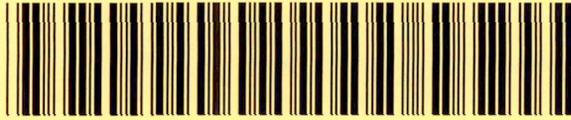


\*768IHSSF3078\*



DocumentID NONCD0002887

Site Name VOLVO CONSTRUCTION EQUIPMENT (FRMR)

DocumentType Correspondence (C)

RptSegment

DocDate 2/14/2012

DocRcvd 2/15/2012

Box SF3078

AccessLevel PUBLIC

Division WASTE MANAGEMENT

Section SUPERFUND

Program IHS (IHS)

DocCat FACILITY

7003 2260 0001 3551 3727

U.S. Postal Service™  
CERTIFIED MAIL™ RECEIPT  
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OFFICIAL USE

Postage \$	
Certified Fee	
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Total Postage \$  
 Sent To  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

Mr. John Bartz, Director  
 Product Assurance & Regulation  
 Volvo Construction Equipment North America  
 One Volvo Drive  
 Asheville, NC 28803



2-14-12

IHW-TB

PS Form 3800, June 2002

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. John Bartz, Director  
 Product Assurance & Regulation  
 Volvo Construction Equipment North America  
 One Volvo Drive  
 Asheville, NC 28803

2-14-12

IHW-TB

2. Article Number  
(Transfer from service label)

7003 2260 0001 3551 3727

PS Form 3811, August 2001

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature  
 Agent  
 Addressee

B. Received by (Printed Name)  
 CHRISTIE JONES

C. Date of Delivery  
 2-15-12

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type

- Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

102595-02-M-1540

UNITED STATES POSTAL SERVICE



First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED

FEB 16 2012

NC DENR MRO IHSB

DENR DWM  
 610 E. Center Ave., Ste. 301  
 Mooresville NC 28115



North Carolina Department of Environment and Natural Resources  
Division of Waste Management

Beverly Eaves Perdue  
Governor

Dexter R. Matthews  
Director

Dee Freeman  
Secretary

**CERTIFIED MAIL**

February 14, 2012

Mr. John Bartz, Director, Product Assurance & Regulation  
Volvo Construction Equipment North America  
One Volvo Drive  
Asheville, NC 28803

Re: **NOTICE OF REC PROGRAM ELIGIBILITY**  
Volvo Construction Equipment (former)  
Asheville, Buncombe County, NC  
NONCD00002887

Dear Mr. Bartz:

Thank you for submitting the Site Cleanup Checklist/Questionnaire (Questionnaire) for the above subject site (Site). The Inactive Hazardous Sites Branch (Branch) has completed review of the Questionnaire and determined that the Site can be cleaned up through the Registered Environmental Consultant (REC) Program without direct oversight by Branch Staff.

Note that, if you have not already done so, you must take the initial abatement actions required under 15A NCAC 2L. Pursuant to 15A NCAC 2L .0106(b), any person conducting or controlling an activity which results in the discharge of a waste or hazardous substance to the groundwaters of the State, or in proximity thereto, shall take immediate action to terminate and control the discharge, and mitigate any hazards resulting from exposure to the pollutants. Pursuant to 15A NCAC 2L .0106(c), if groundwater standards have been exceeded, you must take immediate action to eliminate the source or sources of contamination. Beyond initial abatement actions, all assessment and remediation will be done through the Inactive Hazardous Sites Response Act (IHSRA).

Under the IHSRA, to receive approval of the assessment and clean up at the Site, you must enter into an administrative agreement with the Branch. Since the Branch has determined that the Site can be cleaned up through the REC Program, execution of an REC-Administrative Agreement (REC-AA) is required. The procedures for entering into an REC-AA are attached. If you have any questions regarding these procedures or the REC Program, please contact the REC Program Manager, Kim Caulk, at (919) 707-8350 or visit the REC Program website at <http://portal.ncdenr.org/web/wm/sf/ihs/recprogram>.

If we do not receive a response from you within the next 60 days indicating your willingness to enter an REC-AA, the Branch will take further action to prioritize the Site. Failure to take the initial abatement steps required in 15A NCAC 2L may result in the assessment of a civil penalty against you. In addition, the Branch may seek an injunction compelling compliance with the initial abatement steps required in 15A NCAC 2L. For future work beyond the initial abatement steps required pursuant to 15A NCAC 2L, a unilateral Order may be issued pursuant to N.C.G.S. 130A-310.3 to compel assessment and cleanup. In addition, if you choose not to conduct a cleanup voluntarily, the site may be referred to the United States Environmental Protection Agency (EPA). If so referred, EPA will screen the site for Federal enforcement action under the Federal Superfund Program, established under the Comprehensive Environmental Responsibility, Compensation, and Liability Act.

