



March 18, 2020

Mr. Ijmal Ali  
Finch Petroleum, LLC  
610 York Road  
Warminster, PA 18974

Re: Site Characterization Report/Remedial Action Plan Disapproval  
Storage Tank System Release: September 12, 2018  
Facility ID No. 09-30778  
Incident No. 52366  
Finch Petroleum, LLC  
610 York Road  
Warminster Township  
Bucks County

Dear Mr. Ali:

The Department of Environmental Protection (DEP) has reviewed the December 2018 document titled "Site Characterization Report" for the release referenced above. This document was prepared by RT Environmental Services, Inc and submitted as a Site Characterization Report (SCR)/Remedial Action Plan (RAP) as required by 25 Pa. Code Sections 245.310(a) and 245.311.

In accordance with 25 Pa. Code Section 245.310(c), DEP disapproves the SCR/RAP based on the following:

Failure to submit in the SCR groundwater quality data collected through field investigations that determines the extent of dissolved-phase contamination and extent of LNAPL in groundwater in accordance with 25 Pa. Code Sections 245.309(b)(4), 245.309(c)(10) and 245.310(a)(16).

Failure to submit in the SCR an ecological receptor evaluation the report in accordance with 25 Pa. Code Section 245.310(a)(28).

Based on this disapproval, you should correct the deficiencies and submit a revised SCR/RAP in keeping with 25 Pa. Code Section 245.310(c) (4).

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 any questions, please contact Lauren Mapleton by email at [lmapleton@pa.gov](mailto:lmapleton@pa.gov) or by telephone at 484.250.5783.

Sincerely,

*s/ Ragesh R Patel*

Ragesh R. Patel  
Regional Manager  
Environmental Cleanup and Brownfields

cc: Warminster Township  
Bucks County Health Department  
Ms. Steiner. USTIF  
Mr. Burke. ICF Inc.  
Mr. Herr, PG, RT Environmental Services  
Mr. Staron, PG, DEP  
Ms. Mapleton, DEP