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

Pat McCrory
Governor

Dexter R. Matthews
Director

John E. Skvarla, III
Secretary

CERTIFIED MAIL
Return Receipt Requested

February 22, 2013

Ivan Secrest
3501 Rocky River Road
Monroe, NC 28110

Re: **NOTICE OF REC PROGRAM ELIGIBILITY**
Rocky River Rd PCE
3501 Rocky River Rd.
Monroe, Union County, NC
NONCD0002919

Dear Mr. Secrest:

Thank you for submitting the Site Cleanup Checklist/Questionnaire (Questionnaire) for the above subject site (Site). The Branch has completed review of the Questionnaire and determined that non-petroleum contamination at the Site can be cleaned up through the REC ("Registered Environmental Consultant") 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 cleanup 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.

All documents submitted to the Division in relation to this work must be provided in both paper and in an electronic format designated by the Division (see the Inactive Hazardous Sites Branch website located at http://portal.ncdenr.org/web/wm/sf/ihshome for current specifications on electronic document submittal).

If you have additional questions about the requirements that apply to your site, please contact me at (704) 663-1699, ext. 2182.

Sincerely,

Trudy M. Beverly

Trudy Beverly, LG - Trudy.Beverly@ncdenr.gov
Hydrogeologist, Western Region
NCDENR - Division of Waste Management
Superfund Section - Inactive Hazardous Sites Branch

Enclosure: REC-AA Procedures

Cc: Gordon Plyler, Catawba Oil Company, P.O. Box 848, Monroe, NC 28110
Colleen Clark, Shield Engineering, Inc., 4301 Taggart Creek Rd., Charlotte, NC 28208

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1. Article Addressed to: NONCD0002919

IVAN SECREST
3501 ROCKY RIVER RD
MONROE NC 28110

IHSB/NONCD0002919/TB 2013 04 22

REC

MONROE CARRIE
APR 25 2013

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X Rachel Secrest
☐ Agent
☐ Addressee

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RACHEL SECREST

C. Date of Delivery

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3501 ROCKY RIVER RD
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