If you have additional questions about the requirements that apply to your site, please contact me at (704) 663-1699.

Sincerely,



Trudy Beverly, LG - [Trudy.Beverly@ncdenr.gov](mailto:Trudy.Beverly@ncdenr.gov)  
Hydrogeologist, Western Region  
NCDENR - Division of Waste Management  
Superfund Section - Inactive Hazardous Sites Branch  
Mooresville Regional Office  
610 East Center Ave., Suite 301  
Mooresville, NC 28115  
Phone: (704) 663-1699 Fax: (704) 663-6040  
Branch Website Address: <http://portal.ncdenr.org/web/wm/sf/ihshome>

*IHSB's Specifications for Electronic Document Submittal*

[http://portal.ncdenr.org/c/document\\_library/get\\_file?uuid=cb794534-e1a2-4c7ab4c2faf3c8d056d9&groupId=38361](http://portal.ncdenr.org/c/document_library/get_file?uuid=cb794534-e1a2-4c7ab4c2faf3c8d056d9&groupId=38361)

Enclosure: REC-AA Procedures

cc: Sergio H. Rojas, Brinkerhoff Environmental Services, Inc., 1913 Atlantic Ave., Manasquan, NJ 08736

## Procedures for Obtaining a REC Administrative Agreement

To obtain a Registered Environmental Consultant (REC)-Administrative Agreement (AA), remediating parties (RPs) and RECs should use the following procedures:

1. Contact Kim Caulk, preferably by e-mail at [Kim.Caulk@NCDENR.gov](mailto:Kim.Caulk@NCDENR.gov), and provide the following information for the site:
  - Site name, street address/location, city, and county;
  - Exact name of remediator;
  - Name, title, telephone number, e-mail address, & mailing address of the highest ranking official of the remediating party having day-to-day responsibility for the performance of the remedial response action;
  - Name, title, telephone number, e-mail address, & mailing address of any other contact person(s) and the proposed REC (if known) for the remedial response action;
  - Current property owner of the site.
2. Using the information above, a draft REC-AA will be prepared by the Branch and forwarded, preferably by e-mail, to the RP and any other specified representatives for review. The draft electronic version of the AA will be maintained by the Branch.
3. After the RP and/or REC confirms the information is satisfactory, the AA will be finalized by the Branch and an original, hardcopy of the final document will be mailed to the RP for signature. The RP should then mail the signed **original**, final AA to the REC for signature. The document should then be returned by mail to the Branch for execution. The Branch will forward a photocopy of the AA to the RP and REC following execution.
4. Before the AA can be executed, the following requirements must be completed:
  - A 30-day public notice for the proposed AA must be performed by the Branch in accordance with 130A-310.9(b). Note that this includes sites already undergoing groundwater remediation and previously under the oversight of the Division of Water Quality. To complete the required 30-day public notice, the proposed REC and/or the Remediating Party will need to submit, preferably by e-mail, a site location map (typically a tax map or parcel map) and the mailing addresses for each of the adjacent surrounding property owners. The reference/source of the submitted information should be included;
  - Pursuant to 15A NCAC 13C .0307(c), to participate in the REC Program, payment of a financial assurance fee must be received by the Branch. The fee for entry of the site into the REC Program is \$2500. Checks should be made payable to NC Division of Waste Management and referenced to the REC Trust Fund. There will be a similar fee each year until remediation at the site is complete. The annual administration fee, which is to help offset the costs of the Division's audits of remedial actions, is based on the number of sites in the REC Program and in recent years has varied from approx. \$1800 to \$2500.

The required public notice can begin while the AA is reviewed/finalized and the fees are processed.

Questions regarding these procedures and the REC Program should be directed to Kim Caulk at (919) 707-8350 or [Kim.Caulk@NCDENR.gov](mailto:Kim.Caulk@NCDENR.gov).

**VOLVO CONSTRUCTION EQUIPMENT**



January 24, 2012  
828-650-2503

Mr. Kim Caulk  
DENR Waste Management – HISB Section  
217 West Jones Street  
Raleigh, NC 27603-6100



Dear Mr. Caulk:

Please find enclosed the Site Cleanup Questionnaire for Volvo Construction Equipment North America, Inc. If you have in questions in regards to this, please do not hesitate to call me.

Best regards,

A blue ink handwritten signature, appearing to read "John Bartz", written over a light blue horizontal line.

John Bartz



14. Based on current information, has contamination from the site migrated into any sensitive environments?  Y  N

If yes, or unknown, please explain on a separate page.

