



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

UST Section

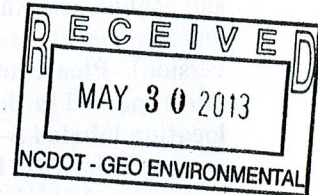
Dexter R. Matthews  
Director

John E. Skvarla, III  
Secretary

Pat McCrory  
Governor

May 29, 2013

W. G. Bount, Et Al  
P.O. Box 7226  
Greenville, North Carolina 27835-7226



**Re: Notice of Required Actions**

G.S. 143-215.75 et seq. Oil Pollution and  
Hazardous Substance Control Act of 1978  
Unlawful Petroleum Release

**Bount Property (W. G. Et Al)  
NCDOT Parcel #13**

(This notice applies only to the  
petroleum contamination)

1640 Farmville Boulevard  
Greenville, Pitt County  
Incident Number: 93182  
Ranking: Undetermined

*Bount*  
U-3315-2013

Ladies and Gentlemen:

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 /10<sup>th</sup> Street Connector) for Parcel #13 located at 1640 Farmville Boulevard in Greenville, NC. Information received by this office on March 11, 2013 indicates a release or discharge of petroleum at the above referenced location. This office has determined that you are responsible for the release.

This letter explains North Carolina General Statute 143-215.75 et seq., Oil Pollution and Hazardous Substances Control Act as it relates to the release, as follows:

- 1) G.S. 143-215.83 (a) Unlawful Discharges:  
It shall be unlawful for any person to discharge oil or other hazardous substances into or upon any waters or land within the state;
- 2) G.S. 143-215.84 (a) Removal of Prohibited Discharges:  
Any person having control over oil or other hazardous substances discharged in violation of this article shall immediately undertake to collect and remove the discharge and to restore the area affected by the discharge as nearly as may be to the condition existing prior to the discharge;
- 3) G.S. 143-215.85, Required Notice: Any person having control over oil or other hazardous substances discharged, shall immediately notify the Department of the nature, location, and time of the discharge



and of the measures taken or are proposed to be taken to contain and remove the discharge.

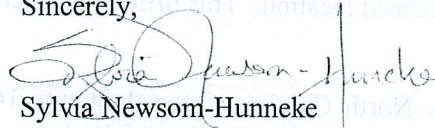
**The following actions are required in order to comply with the statute:**

- 1) You must remove and properly dispose of all contaminated soil exceeding the TPH action level or the soil-to-groundwater maximum contaminant concentrations(MSCCs); and
- 2) You must perform soil assessment to confirm removal of contaminated soil using the procedures and analytical methods specified in the appropriate sections of the *Guidelines for Initial Response and Abatement, Assessment, and Corrective Action for Non-UST Releases of Petroleum* (current version). **Please note, because soil and groundwater samples have already been collected and reported in the PSA Report this office requests that you collect one soil sample at the location labeled S-1, where total petroleum hydrocarbons (TPH) were found to exceed the action limit of 10 TPH. The sample should be analyzed for risk based constituents (including MADEP methods). If the analytical results show that the soil contamination does not exceed the Soil-to-Groundwater Standards then a Notice of No Further Action may be issued for this property.**
- 3) Within 30 days of the receipt of this notice, you must complete these corrective actions and submit an **Initial Assessment Report**, prepared in accordance with the *Guidelines for Initial Response and Abatement, Assessment, and Corrective Action for Non-UST Releases of Petroleum* (current version), which indicates the nature and the extent of the release and describes initial response and abatement actions, including removal of free product and removal of contaminated soil and subsequent soil sampling to confirm cleanup to the Washington Regional Office of the UST Section. 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 statute 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

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