

MAY 02 2017

**CERTIFIED MAIL NO. 91 7199 9991 7033 9651 6871**

Ms. Lynnett Beck  
Secretary/Treasurer  
Shenango Township Municipal Building  
3439 Hubbard-West Middlesex Road  
West Middlesex, PA 16159

Re: Site Characterization Report/Remedial Action Plan Approval  
Storage Tank System Release December 4, 2015  
Shenango Township Municipal Building  
Facility ID No. 43-04177  
Incident No. 48741  
3439 Hubbard-West Middlesex Road  
West Middlesex, Mercer County

Dear Ms. Beck:

The Department of Environmental Protection (Department) has reviewed the report titled "Site Characterization Report and Remedial Action Plan", dated March 15, 2017, for the release referenced above (Report). The Department received this Report on March 16, 2017. The Report was prepared by Compliance Environmental Services 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 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)(2) with the following modification(s):

- Door-to-door survey will be conducted to evaluate local water supply wells
- Water supplies on adjoining, downgradient properties will be sampled and submitted for laboratory analysis of the "Short List of Petroleum Products" unleaded gasoline range
- If additional vapor testing proposed in the Report shows exceedances of applicable criteria, a new or modified Remedial Action Plan will be submitted to the Department in accordance with 25 Pa. Code § 245.312(f).

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.

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 July 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

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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 me or Nancy Duerring at 814.332.6824 or by email to [nduerring@pa.gov](mailto:nduerring@pa.gov).

Sincerely,



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

cc: USTIF (Claim 2016-008)  
David Siekkinen - CES  
Nancy Duerring - DEP  
Kammy Halterman - DEP  
John O'Hara - DEP  
Philip Smith - DEP  
NWRO File

AMS:NTD:keb