15. Do site contaminants include radioactive or mixed radioactive and chemical wastes?  Y  N

If yes, or unknown, please explain on a separate page.

**Remediating Party Certification Statement**

After first being duly sworn or affirmed, I, Martha P. Boyd, hereby state that: I am over the age of eighteen, I am competent to make this certification based upon my own personal knowledge and belief, and, to the best of my knowledge and belief, after thorough investigation, the information contained herein is accurate and complete. I am aware that there are significant penalties for willfully submitting false, inaccurate or incomplete information.

Martha P. Boyd  
(Signature of Remediating Party Representative)

October 4, 2011  
(Date)

Martha P. Boyd, Vice President  
(Printed Name and Title of Remediating Party Representative)

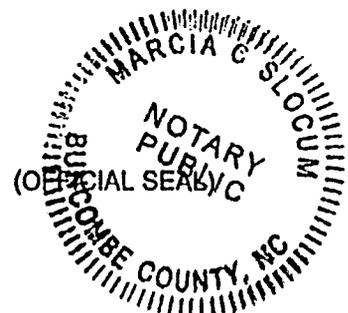
Volvo Construction Equipment North America  
(Printed Name of Company)

STATE OF North Carolina  
COUNTY OF Buncombe

I, Marcia C. Slocum, a Notary Public of said County and State, do hereby certify that Martha P. Boyd personally appeared before me this day, produced proper identification in the form of NC Drivers License, was duly sworn and/or affirmed, and declared that he or she is the owner of the property referenced above or is a duly authorized agent of said owner and that, to the best of his or her knowledge and belief, after thorough investigation, the information contained in the above certification is accurate and complete, and he or she then signed this Certification in my presence.

WITNESS my hand and official seal the 4th day of October, 2011.

Marcia C. Slocum  
Notary Public (signature)



My commission expires: February 11, 2012

**Environmental Consultant Certification Statement**

After first being duly sworn or affirmed, I, Sergio H. Rojas, hereby state that: I am over the age of eighteen, I am competent to make this certification based upon my own personal knowledge and belief, and, to the best of my knowledge and belief, after thorough investigation, the information contained herein is accurate and complete. I am aware that there are significant penalties for willfully submitting false, inaccurate or incomplete information.

[Handwritten Signature]  
(Signature)

October 6, 2011  
(Date)

Sergio H. Rojas  
(Printed Name)

Brinkerhoff Environmental Services, Inc.  
(Printed Name of Environmental Consultant)

STATE OF New Jersey  
COUNTY OF Monmouth

I, Jodi L. Hillmann, a Notary Public of said County and State, do hereby certify that Sergio Rojas personally appeared before me this day, produced proper identification in the form of NJ Drivers License, was duly sworn and/or affirmed, and declared that he or she is an environmental consultant for the property referenced above and that, to the best of his or her knowledge and belief, after thorough investigation, the information contained in the above certification is accurate and complete, and he or she then signed this Certification in my presence.

