

December 21, 2018

Mr. Curtis Rounds
Interstate Energy Company, LLC
214 Shoemaker Road
Pottstown, PA 19464

Re: Non-Residential Statewide Health Standard Final Report Approval
Marcus Hook Pump Station
eFACTS PF No. 830120
1111 West Ridge Road
Lower Chichester Township
Delaware County

Dear Mr. Rounds:

The Department of Environmental Protection (DEP) reviewed the document titled “Final Report,” (report) for the property referenced above. The report was prepared by Advanced GeoServices Corp. and submitted to DEP in accordance with the Land Recycling and Environmental Remediation Standards Act (Act 2) and constitutes a final report as defined in Chapter 3 of Act 2.

DEP hereby approves this final report for the substances identified and remediated to an Act 2 standard within the site specified. Chapter 5, Section 501 of Act 2, provides the liability protection where attainment of Act 2 cleanup standards is demonstrated. The cleanup liability protection provided by this chapter applies to the current and future owner or any other person who participated in the remediation; a person who develops or occupies the property; successor or assign of any person to whom liability protection applies; and a public utility to the extent the public utility performs activities on the identified property.

This project attained a nonresidential Statewide health standard for No. 2 and No. 6 fuel oil constituents in soil.

Information provided in the Final Report indicates groundwater was encountered in multiple excavations where contaminated soil was removed. The potential for groundwater contamination may violate environmental laws that DEP administers, including, but not limited to, the Clean Streams Law, and may constitute a public nuisance. DEP requests that you enter Act 2, characterize, and demonstrate attainment of a cleanup standard for groundwater.

Please refer to the enclosed Standard Attachment for other DEP program requirements for considerations which may be applicable to the referenced site.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800.654.5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

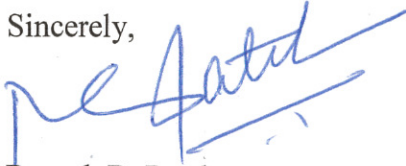
A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717.787.3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717.787.3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

Thank you for your cooperation in working with DEP in the remediation of this site. If you have any questions or need further information regarding this matter, please contact Mr. Lyle de la Rosa by e-mail at ldelarosa@pa.gov or by telephone at 484.250.5790.

Sincerely,



Ragesh R. Patel
Regional Manager
Environmental Cleanup and Brownfields

Enclosure: Standard Attachment

cc: Lower Chichester Township
Bucks County Health Department
Bucks County Conservation District
Mr. Beegle - Advanced Geoservices Corp
Mr. Lawrence - SCE Environmental Group
Mr. Shamory - Talon Energy Supply, LLC
Mr. C. Brown, P.G.
Mr. de la Rosa
Ms. Bass
Re 30 (GJS18ECB)355-3



pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bureau of Environmental Cleanup and Brownfields

Thank you for participating in the Pennsylvania Department of Environmental Protection's (DEP) Land Recycling Program. You are receiving this Standard Attachment because you have provided a Notice of Intent to Remediate or a Final Report submission to the department. The following program summaries are provided to you as a guide to other programs that are commonly associated with brownfield remediation projects. These programs are important for the successful completion of site remediation and the grant of liability relief for your site. Please note if several of the following items apply to your site, it may be valuable to request a pre-application coordination meeting with your assigned DEP Project Manager. For remediation projects that involve multiple programs, an initial coordination meeting is beneficial to determine required date of submission(s), program participation consideration(s), and priorities.

This list is not meant to be all inclusive, but does summarize a listing of programs that are commonly affiliated with these types of projects.

Land Recycling Program Considerations

Uniform Environmental Covenants Act (UECA)

Based on the remediation standard that you have selected for your remediation/redevelopment project, you may be required to submit an environmental covenant. The covenant, as defined and governed under the auspices of UECA, provides a tool to ensure that the conditions allowing for a risk-based cleanup will continue in the future. UECA requires that a completed and signed environmental covenant shall be submitted to the appropriate regional DEP office no later than 30 days from receipt of the final cleanup approval letter. A \$500 fee is required to be submitted with the environmental covenant. Once received, the DEP has ninety 90 days to review and return the signed covenant for recordation.

Notifications of recordation of the covenant are subsequently required to be sent within 90 days to the DEP and to the entities listed in Section 6507 of UECA and in accordance with the terms of the covenant. For more information, visit www.dep.pa.gov, under Businesses > Land > Land Recycling., select related information under 'Uniform Environmental Covenants'.

Other Program Requirements

Depending on the specific details of each case, other program requirements may be applicable to your site as cleanup is progressing, and/or upon completion of Act 2 activities. These considerations are summarized in the following:

Land Disturbance

Depending on the remediation approach selected for your site, you must carefully evaluate the remedial activities to minimize erosion and sedimentation in conformance with Chapter 102 of the PA Code, Erosion and Sediment Control. These requirements may be satisfied with the development, implementation, and maintenance, of erosion and sediment control best management practices. Please note that any future earth disturbance or development at your site after cleanup is completed may require either approvals or permits from the appropriate county soil conservation district. Therefore, you should contact the conservation district before engaging in any such activities. For more information regarding this topic, visit www.dep.pa.gov, Search 'Stormwater Management'.

Stormwater Management

Surface water discharges from sites undergoing Act 2 cleanups may be considered point or nonpoint sources. Point source discharges to surface water include, as examples, leachate discharge from a disposal unit, or, runoff from contaminated site discharges through a storm sewer. Discharges such as these are subject to National Pollutant Discharge Elimination System (NPDES) requirements, and as such may require a permit. Additionally, Act 2 requires that any site undergoing cleanup via the Statewide health or site-specific standard also demonstrate compliance with surface water quality criteria when a nonpoint source discharge, such as contaminated groundwater, discharges into surface water. More information regarding these programs may be found at the DEP's website or through your site's assigned Project Manager.

Sewage Facilities Program

The redevelopment of Act 2 sites after completion of cleanup activities may require you to investigate sewage planning considerations. For example, when site utilization is changed from industrial use to residential use as a result of Act 2 implementation, the sewage facilities planning for the property will require analysis/revision. Act 537, Sewage Facilities Program, contains provisions to enable proper municipal planning and permitting for current and future utilization of sewage facilities. For more information, visit www.dep.pa.gov, Search 'Act 537 Sewage Facilities Program'.

Water Well Abandonment

Abandoned wells must be reported on required forms to the PA Department of Conservation and Natural Resources (DCNR), Bureau of Topographic and Geologic Survey (BTGS). Information is available on the DCNR website, www.dcnr.state.pa.us, select Geology, and on the Geologic Survey portion of the website, under 'Groundwater' and 'Private Water Wells' section.

If available, the original driller's log should be included along with the details of the well abandonment procedure. A photograph should be taken of the site, and a reference map should be made to locate the abandoned well. **We recommend that you identify the exact location by GPS** (It also may be appropriate to survey the exact location of the well). If a permit was issued for the well installation (e.g. by a local agency or County Health Department), please provide a copy of your BTGS submission to the issuing agency and to this office.

Oil and Gas Well Site Restoration

If the site specified for remediation is considered to be part of a well site as that term is defined by Section 603a(d) of the Oil and Gas Act, you must ensure restoration of the area under Section 206 of the Oil and Gas Act, 58 P.S. § 601.206. The Department considers a well site to be restored under Section 206 when the disturbed or impacted area is returned to its approximate original contours and restored to conditions that support the same potential uses of the land that existed prior to the spill or release, including the vegetation of those areas. The restored area should be capable of supporting the type of vegetation that was present before the release.