



HAZARDOUS MATERIAL SPILLS INFORMATION REQUEST

TOM'S MOBIL

267 SOUTH MAIN STREET

CANANDAIGUA, NY 14424

Spill Number: 0908882

Close Date:

ADDRESS CHANGE INFORMATION

Revised street: NO CHANGE

Revised zip code: NO CHANGE

Source of Spill: GASOLINE STATION OR PBS FACILITY

Notifier Type: Other

Caller Name:

DEC Investigator: DBDAKE

Spiller: TOM SCHAEFFER – TOM'S MOBIL

Notifier Name:

Caller Agency:

Contact for more spill info: TOM SCHAEFFER

Spiller Phone:

Notifier Phone:

Caller Phone:

Contact Person Phone: (585) 370-5200

Category: Known release which created a fire/explosion hazards (inside or outdoors), drinking water supply contamination, or significant releases to surface waters.

Class: Willing RP – DEC Field Response – Corrective Action Initiated, Taken Over, or Completed by RP or Other Agency

Spill Date	Date Cleanup Ceased	Cause of Spill	Meets Cleanup Standards		Penalty Recommended	
11/08/2009		EQUIPMENT FAILURE	NO		NO	

Material Spilled	Material Class	Quantity Spilled		Quantity Recovered		Resource(s) Affected
		Units		Units		
GASOLINE	PETROLEUM	900.00	GALLONS	0.00	GALLONS	SOIL GROUNDWATER SEWER UTILITY

Caller Remarks:

900 GALLON INVENTORY DISCREPANCY. SAW ENVIRONMENTAL SERVICES ON SCENE.

DEC Investigator Remarks:

{also SEE SPILL #0908695, WHICH WAS EVENTUALLY CLOSED AND REFERRED TO THIS SITE; SPILL FUND MONEY SPENT ON 0908695}

11/08/2009: TH ON SITE AT 1145 HOURS WITH ECO DOBIES, TOM SCHAEFFER AND JON HEERKENS. SAW ENVIRONMENTAL HAS BEEN RETAINED BY SCHAEFFER TO INVESTIGATE LOSS OF ~900 GALLONS OF PREMIUM GASOLINE FROM 5K SIDE OF 20K COMPARTMENTALIZED UST OVER THE LAST 3 MONTHS (AS PER INVENTORY RECONCILIATION). AN INTERCEPTION TRENCH DUG ALONG THE NORTH SIDE OF CONCRETE UST PAD REVEALS FREE PRODUCT AT ~3' BGS. SAW BEGINS SKIMMING PRODUCT FROM GROUNDWATER SURFACE. SANITARY SEWER SERVICE CONNECTION TO MAIN SEWER RUNS THROUGH THE IMPACTED AREA. SAW EXPOSES THE SEWER LINE ON STATION PROPERTY AND ENCOUNTERS SIGNIFICANT SOIL CONTAMINATION BUT NO FREE PRODUCT. PID READING OF SANITARY SEWER AT SOUTH MAIN AND SALTONSTALL INDICATES SIGNIFICANT VAPOR IMPACT (PEAK 1500PPM).

CANANDAIGUA FIRE DEPARTMENT (CHIEF MATT SNYDER 585-396-5050) AND DPW (WILL CLARK) RESPOND AND PLACE EVACUATION FAN ON SEWER SYSTEM ALONG SALTONSTALL TO REDUCE VAPOR CONCENTRATION (LEL IN SEWER IS 3-15%). SAW INSTALLS BLOWER ON SANITARY CLEANOUT ON STATION PROPERTY (BETWEEN SHOP BAYS) AND SEWER VAPOR CONCENTRATION IS REDUCED SIGNIFICANTLY. SVE EFFLUENT IS ~900PPM AT STARTUP AND LEL IN SEWER IS 1%. PRODUCT SKIMMING IS RESULTING IN APPROXIMATELY 50% PRODUCT RECOVERY. ~300 GALLONS OF PRODUCT RECOVERED AS OF 1900 HOURS. PRODUCT SKIMMING WILL CONTINUE THROUGHOUT THE NIGHT AND SCHAEFFER WILL REMAIN ON SITE.

