route 257
Cranberry Township, Venango County

Dear Mr. Restauri:

The Department of Environmental Protection (Department) has reviewed the reports titled, "Site Characterization Report" dated September 13, 2017, and "Remedial Action Plan" dated November 10, 2017, for the release referenced above (Reports). The Department received the Site Characterization Report on September 13, 2017, and Remedial Action Plan on November 13, 2017. The Reports were prepared by Cribbs and Associates, 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 Reports indicate you selected the Non-Residential Statewide Health Standard as the remediation standard for soil and groundwater.

The Department approves the Reports in accordance with 25 Pa. Code § 245.311(b)(2) with the following modifications:

1. The extent of impacted soil requiring excavation shall not be limited to the roadside curb and shall apply to the area which exceeds the selected standard following additional site characterization as required by 25 Pa. Code §250.703(b),
2. Groundwater shall be monitored for dissolved oxygen on a quarterly basis to evaluate the effectiveness of the oxygen release compound (ORC),
3. Post-remedial sampling of groundwater shall not apply to the attainment demonstration until the ORC is no longer influencing groundwater based on geochemical analysis,
4. A revised Site Characterization Report and/or Remedial Action Plan shall be submitted within 90 days after any of the following:
 - a. attainment of the selected standard in soil is not met by excavation,
 - b. attainment of the selected standard in groundwater is not met after 12 consecutive quarters of post-remedial sampling,
 - c. observation of Separate Phase Liquid in any monitoring well after soil excavation.

25 Pa. Code § 245.312(a) specifies that remedial action shall be implemented upon approval of the Reports 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.

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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 April 30, 2018.

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).

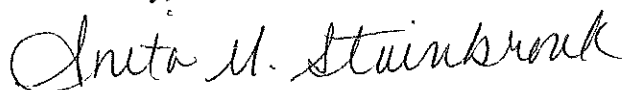
Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa. C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. 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
Gary Cribbs - Cribbs and Associates, Inc.
Don Hegburg
Kammy Halterman - DEP
John O'hara - DEP
Phil Smith - DEP
NWRO File

AMS:DPH:emr