



JAMES B. HUNT JR.
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SECRETARY

WILLIAM L. MEYER
DIRECTOR

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G.

A.J. Tate & Son Oil Co.

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

March 9, 2000

CERTIFIED MAIL
Return Receipt Requested

Former A.J. Tate & Son Oil Company
c/o Ms. Hazel Poteat
Post Office Box 3452
Burlington, N.C. 27215

Dear Ms. Poteat:

As a follow up to our telephone conversation of March 9, 2000, you expressed concerns about financial means to address the required assessment and remediation of the property located at 3148 Fleming Graham Road in Alamance County, N.C. which is the location of the former A.J. Tate & Son Oil Company (Site). You were notified that an assessment and remediation of the site would be required by way of the issuance of Imminent Hazard Notice of Violation (NOV) Docket # 2000-083 by the N.C. Hazardous Waste Section. This document required that an assessment of the property be completed by April 7, 2000 and that a removal of all waste, including contaminated soils, be completed by June 1, 2000.

You reported that contact had been made with Noble Oil Company concerning removal of sludge in the tanks on the property and the cost would be approximately \$2.72 a gallon. You did not report any contact with other environmental contractors concerning the property. We did discuss that United Oil Brokers had made one pick up of "good" oil from the site amounting to approximately 6500 gallons on or about February 15, 2000 and that they were scheduled to pick up another load in the near future. You did state that United Oil would not handle any sludge/waste on the site.

You did report that Mr. John Blackwell had done some trimming of trees/brush on the property in an attempt to access areas of soil contamination. It was also stated that Mr. Blackwell had scraped up some oil contaminated soil and placed the soil on plastic. During this part of our conversation, I recommended that if Mr. Blackwell continues to scrape and excavate soil, that some hay bales be placed on the ground and heavy plastic be draped over the hay bales and the contaminated soil be placed in the containment. The contaminated soil must also be covered with a secure covering to prevent any waters from collecting in the soil until disposal options can be determined.

During our conversation I suggested to you that contact be made with other environmental contractors in order to obtain estimates for the assessment and remediation of the site. Written estimates for the cost of the remediation and removal of the waste on the site should be secured from the companies contacted. If based upon these estimates you feel that the family is financially not able to proceed with the



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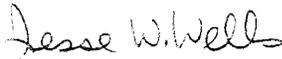
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you must notify the Section in writing and enclose the written estimates along with the correspondence. You should also explain in the letter any actions that you have taken up to the time of the submittal to bring the facility in compliance with NOV #2000-083. The letter should be mailed to: Jill Burton, Acting Section Chief, Hazardous Waste Section, 401 Oberlin Road, Suite 150, Raleigh, North Carolina, 27605.

The above information must be submitted prior to the initial compliance date in the NOV which is April 7, 2000. The information which you submit will be reviewed by the Agency and other options will be reviewed to address the contamination on the site. This review may include, but not be limited to, a request of records from the responsible party(s) to determine financial ability to proceed with the requirements of the NOV.

If you should have any questions concerning this matter do not hesitate to contact me at (828) 251-6208 or (828) 926-4326.

Sincerely,



Jesse W. Wells, Supervisor
Western Area Compliance
Hazardous Waste Section

cc: Jill Burton
Doug Holyfield
Ms. Dorian Tate