



cc: Admin Bldg.

## State of New Jersey

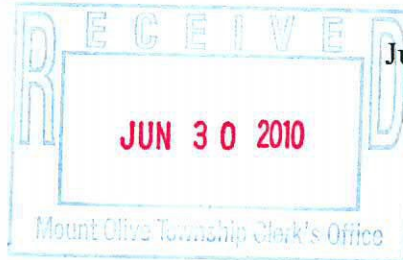
CHRIS CHRISTIE  
GOVERNOR

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BOB MARTIN  
COMMISSIONER

KIM GUADAGNO  
LT. GOVERNOR

BUREAU OF NORTHERN FIELD OPERATIONS  
7 RIDGEDALE AVENUE  
CEDAR KNOLLS, NJ 07927  
PHONE: 973-631-6401  
FAX: 973-656-4440



June 28, 2010

Earl Robinson  
181 Flanders Netcong Road  
Flanders, NJ 07836

Re: **No Further Action Letter**

Unrestricted Use for the Area of Concern: 550-gallon No. 2 Fuel Oil Underground Storage Tank (UST)  
Robinson Residence  
Block 4500, Lot 15  
181 Flanders Netcong Road, Mount Olive Twp, Morris County  
Preferred ID: 515694, Activity Ref #: BFO 100001  
Communication Center #: 09-08-20-1218-54, File ID: 14-27-279

Dear Mr. Robinson:

Pursuant to N.J.S.A. 58:10B-13.1 and N.J.A.C. 7:26C, the New Jersey Department of Environmental Protection (Department) issues this No Further Action Letter for the remediation of the area of concern specifically referenced above so long as you did not withhold any information from the Department. This action is based upon information in the Department's case file and your final certified report dated December 15, 2009. In issuing this No Further Action Letter, the Department has relied upon the certified representations and information provided to the Department. To remain in compliance with the terms of this No Further Action Letter, you as well as each subsequent owner, lessee and operator must comply with the conditions noted below.

By issuance of this No Further Action Letter, the Department acknowledges the completion of a Remedial Action pursuant to the Technical Requirements for Site Remediation (N.J.A.C. 7:26E) for the **removal of one (1) 550-gallon No. 2 Fuel Oil Underground Storage Tank (UST) system and associated contaminated soils only**, and no other areas. Post excavation sample analytical results were below the cleanup criteria developed for the site. Ground water was encountered during excavation activities. Ground water was sampled and the results revealed that all compounds were below the Ground Water Quality Standards (N.J.A.C. 7:9C). At this time, sampling of the potable well is not required; however, if you have concerns due to the proximity of the potable well to the former UST, the Department recommends sampling.

By operation of law, a Covenant Not to Sue pursuant to N.J.S.A. 58:10B-13.1 applies to this remediation. The Covenant Not to Sue is subject to any conditions and limitations contained herein. The covenant Not to Sue remains effective only as long as the real property referenced above continues to meet the conditions of this No Further Action Letter.

### **NO FURTHER ACTION CONDITIONS**

Pursuant to N.J.S.A. 58:10B-12o, you and any other person who was liable for the cleanup and removal costs, and remains liable pursuant to the Spill Compensation and Control Act, shall inform the Department in writing within 14 calendar days whenever his name or address changes. Any notices submitted pursuant to this paragraph shall reference the above case numbers and shall be sent to: Bureau of Case Assignment and Initial Notice – Case Assignment Section, P.O. Box 434, Trenton, N.J. 08625-0434.

You as well as each subsequent owner, lessee and operator (collectively Successors) shall comply with each of the following:

#### Monitoring Sump Decommissioning

You shall properly decommission the monitoring sump installed as part of a remediation that will no longer be used for ground water monitoring.

Thank you for your attention to these matters. If you have any questions, please contact **Victoria Potucek** at **(973) 656-4442**.

Sincerely,



Yacoub E. Yacoub, Bureau Chief  
Bureau of Northern Field Operations

c: Able Environmental Services  
Mount Olive Twp Clerk's Office  
Mount Olive Twp Health Department  
File # 14-27-279