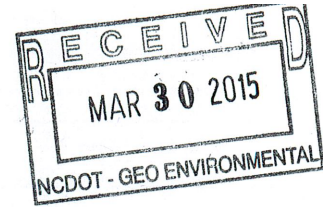




North Carolina Department of Environment and Natural Resources



Pat McCrory
Governor

Donald R. van der Vaart
Secretary

March 30, 2015

NCDOT
Attn: Mr. Gordon Box
Geotechnical Engineering Unit
GeoEnvironmental Section
1589 Mail Service Center
Raleigh, NC 27699-1589

Re: Notice of Regulatory Requirements
15A NCAC 2L .0404 and 2L .0405
Risk-based Assessment and Corrective Action
for Petroleum Underground Storage Tanks

Riddle Property (Robert Gregory) Parcel #50
1404 W. 14th St., Greenville, NC
Pitt County
Incident Number: 38381
Risk Classification: Undetermined
Ranking: Undetermined

Dear Mr. Box:

Information received by this office of the UST Section, Division of Waste Management, on March 6, 2013 confirms a release or discharge from a petroleum underground storage tank (UST) system at the above-referenced location. The Preliminary Site Assessment Report documents investigation activities related to NCDOT Project U-3315 (Stantonsburg Road to 10th Street Connector) for Parcel 50 located at 1404 W. 14th Avenue in Greenville, NC.

On June 10, 2013 and March 26, 2015 Riddle Brothers Heating and A/C indicated that NCDOT agreed to take care of the petroleum release (attached). Therefore as a responsible party, you must comply with the initial response and abatement action requirements of Title 15A NCAC 2L .0404 and, if applicable, the assessment and reporting requirements of Title 15A NCAC 2L .0405, within the timeframes specified in the attached rules. (Be aware that if the latter rule is applicable, you must comply with its requirements even if you do not receive formal notification from the UST Section.)

Initial abatement action requirements include the preparation and submittal of an Initial Abatement Action (IAA) Report, in accordance with Title 15A NCAC 2L .0404 and the most recent version of the *Guidelines for Site Checks, Tank Closure, and Initial Response and Abatement for UST Releases*, within 90 days of discovery of the release. Specifically:

- Please remove the USTs and excavate petroleum contaminated soil.
- Collect soil samples from sidewalls of the excavation analyze using EPA Methods 8260, 8270 and MADEP VPH and EPH and submit the Initial Abatement Action Report.

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,



Scott Bullock, L.G.

Regional UST Supervisor

Washington Regional Office

UST Section, Division of Waste Management, NCDENR

Enclosures: Letter from Riddle Brothers Heating and A/C

cc: Pitt County Health Department

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 (WAS) – 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) – 450 West Hanes Mill Road, Suite 300, Winston-Salem, NC 27105, **(336) 776-9800**

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

RIDDLE BROTHERS HEATING AND A/C

P.O. BOX 1844 4745 REEDY BRANCH RD

WINTERVILLE, N.C. 28590

252-353-5588 FAX 252-353-5599

TO: SCOTT BULLOCK

3/23/2015

I AM WRITING TO YOU ABOUT THE LETTER I RECEIVED CONCERNING A PROPERTY I USED TO OWN: PARCEL 50, 1402 WEST 14TH STREET GREENVILLE, NC. THIS PROPERTY WAS SOLD TO THE NCDOT AND THEY AGREED TO TAKE CARE OF THE UST. THEY HAD THE AREA TESTED, THEY DUG UP THE TANK AND THEY FILLED THE AREA WITH DIRT AND THEN BUILT A ROAD ON IT. I MET WITH SOME OF YOUR PEOPLE IN 2013 AND EXPLAINED THIS TO THEM. THE NCDOT SHOULD HAVE RECORDS OF WHAT THEY FOUND AND WHAT THEY DID TO CLEAN IT UP.

THANK YOU, GREG RIDDLE



UNRECORDED COPY OF ORIGINAL DOCUMENT
THIS IS A COPY OF THE ORIGINAL DOCUMENT
BOYD COUNTY RECORDS DEPARTMENT
1000 E. MAIN ST. W. GREENVILLE, NC 28601
PHONE: 252-333-2200 FAX: 252-333-2201
WWW.BOYDCOUNTYNC.GOV

Received
Wero DWR
MAR 26 2015

greg riddle

From: Lance Laliberte <LIBTLAL1@hughes.net>
Sent: Monday, January 07, 2013 7:20 PM
To: greg riddle
Subject: Re: U-3315 Greenville- Tenth St. Connector

See Below

From: greg riddle
Sent: Monday, January 07, 2013 12:58 PM
To: 'Lance Laliberte'
Subject: RE: U-3315 Greenville- Tenth St. Connector

Lance, we would like to see the letter outlining the agreement. I'll get it written up in the next couple of days. Will the easement purchase be at the initial offer? You had countered with -buy all the land and buildings for \$248,000.00. Since they would be paying for the tank removal and dirt replacement they would counter with \$232,700.00

Will we still have the small part or will that be purchased too? The Dept. will buy the building, land, and remnant, fee simple.

Will we be charged back for the soil removal and replacement? No costs to you.

Please explain their logic or purpose for doing it this way. 1) They want to be able to get you your money up front and acquire the property.

2) They will only acquire the property fee simple if

the tank is gone. If you agreed they could remove the tank, replace the soil, then buy it fee simple. But that may take up to 3 months.

Thanks Greg

From: Lance Laliberte [mailto:LIBTLAL1@hughes.net]
Sent: Monday, January 07, 2013 5:41 PM
To: greg riddle
Subject: Re: U-3315 Greenville- Tenth St. Connector

Mr. Riddle,

I have received a response from the Dept. concerning your counter offer. If you would agree to allow the Dept. to first-remove the underground tank, at no cost to you, they would initially buy the area as easement. It would take approximately 3 months to completely remove the tank and the soil in the area replaced. Then they would come back and acquire the area in fee simple. We would supply you with a letter outlining the agreement.

Look over the document and if it satisfactory to you we can arrange a time to meet to finalize the price.

Thanks

Lance

From: greg riddle
Sent: Saturday, December 22, 2012 8:31 AM
To: 'Lance Laliberte'
Subject: RE: U-3315 Greenville- Tenth St. Connector