

Subject: Auto Repair Shop on 2nd Street

From: "Ginny Henderson, P.G." <Ginny.Henderson@ncmail.net>

Date: Fri, 14 Dec 2007 15:41:08 -0500

To: henrynemargut@bellsouth.net

Henry,

The web address for the Inactive Hazardous Sites Branch is
<http://wastenotnc.org/sfhome/ihsbrnch.htm>

Assuming more assessment will be needed at this site, the site will likely be eligible for the REC program. The REC program link describes the program, as well as, how a consultant can become a REC. The site notification link has the notification form for reporting of a newly discovered site. The Branch's guidance documents can be accessed under the guidance link.

To get started though, a TCLP sample should definitely be procured from the location with the PCE hit. Additionally, metals will likely need to be analyzed for. Additional sample locations from around the site will also likely be needed. Our guidance documents should help you get an idea what needs to be done to be compliant with the regs.

Even if more work is needed, your client should be able to get a Brownfields agreement which would allow them to buy the property without taking on any responsibility for the contamination that exists at the property. Even without a Brownfields agreement, if it is clear that the contamination is a result activities that were performed by the current owner, the Branch would continue to hold the current owner responsible for cleanup (though without the BF agreement there would be the potential that if the current owner stopped assessment, the Branch could hold your client responsible for cleanup). The ultimate decision is of course between your client and the current owner.

Hope that helps. Let me know if you have any other questions.

Ginny

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