11/09/2009: DDAKE ONSITE. ACCORDING TO JON HEERKENS OF SAW, THEY PUMPED PRODUCT THROUGHOUT THE NIGHT AND TOTAL FREE PRODUCT RECOVERED TO DATE IS APPROXIMATELY 450 GALLONS (CURRENTLY IN A FEW SKID TANKS). A VACUUM TRUCK IS BEING MOBILIZED TO THE SITE TO PUMP OUT THE TANKS AND REMOVE FREE PRODUCT AND CONTAMINATED GROUNDWATER FROM AN OPEN TEST PIT ON THE NORTH SIDE OF THE UST. THE SVE BLOWER INSTALLED ON THE ROOF ON THE CANOPY BY SAW IS CURRENTLY RUNNING. ANOTHER BLOWER IS SET UP BY THE GARAGE TO VENT THE SANITARY PIPING. AT THIS TIME INVESTIGATION EFFORTS WILL CONCENTRATE ON THE PIPING FROM THE NORTHWEST DISPENSER TO THE SUPER UNLEADED UST. THERE IS SOME GASOLINE IN THE SUMP OF THIS DISPENSER. WADE (CODE ENFORCEMENT OFFICER) AND FIRE CHIEF SNYDER ARE ONSITE. A DECISION IS MADE DUE TO SAFETY CONSIDERATIONS TO CLOSE DOWN THE GAS STATION BUSINESS AND LOCAL DPW PERSONNEL TO BARRICADE OFF THE TWO SIDEWALKS. SIGNIFICANT FREE PRODUCT IS RECOVERED AT THE TEST PIT, FLOWING FROM THE TANK BEDDING (DRAINING THE UST AREA) VIA THE VAC TRUCK. AS OF 1130 HOURS, THE VAC TRUCK IS FULL (415 GALLONS OF GASOLINE AND APPROXIMATELY 2100 GALLONS OF GROUNDWATER), EQUATING TO A RECOVERY OF APPROXIMATELY HALF OF THE ESTIMATED LOSS. SAW USES MINI-EXCAVATOR AND RIPS UP CONCRETE BY THE NORTHWEST DISPENSER. **SOILS BELOW ARE SATURATED WITH GASOLINE/STRONG GASOLINE ODOR** AND AFTER THE LINES ARE DISCOVERED, A DEEPER TEST PIT IS DUG IN THIS AREA. **GROSSLY CONTAMINATED GRAVELS AND SANDS ARE ENCOUNTERED.** VAC TRUCK RETURN LATER IN THE DAY. ARROW CONTRACTING ONSITE. WILL TEST THE LINES AND INSPECT DISPENSING SYSTEM TOMORROW. CH MEETS ON SITE WITH DD. EFFLUENT PID READINGS OF BLOWER HOOKED TO SANITARY SEWER CLEANOUT ARE AVERAGE OF 350 PPM. TOM SCHAEFFER STATES HE CHECKED HIS INVENTORY BEYOND 3 MONTH PERIOD AND THE LOSSES OF SUPER UNLEADED STARTED SOMETIME IN SEPTEMBER WHEN EXCAVATING FOR THE LINES. SAW HITS THE SECONDARY CONTAINMENT LINE AND BREAKS IT OPEN. THERE IS SOME PRODUCT IN THE CONTAINMENT LINE. BRUCE FROM ARROW CONTRACTING ARRIVES TO INSPECT AND TEST THE LINES. **HE REPORTS HE BELIEVES THERE WAS A RECALL ON THE PIPING THAT IS IN PLACE AT THE STATION.** TOM SCHAEFFER ADVISES CH AND PM THAT BACK IN SEPTEMBER HE EXPERIENCED PROBLEMS WITH THE SUPER PUMP. THAT IT WAS PUMPING SLOW. HE REPLACED THE PUMP AND LEAK DETECTOR. AFTER THAT THINGS SEEMED TO WORK FINE. HE REPLACED THEM BECAUSE SUPER WAS PUMPING SLOW. PUMP WAS REPLACED BECAUSE OF LOW PRESSURE. HE FURTHER STATES THAT LAST FRIDAY NOVEMBER 6TH SHORTLY AFTER CH AND DT'S INSPECTION OF THE SITE, A CUSTOMER COMPLAINED THE SUPER WAS NOT PUMPING CORRECTLY. NYTECH RETURNS TO THE SITE LATER IN THE DAY AND CONTINUES TO RECOVER PRODUCT. AT THE END OF THE DAY THEY STICK THE VAC TRUCK AND CALCULATE THEY RECOVERED APPROXIMATELY 15-20 GALLONS OF PRODUCT.

