



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

UST Section

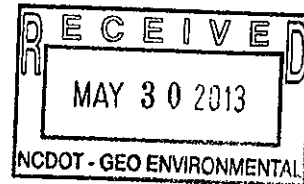
Dexter R. Matthews
Director

John E. Skvarla, III
Secretary

Pat McCrory
Governor

May 29, 2013

Mr. James Easter
The Pantry, Inc.
305 Gregson Drive
Cary, North Carolina 27511



Re: **Notice of Regulatory Requirements**
15A NCAC 2N .0405 and 2N.0803
Risk-based Assessment and Corrective Action for
Petroleum Underground Storage Tanks

Kangroo Express #3083
NC DOT Parcel #6 6
700 South Memorial Drive
Greenville, Pitt County
Incident Number: 38392
Risk Classification: Undetermined
Ranking: Undetermined

U-3315-0026
7/1/13

Dear Mr. Easter:

The Underground Storage Tank (UST) Section, Washington Regional Office is in receipt of a Preliminary Site Assessment (PSA) Report submitted on behalf of the North Carolina Department of Transportation. The report documents investigation activities related to NC-DOT Project U-3315 (Stantonsburg Road /10th Street Connector) for Parcel #6, located at 700 South Memorial Drive in Greenville, NC. Information received by this office on March 11, 2013 indicates a release or discharge of petroleum from the UST system at the above referenced location. Records indicate that you are the owner or operator of this UST system.

As indicated in the PSA Report the USTs and possibly the dispensers lie in the path of the roadway construction. In the event the roadway construction continues as planned, a UST Closure Report in accordance with Title 15A NCAC 2N .0405 and 2N .0803 and the latest version of the *Guidelines for Site Check, Tank Closure, and Initial Response and Abatement for UST Releases* is required. The UST Closure Report must be received by the Washington Regional Office no later than October 1, 2013. The UST Section understands that you will want to keep the store open as long as possible, however it is our understanding that utility work in this area is scheduled for October 2013. The UST Closure deadline may be rescheduled for a later date if roadway construction is delayed.

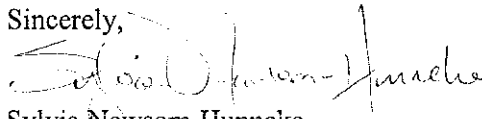
Because a release or discharge has been confirmed, a Licensed Geologist or a Professional Engineer, certified by the State of North Carolina, is required to prepare and certify all reports submitted to the Department in accordance with Title 15A NCAC 2L .0103(e) and 2L .0111(b).

Please note that before you sell, transfer, or request a "No Further Action" determination for a property that has not been remediated to below "unrestricted use" standards, you must file a Notice of Residual Petroleum ("Notice") with the Register of Deeds in the county where the property is located (NCGS 143B-279.9 and 143B-279.11).

Failure to comply with the State's rules in the manner and time specified may result in the assessment of civil penalties and/or the use of other enforcement mechanisms.

If you have any questions regarding trust fund eligibility or reimbursement from the Commercial or Noncommercial Leaking Petroleum Underground Storage Tank Cleanup Funds, please contact the UST Section Trust Fund Branch at (919) 707-8171. If you have any questions regarding the actions that must be taken or the rules mentioned in this letter, please contact me at the address or telephone number listed below.

Sincerely,



Sylvia Newsom-Hunneke
Hydrogeologist
Washington Regional Office

cc: Gordon Box, NCDOT Geotechnical Engineering Unit, GeoEnvironmental Section --
1589 Mail Service Center, Raleigh, NC 27699-1589
Terracon Consultants, Inc. - 5240 Green's Dairy Road, Raleigh, NC 27616
Lisa Kirby, Public Works Dept. - 1500 Beatty St., Greenville, 27858
Pitt County Health Department
WaRO

UST Regional Offices

Asheville (ARO) - 2090 US Highway 70, Swannanoa, NC 28778 (828) 296-4500

Fayetteville (FAY) - 225 Green Street, Suite 714, Systel Building, Fayetteville, NC 28301 (910) 433-3300

Mooreville (MOR) - 610 East Center Avenue, Suite 301, Mooreville, NC 28115 (704) 663-1699

Raleigh (RRO) - 1628 Mail Service Center, Raleigh, NC 27699 (919) 791-4200

Washington (WaRO) - 943 Washington Square Mall, Washington, NC 27889 (252) 946-6481

Wilmington (WIL) - 127 Cardinal Drive Extension, Wilmington, NC 28405 (910) 796-7215

Winston-Salem (WS) - 585 Waughtown Street, Winston-Salem, NC 27107 (336) 771-5000

Guilford County Environmental Health, 400 West Market Street, Suite 300, Greensboro, NC 27401, (336) 641-3771