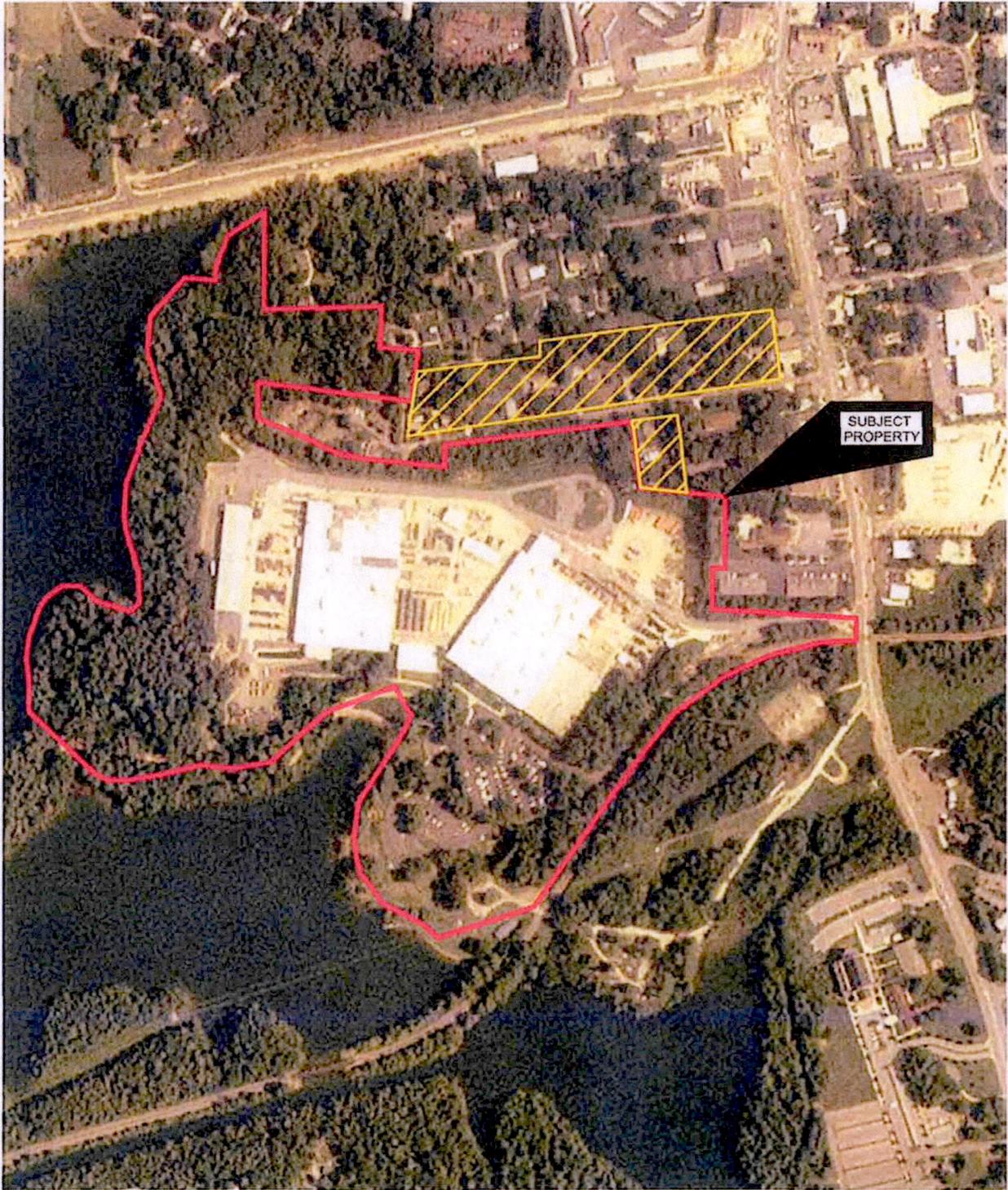
WITNESS my hand and official seal the 6 day of October, 2011.

[Handwritten Signature]  
Notary Public (signature)

**JODI L. HILLMANN**  
**NOTARY PUBLIC OF NEW JERSEY**  
**My Commission Expires May 15, 2012**

(OFFICIAL SEAL)

My commission expires: \_\_\_\_\_



0' 250' 500'  
SCALE: 1"=500'

**BRINKERHOFF**  
ENVIRONMENTAL SERVICES, INC.

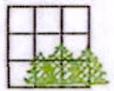


FIGURE 1 - SITE LOCATION MAP

2169 HENDERSONVILLE ROAD  
ASHEVILLE, BUNCOMBE COUNTY, NORTH CAROLINA

DATE: 10/4/11

JOB NO.: 10BR048

SCALE: 1" = 500'

**LEGEND**

 - SUBJECT PROPERTY BOUNDARY

 - NEAREST RESIDENTIAL PROPERTIES

**VOLVO CONSTRUCTION EQUIPMENT**



**John C. Bartz**

Director, Product Assurance & Regulation

---

**Volvo Construction Equipment  
North America**

One Volvo Drive  
Asheville, North Carolina 28803  
[www.volvoce.com/na](http://www.volvoce.com/na)

Telephone (828) 650-2309  
Fax (828) 650-2503  
Mobile (828) 674-5456

[john.bartz@volvo.com](mailto:john.bartz@volvo.com)



**FILE**

North Carolina Department of Environment and Natural Resources  
Division of Waste Management

Beverly Eaves Perdue  
Governor

Dexter R. Matthews  
Director

Dee Freeman  
Secretary

October 12, 2011

Ms. Martha P. Boyd, VP General Counsel  
Volvo Construction Equipment North America  
One Volvo Drive  
Asheville, NC 28803

Re: **NOTICE OF REGULATORY REQUIREMENTS FOR CONTAMINANT ASSESSMENT AND CLEANUP**

Volvo Construction Equipment (former)  
Asheville, Buncombe County, NC

Dear Ms. Boyd:

We received your "Notification of an Inactive Hazardous Substance or Waste Disposal Site form" on August 29, 2011, which reports that your site has been contaminated by one or more hazardous substances. Depending on the contaminants involved and whether the contaminants have impacted or may impact groundwater quality, you will be required to assess and cleanup the contamination under one or more cleanup authorities. Regulatory oversight for the assessment and cleanup under all applicable authorities will be provided by the Division of Waste Management through its Superfund Section, Inactive Hazardous Sites Branch ("Branch").

