

North Carolina  
Department of Environment and Natural Resources

Division of Waste Management

Michael F. Easley, Governor  
William G. Ross Jr., Secretary  
Dexter R. Matthews, Interim Director



November 7, 2001

ExxonMobil  
Attn: James F. Medlin  
77 Center Dr., Bldg. 5601, Suite 200  
Charlotte, NC 28217-0735

RE: Notice of Regulatory Requirements  
NCGS 143B-279.9 and 143B-279.11  
Notice of Residual Petroleum  
Exxon # 43998  
4701 W. Market Street  
Greensboro, Guilford County  
Incident # 10001

Dear Mr. Medlin:

This is to notify you of the requirements of North Carolina General Statute (NCGS) 143B-279.9 and 143B-279.11 for filing a Notice of Residual Petroleum ("Notice"). Such notice is required prior to conveyance of a contaminated property or prior to receiving a "No Further Action" determination for a release, whichever occurs first, if contamination caused by the release has not been remediated to "unrestricted standards." Unrestricted use standards for groundwater and soil are the groundwater quality standards and interim standards contained in 15A NCAC 2L .0202 and the residential maximum soil contaminant concentrations established in 15A NCAC 2L .0115, respectively.

Since contamination for which you are responsible has not been remediated to below "unrestricted use" standards, you must file a Notice with the Register of Deeds in the county where the release is located. The Notice must be prepared in accordance with the attached instructions and format. It must contain a legal description of the property containing the source of contamination and legal descriptions of any other properties that you own (or control) that are contaminated by the release. The Notice must also include appropriate land use restrictions for these properties. In addition, the Notice must identify all other properties (adjacent, adjoining, downgradient, etc.) on which contamination is known to exist at the time the Notice is prepared. The Notice must be sent to the UST Section for approval and notarization. The approved and notarized Notice must then be filed with the Register of Deeds. After the Notice is filed with the Register of Deeds, a certified copy of the filed notice must be submitted to the UST Section.

Please prepare and submit a Notice of Residual Petroleum to this office within **30 days** of the date of this notice. Failure to comply with this requirement is a violation of North Carolina law

Winston-Salem Regional Office, 585 Waughtown Street, Winston-Salem, North Carolina 27107-2241  
Phone: 336-771-4600 \ FAX: 336-771-4632 \ Internet: [www.enr.state.nc.us/ENR/](http://www.enr.state.nc.us/ENR/)

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and may result in the assessment of civil penalties and/or the use of other enforcement mechanisms available to the state.

Should you have any questions, please contact Sharon K. Cihak at Guilford County Dept. of Public Health, 1100 E. Wendover Ave., Greensboro, NC 27405 and/or at (336) 641-3771.

Sincerely,

A handwritten signature in cursive script that reads "Cindy H. Rintoul".

Cindy H. Rintoul  
Winston-Salem Regional Supervisor

Attachment: Instructions for Preparing Notice of Residual Petroleum

NRP-NORR.dot (September 2001)