North Carolina Department of Environment and Natural Resources

Pat McCrory
Governor

John E. Skvarla, III
Secretary

CERTIFIED MAIL **7011 3500 0000 4267 4963**

July 11, 2014

Ms. Shaun F. Fellers
United Scrap, Inc.
3600 Primrose Avenue
Charlotte, NC 28208

Re: **NOTICE OF REC PROGRAM ELIGIBILITY**

United Scrap, Inc.
3600 Primrose Avenue
Charlotte, Mecklenburg County, North Carolina
IHSB Inventory No.: NONCD0002895

Dear Ms. Feller:

The Division of Waste Management through its Superfund Section, Inactive Hazardous Sites Branch ("Branch") received and reviewed your March 27, 2012 Site Cleanup Questionnaire (SCQ). In response, the Branch sent you a "Notice of Regulatory Requirements" (NORR) letter, dated February 15, 2013, for the United Scrap, Inc. site (Site) located at the subject address. Based on review of the SCQ and our files, additional information was requested that would allow the Branch to make a final determination on how to further proceed with this Site. As of the date of this letter, no additional information has been provided by you or your agents. The Branch has completed follow-up review of the SCQ and available file documents and has determined that the Site can be cleaned up through the Registered Environmental Consultant (REC) Program without direct oversight by Branch Staff. Only the sites with the highest risks receive direct oversight by state staff.

As indicated in our February 15, 2013 NORR letter, the Branch suggested the following additional steps you could take to further assess and delineate the sources of contamination: Collect an additional round of confirmatory groundwater monitoring well data for all site monitoring wells, Conduct a comprehensive 1,500-foot-radius water supply usage survey, confirm their current usage status, and sample any potentially threatened potable wells found for the contaminants of concern. Provide three surface water and three sediment analytical data points for the stream flowing through the property. For the minimum technical and administrative procedures for site assessments and site

cleanups conducted pursuant to the Inactive Hazardous Sites Response Act of 1987 (N.C.G.S. 130A-310 et.seq.), please refer to the Branch's Guidelines for Assessment and Cleanup (January 2014) which can be found at: http://portal.ncdenr.org/web/wm/sf/ihs/ihsguide.

As detailed in the NORR, further assessment and delineation related to the source of contamination and potential onsite vapor intrusion evaluations can be done under the REC program. The Branch's "Supplemental Guidelines for the Evaluation of Structural Vapor Intrusion Potential" (Vapor Guidelines) should be used in conducting an evaluation of structural vapor intrusion potential. The Vapor Guidelines and updated Screening Levels can be accessed on the Branch's website at http://portal.ncdenr.org/web/wm/sf/ihshome.

To conduct an approved cleanup, you must enter into an REC-Administrative Agreement (REC-AA) with the Branch. 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.

We also understand that the Site may have been contaminated from a petroleum release. Please note that any investigation or remediation related to petroleum compounds should be conducted in accordance with the Division of Waste Management UST Section's regulations and guidance documents. Future investigation or remediation reports related to petroleum substances will be the responsibility of the Division of Waste Management's UST Section and should be forwarded to the attention of Ron Taraban of the UST Section in the Mooresville Regional Office.

If you have additional questions about the requirements that apply to this Site, please contact the REC Program Manager, Mr. Kim Caulk, at kim.caulk@ncdenr.gov - (704) 707-8350, or me at miguel.alvalle@ncdenr.gov - (704) 663-1699.

Sincerely,

Miguel A. Alvalle, Hydrogeologist
Division of Waste Management, NCDENR

Enclosure: REC-AA Procedures

Cc: Gary K. Sawyer, PG, RSM - EnviroAssessments, 9307 Monroe Road, Suite K, Charlotte, NC 28270

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, 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.

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