Based on information provided to date, the Inactive Hazardous Sites Response Act ("IHSRA"), codified under N.C. Gen. Stat. § 130A-310, *et seq.*, applies to your site. In addition, initial immediate actions may be required under 15A NCAC 2L, Groundwater Classifications and Standards.

**I. ACTIONS REQUIRED AT THIS TIME:**

**Complete the Site Cleanup Questionnaire.**

To comply with the requirements of State law, a Site Cleanup Questionnaire, available on the website noted at the end of this letter, must be completed and returned to this office. The information you provide will be reviewed along with other information to prioritize the site, so please make certain that the information you provide is complete and accurate. Please note that your failure to inform the Branch of any nearby potable wells or other high risk conditions may adversely affect the Branch's ability to identify this site as a higher-risk site.

610 East Center Avenue, Suite 301, Mooresville, North Carolina 28115  
Phone: 704-663-1699 \ FAX: 704-663-6040 \ Internet: [www.wastenotnc.org](http://www.wastenotnc.org)

An Equal Opportunity \ Affirmative Action Employer

One  
North Carolina  
*Naturally*

FILE

**Take Initial Abatement Actions Required Under 15A NCAC 2L.**

If you have not already done so, you must take the initial abatement actions required under 15A NCAC 2L. Pursuant to 15A NCAC 2L .0106(b), any person conducting or controlling an activity which results in the discharge of a waste or hazardous substance to the groundwaters of the State, or in proximity thereto, shall take immediate action to terminate and control the discharge, and mitigate any hazards resulting from exposure to the pollutants. Pursuant to 15A NCAC 2L .0106(c), if groundwater standards have been exceeded, you must take immediate action to eliminate the source or sources of contamination. Beyond initial abatement actions, all assessment and remediation will be done through the IHSRA.

**II. FUTURE ASSESSMENT AND CLEANUP ACTIVITIES:**

All correspondence regarding this site should be sent to the Branch. Future assessment and cleanup activities (activities conducted after the initial abatement steps required in 15A NCAC 2L) may be conducted through the Voluntary Cleanup Program (discussed below) or pursuant to an Order issued under N.C. Gen. Stat. § 130A-310.3. In addition, if you choose not to conduct a cleanup through the Voluntary Cleanup Program, the site may be referred to the United States Environmental Protection Agency ("EPA"). If so referred, EPA will screen the site for Federal enforcement action under the Federal Superfund Program, established under the Comprehensive Environmental Responsibility, Compensation, and Liability Act ("CERCLA").

**III. VOLUNTARY CLEANUP PROGRAM:**

Under the IHSRA, persons who move forward to assess and remediate contamination, without being compelled to do so through formal legal action filed against them, are called "volunteers." To participate in the voluntary cleanup program, you will be required to enter into an administrative agreement with the Branch. The voluntary cleanup will proceed through the Registered Environmental Consultant Program or under direct oversight by the Branch Staff, as discussed below:

**Agreement to Conduct Assessment and Remediation Through the Registered Environmental Consultant Program.**

The Branch has a privatized oversight arm of the voluntary cleanup program known as the Registered Environmental Consultant ("REC") program. Based on the responses provided on the questionnaire (degree of hazard and public interest in the site), the Branch will determine whether a staff person or an REC will perform the oversight and approval of your assessment and cleanup action. Please note that having one or more of the conditions identified on the questionnaire does not necessarily preclude the site for qualifying for an REC-directed cleanup action.

Under the REC program, the volunteer hires an environmental consulting firm, which the State has approved as having met certain qualifications, to implement a cleanup and certify that the work is being performed in compliance with regulations. In other words, the REC's certifications of compliance are in place of direct oversight by the Branch. Details of the REC program can be found at <http://portal.ncdenr.org/web/wm/sf/ihs/recprogram>. If you have any questions specific to the REC Program, including how to participate, please contact the REC Program Manager, Kim Caulk, at (919) 508-8451.

