



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

UST Section

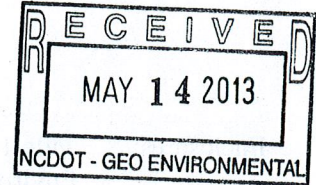
Pat McCrory  
Governor

Dexter R. Matthews  
Director

John E. Skvarla, III  
Secretary

May 8, 2013

Mr. Hyman Brody  
Brody Properties, LLC  
530 SE Greenville Boulevard  
Suite 200  
Greenville, North Carolina 27858



Re: Notice of Regulatory Requirements  
15A NCAC 2L .0106(b), (c), and (f)  
Corrective Action

**Brody Property**

**Starbucks Parcel 107**  
100 E. 10<sup>th</sup> St., Greenville  
Pitt County

U-3315-107  
CATLIN

Incident Number: **38384**  
Ranking: Undetermined

Dear Mr. Brody:

The Underground Storage Tank (UST) Section, Washington Regional Office is in receipt of a Preliminary Site Assessment Report submitted on behalf of the North Carolina Department of Transportation. The report documents investigation activities related to NCDOT Project U-3315 (Stantonsburg Road to 10<sup>th</sup> Street Connector) for Parcel 107 located at 100 E. 10th Street in Greenville, NC. Information in the report confirms a release or discharge of petroleum product at the above-referenced location. Soil sample results indicate that contamination was detected at levels below NC standards, however, a confirmation soil sample is required for MADEP analysis.

As a responsible party, you must comply with the initial response and abatement action and the assessment requirements of 15A NCAC 2L .0106(b), (c), and (f).

**Specifically**

- **Please collect a confirmation risk-based soil sample at soil boring location 107DPT-4. Analyze soil using MADEP EPH/VPH analysis.**
- **Submit the results to the Washington Regional Office, UST Section within 45 days of the date on this letter.**

Please note that if confirmation analysis shows that soil contamination exceeds soil to groundwater maximum soil contaminant concentrations (MSCCs), additional assessment may be required.

Failure to comply in the manner and time specified, may result in the assessment of civil penalties and /or the use of other enforcement mechanisms.

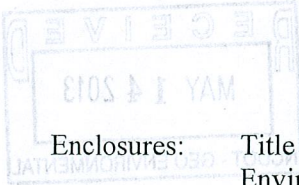
**Because a release or discharge has been confirmed, a Licensed Geologist or a Professional Engineer, certified by the State of North Carolina, is required to prepare and certify all reports submitted to the Department in accordance with Title 15A NCAC 2L .0103(e) and 2L .0111(b).**

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,



Carrie Stone  
Environmental Senior Technician  
Washington Regional Office



Enclosures: Title 15A NCAC 2L .0404 and 2L .0405  
Environmental Consultant List

cc: Catlin Engineers and Scientists, P.O. Box 10279, Wilmington, NC 28404  
✓ Gordon Box, NCDOT, Geotechnical Engineering Unit, GeoEnvironmental Section,  
1589 Mail Service Center, Raleigh, NC 27699-1589  
Pitt County Health Department  
WaRO

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