



**pennsylvania**  
DEPARTMENT OF ENVIRONMENTAL  
PROTECTION

16-136 W

March 6, 2019

**CERTIFIED MAIL NO.: 7017 2620 0000 9807 3260**

DK & DK, LLC  
c/o Ms. Tricia Lorenzetti, Manager  
244 Main Street  
Archbald, PA 18403-1945



Re: ECB-Storage Tanks Program  
SCR Approval Letter  
Quinn's Café Stop  
Facility ID #:35-20617  
Incident#(s): 49806  
244 Main Street  
Archbald Borough, Lackawanna Co

Dear Ms. Lorenzetti:

The Department of Environmental Protection (DEP) has reviewed the October 5, 2018, document titled Final Site Characterization Report for the release incident referenced above. This document was prepared by LaBella Associates, P.C. and submitted as a Site Characterization Report (SCR) by 25 Pa. Code § 245.310(a). You selected the Non-Residential, Used Aquifer Statewide Health Standard as the remediation standard for soil and groundwater.

DEP approves the SCR in accordance with Section 245.310(c)(2) with the following modification(s)/stipulation(s):

- As noted on page 7-1 of the SCR, groundwater flow beneath the subject property is to the southeast. Groundwater then assumes a northeasterly flow direction northeast of the subject property. This northeasterly flow is towards the Krenitsky residential property. Because of the mentioned groundwater flow toward the Krenitsky property, the Residential Used Aquifer Statewide Health Standard should be selected as the remediation standard for groundwater instead of the Non-Residential option.

A Remedial Action Plan (RAP) conforming to the requirements of Section 245.311(b) of DEP's Corrective Action Regulations, shall be submitted to DEP for review. Section 245.311(a) requires that the RAP be submitted within 45 days of your SCR submittal, or submitted within an alternative time frame as determined by DEP. **Your RAP is due no later than May 1, 2019.** Your RAP submission should address the modification(s) noted above.

Failure to submit a complete RAP within the alternative timeframe as determined by DEP may result in enforcement action.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board) pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A.

The Board's address is:

Environmental Hearing Board  
Rachel Carson State Office Building, Second Floor  
400 Market Street  
P.O. Box 8457  
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800-654-5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

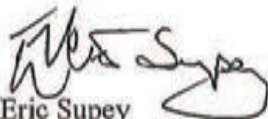
A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

**IMPORTANT LEGAL RIGHTS ARE AT STAKE. 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 AT 717-787-3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.**

**IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.**

The technical review of this document was conducted under the responsible charge of a Pennsylvania Licensed Professional Geologist. If you have any questions or desire clarification regarding the above, then please contact Albert Mabus, P.G. who can be reached either by telephone at (570) 826-5434 or through e-mail to [amabus@pa.gov](mailto:amabus@pa.gov).

Sincerely,



Eric Supey  
Environmental Program Manager  
Environmental Cleanup & Brownfields Program

cc: Archbald Borough, Lackawanna County  
Martin Gilgallon, P.G., LaBella Associates, P.C.  
**USTIF**

bcc: E. Supey  
A. Mabus  
T. Coar (scanned copy)  
Closure/Remediation File

ES:jvl  
WP: U2-1176.doc  
H/T: 3/6/19

PA UNDERGROUND STORAGE TANK  
INDEMNIFICATION FUND (USTIF)  
901 N SEVENTH STREET  
CAPITAL ASSOCIATES BLDG  
HARRISBURG PA 17102

MARTIN GILGALLON, P.G.  
LABELLA ASSOCIATES, P.C.  
1000 DUNHAM, DRIVE, SUITE B  
DUNMORE, PA 18512