**Agreement to Conduct Assessment and Remediation Under State Oversight.**





1913 Atlantic Avenue, Suite R5  
Manasquan, New Jersey 08736

Tel: (732) 223-2225  
Fax: (732) 223-3666



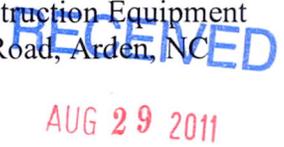
**TRANSMITTAL**

Date: 8/18/11

To: Inactive Hazardous Site Branch Head  
Superfund Section  
NC Division of Waste Management  
401 Oberlin Road – Suite 150  
Raleigh, NC 27605

Project Name: Phase II – Volvo Construction Equipment  
2169 Hendersonville Road, Arden, NC

Project No.: 10BR048



NC DENR MRO IHSB

Quantity	Description
1	Original Executed "Notice of an Inactive Hazardous Substance or Waste Disposal Site" Form for the Former Volvo Construction Equipment Site in Arden, North Carolina (incl. attachment)

We are sending you herewith:	<input checked="" type="checkbox"/>	, under separate cover:	<input type="checkbox"/>	the above items.
Sent via:	USPS: <input type="checkbox"/>	FedEx: <input checked="" type="checkbox"/>	UPS: <input type="checkbox"/>	Drop off: <input type="checkbox"/> Fax: <input type="checkbox"/>
<b>FOR:</b>	Approval <input type="checkbox"/>	Review & Comment <input type="checkbox"/>	Approved as Submitted <input type="checkbox"/>	
	Your Use <input checked="" type="checkbox"/>	Return w/ corrections <input type="checkbox"/>	Returned for Revision <input type="checkbox"/>	
	Your Records <input checked="" type="checkbox"/>	Copies for Distribution <input type="checkbox"/>	Deficiencies Flagged <input type="checkbox"/>	

**Remarks:**

cc: Ms. Martha P. Boyd (4 copies w/ attachment)  
Vice President, General Counsel  
Company: Volvo Construction Equipment North America

Respectfully submitted,

Sign:   
Sergio H. Rojas  
Project Manager

Date: 8-18-11



**NOTIFICATION OF AN INACTIVE HAZARDOUS SUBSTANCE  
 OR WASTE DISPOSAL SITE**

**RECEIVED**

**AUG 29 2011**

*Please read instructions before completing and type or print in black ink.*

**NCDENR MRO IHSB**

**I. SITE NAME AND LOCATION:**

Site Name (one site per form) Former Volvo Construction Equipment North America, Inc.  
 Location (street address) 2169 Hendersonville Road  
 City Asheville US EPA ID# (if known) \_\_\_\_\_  
 County Buncombe  
 Directions to Site The subject property is located on the west side of Hendersonville Road  
and south of Long Shoals Road in the City of Asheville, Buncombe County, North Carolina. See  
attached Figure 1.

Attach a USGS topographic map or map of equal or reasonably similar scale (1 inch = 2000 ft.) showing the location and vicinity of the site or facility. Label map with the site name.

**II. PERSON COMPLETING FORM:**

Name Sergio H. Rojas  
 Mailing Address Brinkerhoff Environmental Services, Inc.  
1913 Atlantic Avenue  
 City Manasquan State NJ Zip Code 08736  
 Telephone (732) 223-2225

Present Owner \_\_\_\_\_  
 Past Owner \_\_\_\_\_  
 Present Operator \_\_\_\_\_  
 Past Operator \_\_\_\_\_  
 Other X  
 (specify) Consultant

**III. PRESENT OWNER: County of Buncombe**

Individual Owner or Company Name (Responsible Party/Former Owner)  
Volvo Construction Equipment North America, Inc.  
 Executive Officer Martha P. Boyd, Vice President General Counsel  
 Mailing Address Volvo Construction Equipment North America,  
One Volvo Drive  
 City Asheville State NC Zip Code 28803  
 Telephone (828) 650-2005

Corporation X  
 Partnership \_\_\_\_\_  
 Individual \_\_\_\_\_  
 Government Unit \_\_\_\_\_  
 Other \_\_\_\_\_  
 (specify) \_\_\_\_\_

IV. CURRENT SITE USE:

Check the item or items which describe the current use of the site.

Residential	<u>      </u>	Forest Land	<u>      </u>	Retirement Home	<u>      </u>
Business	<u>      </u>	Farm Land	<u>      </u>	Other	<u>  X  </u>
Industrial	<u>  X  </u>	School/Day Care	<u>      </u>	(specify) <u>Currently</u>	
Pasture Land	<u>      </u>	Hospital	<u>      </u>	<u>Vacant</u>	

V. ON-SITE RESIDENTS:

Are there any on-site residents?        Yes   X   No  
 Number of children (• 6 years old) living on site            Number of adults           

VI. SURROUNDING PROPERTY USE:

Check the appropriate description of the area surrounding the site. (More than one may apply.)

Residential	<u>  X  </u>	Forest Land	<u>  X  </u>	Retirement Home	<u>      </u>
Business	<u>  X  </u>	Farm Land	<u>      </u>	Other	<u>      </u>
Industrial	<u>  X  </u>	School/Day Care	<u>      </u>	(Specify) <u>          </u>	
Pasture Land	<u>      </u>	Hospital	<u>      </u>	<u>                  </u>	

VII. Site Operations (More than one may apply.):

	Current	Previous
1. Mining	<u>      </u>	<u>      </u>
2. Paper and wood production	<u>      </u>	<u>      </u>
3. Textiles	<u>      </u>	<u>      </u>
4. Fertilizer	<u>      </u>	<u>      </u>
5. Printing/painting	<u>      </u>	<u>      </u>
6. Leather tanning	<u>      </u>	<u>      </u>
7. Iron/steel foundry	<u>      </u>	<u>      </u>
8. Chemical, general	<u>      </u>	<u>      </u>
9. Plating/polishing	<u>      </u>	<u>      </u>
10. Military/ammunition	<u>      </u>	<u>      </u>
11. Firing range	<u>      </u>	<u>      </u>
12. Rubber/plastics	<u>      </u>	<u>      </u>
13. Utility companies/transformers	<u>      </u>	<u>      </u>
14. Sanitary/refuse	<u>      </u>	<u>      </u>
15. Photo finishing	<u>      </u>	<u>      </u>
16. Lab/hospital	<u>      </u>	<u>      </u>
17. Wood treating	<u>      </u>	<u>      </u>
18. Battery reclamation	<u>      </u>	<u>      </u>
19. Pesticides formulation, packaging and/or distribution	<u>      </u>	<u>      </u>
20. Herbicide formulation, packaging and/or distribution	<u>      </u>	<u>      </u>
21. Other agrichemical formulation, packaging and/or distribution	<u>      </u>	<u>      </u>
22. Dry cleaning	<u>      </u>	<u>      </u>
23. Petrochemical processing or refining	<u>      </u>	<u>      </u>
24. Furniture manufacturing or finishing	<u>      </u>	<u>      </u>
25. Drum reconditioning	<u>      </u>	<u>      </u>
26. Unknown	<u>      </u>	<u>      </u>
27. Other (specify) <u>Construction Vehicle Manufacturing and Assembly</u>	<u>Vacant</u>	<u>  X  </u>

VIII. ENVIRONMENTAL PERMITS:

List all previous and current environmental permits below.

Type of Permit (e.g. landfill, nondischarge, etc.)	Past (circle one)	Present	Permit Number	Date Issued	Issuing Agency
Hazardous Waste Generator	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	NCD079068607/Lic #L023	January 1996	Buncombe Co. Emergency Management
Air	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	20171, 20172 & 20174	February 1991	WNC Regional Air Quality Agency
Air	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	11-734-10	January 2010	WNC Regional Air Quality Agency
Industrial Waste Discharge	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	I-014-01	February 2001	Buncombe County MSD
Industrial Waste Discharge	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	S-018-7	March 2007	Buncombe County MSD
Storm Water Discharge	Past <input checked="" type="checkbox"/>	Present <input type="checkbox"/>	NCG030000	September 1997	Buncombe County
	Past <input type="checkbox"/>	Present <input type="checkbox"/>			

IX. KNOWN OR SUSPECTED RELEASES OF HAZARDOUS SUBSTANCES OR WASTE TO THE ENVIRONMENT:

List all on-site spills, disposals and other releases of hazardous substances or materials containing hazardous substances.

	Material/ Chemical Released (Known and suspected)	Physical State of Material (Use codes below)	Approx. Volume Released	Date of Release	Suspected Contaminants (Use codes below)	Source of Release (e.g. tank, buried drums, landfill, product spill, etc.)	Known or Suspected Contamination			
							Ground water	Surface Water	Sediment	Soil
	<i>&lt;Enter "K" if Known and "S" if Suspected &gt;</i>									
Hist. Release	Waste Oil/Hydraulic Oil *	L	Unknown	October 1994	Pe & W	UST	K			K
Hist. Release	Unknown Oil or Haz. Material *	L	10-15 gal.	July 1999	Pe	Drum Burst/Product Spill				K
Hist. Release	Antifreeze *	L	150 gal.	October 1999		AST				
Hist. Release	Fuel/Hydraulic Oil *	L	Various <5-15 gal.	2004	Pe	Fueling Pad/ASTs/Spills				K
Hist. Release	Paint *	L	6-7 gal.	July 2005		Spill in Paint Booth				
Hist. Release	Hydraulic Oil *	L	30-200 gal.	August 2005	Pe	AST & Indoor Spill				
Hist. Release	Degreaser & Petroleum *	L	2 gal./unknown	2006/2008	O/Pe	Loading Dock/Sed. Pond		K	K	
Initial Notice	Manganese/Non-Petroleum VOCs **	L/S	unknown	unknown	M/O	unknown	K			K

Physical State Codes

G - Containerized Gas  
L - Liquid  
S - Solid/Powder  
Sl - Sludge

A - Acids  
Ab - Asbestos  
Am - Ammonia  
B - Bases  
C - Cyanide

Codes for Suspected Contaminants

D - Dioxins  
M - Metals  
Mu - Mixed Municipal Waste  
O - Organic Chemicals  
P - PCBs  
Pe - Petroleum Products  
Ps - Pesticides  
W - Waste Oil

\* Historical releases for which no further action is required.

\*\* Initial notice of non-UST impacts to soil and/or groundwater recently reported at the site. Refer to the Phase II Environmental Site Assessment Report prepared by Hart & Hickman, dated June 29, 2011.

X. TOTAL AREA OF ALL DISPOSALS, SPILLS, OR RELEASES OF HAZARDOUS SUBSTANCES OR WASTE:

- less than 1 acre
- 1 acre or more, but less than 5 acres
- 5 acres or more, but less than 10 acres
- 10 acres or more
- Unknown

XI. AVAILABILITY OF ENVIRONMENTAL ANALYTICAL DATA:

Do any environmental reports or laboratory analytical data exist for the site?  Yes  No  
 If yes, attach reports or data to this form.

XII. IDENTIFY WHETHER ANY OF THE FOLLOWING ARE PRESENT OR WERE PRESENT IN THE PAST AT THE SITE (*More than one may apply.*):

- |                                     |                                |                                     |                                |                                     |                      |
|-------------------------------------|--------------------------------|-------------------------------------|--------------------------------|-------------------------------------|----------------------|
| <input type="checkbox"/>            | Debris pile(s)                 | <input checked="" type="checkbox"/> | Tank(s) above ground           | <input checked="" type="checkbox"/> | Spill(s)             |
| <input type="checkbox"/>            | Land treatment of sludges      | <input type="checkbox"/>            | Septic tank(s)                 | <input type="checkbox"/>            | Wastewater lagoon(s) |
| <input type="checkbox"/>            | Landfill(s) or buried waste    | <input type="checkbox"/>            | Surface impoundment(s)         | <input checked="" type="checkbox"/> | Drum(s)              |
| <input checked="" type="checkbox"/> | Tank(s) underground            | <input type="checkbox"/>            | Underground injection of waste |                                     |                      |
| <input type="checkbox"/>            | Other ( <i>specify</i> ) _____ |                                     |                                |                                     |                      |

XIII. ACCESSIBILITY OF SITE (*More than one may apply.*):

- 24-hour security guard
- Security guard < 24-hour/day
- Physical barrier (steep bank, creek, walls, etc.)  
Describe physical barriers \_\_\_\_\_
- Site completely surrounded by fence
- Site partially surrounded by fence
- Locked gate
- Unlocked gate
- No control of access to site
- Other (*specify*) \_\_\_\_\_

XIV. WATER SUPPLY SOURCES:

Identify whether the following are present on site or on adjacent property.

	Present on site		Present on Adjacent Property	
	Yes	No	Yes	No
Spring	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Well	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Surface Water Intake	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

XV. SITE SURFACE WATER:

Indicate whether any surface water bodies (e.g. streams and lakes) exist on the site or the property adjacent to the site.

Lake Julian is located adjacent to the south and west of the Site.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

XVI. CERTIFICATION AND SIGNATURE:

I certify that to the best of my knowledge and belief, the information supplied on this form is complete and accurate.

Signature Martha P. Boyd Date 8/16/2011

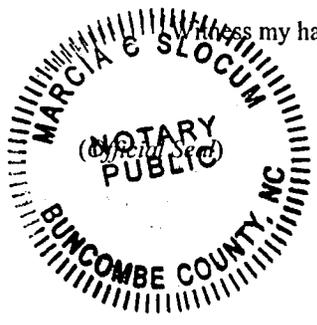
Name and Title (Type or print) MARTHA P. BOYD VICE PRESIDENT & GENERAL COUNSEL

Mailing Address ONE VOLVO DRIVE, ASHEVILLE NC 28803 <sup>SECRETARY</sup>

North Carolina STATE

Buncombe COUNTY

I, Marcia C. Slocum, a Notary Public for said County and State, do hereby certify that Martha P. Boyd personally appeared before me this day and acknowledged the due execution of the foregoing instrument.



Witness my hand and official seal, this the 16<sup>th</sup> day of August, 2011.

Marcia Slocum  
Notary Public

My commission expires February 11, 2012.