11/10/2009: CH MEETS ON SITE WITH SAW AND ARROW CONTRACTING. ARROW IS PRESSURE TESTING THE PRODUCT LINES (SUPER) TO DETERMINE IF THE LINES WERE LEAKING AND POSSIBLY WHERE. THEY DISCOVER WHEN THEY FIRST PRESSURIZE THE LINE, THERE IS A LEAK IN NIPPLE UNDER THE NORTHWEST DISPENSER. THE NIPPLE IS BETWEEN THE TEE IN THE PRODUCT LINE WHERE IT COMES INTO AND EXITS THE SUMP AND THE SHEAR VALVE. THE NIPPLE WAS LEAKING AT THE TEE END WHERE IT WAS SCREWED INTO THE TEE. THE NIPPLE WAS IRON AND THE TEE BRASS WHICH WOULD CAUSE ACCELERATED CORROSION. ARROW REMOVES THE NIPPLE AND PLUGS THE TEE AND RETEST THE LINE. IT SLOWLY LOOSES PRESSURE. THEY BELIEVE THE SHEAR VALVES MAY HAVE SOME DIRT IN THEM CAUSING A SLOW AIR LOSS. THEY DISCONNECT THE LINES FROM THE SHEAR VALVES AND RETEST. THE LINES PASS HOLDING 50 PSI OF NITROGEN. ARROW POINTS OUT THAT THE NORTHWEST SUMP WHERE THE LEAK OCCURED IS SEVERLY BOWED IN. THIS IS ALSO THE DISPENSER THAT IS TIPPED FROM THE CONCRETE SETTLING WHEN IT WAS INSTALLED. ARROW BELIEVES BECAUSE THE SUMP WAS SO BOWED THAT THE SUMP BOOTS FOR THE LINES WERE NOT ABLE TO SIT FLAT AND THE PRODUCT LEAKED AROUND THE BOOTS. SAW CHECKS WITH AN INTERFACE PROBE THE PRODUCT THICKNESS IN THE WEST TANK FIELD WELL. THERE IS APPROXIMATELY 1 INCH OF PRODUCT (9/10THS). NYTECH IS RESPONDING TO THE SITE WITH A VAC TRUCK TO EVACUATE PRODUCT FROM THE WELL. VES ON THE SEWER HAS EFFLUENT OF 90 PPM. CH CHECKS PATTY'S PLACE WITH PID. PATTY SAYS THE ODORS HAVE NOT BEEN AS NOTICEABLE. CH GETS NO ELEVATED READINGS IN THE RESTAURANT OR THE BASEMENT. CH CHECKS DEL FORTE'S AND GETS SLIGHTLY ELEVATED READINGS ON THE FIRST FLOOR AND ONLY 7 PPM IN THE FLOOR DRAIN. SAW EXPOSES THE WEST SIDE OF THE NORTHWEST DISPENSER. PRODUCT FLOWS OUT OF THE STONE BEDDING FOR THE SECONDARY CONTAINMENT PIPING. TO THE NORTH OF THE NORTHWEST DISPENSER THE SOILS APPEAR PRODUCT FREE. A CLEAN CLAY BASE IS ENCOUNTERED AT APPROXIMATELY 6 FEET BGS. THE SOILS ARE A MIX OF FILL AND DEBRIS.

11/12/2009: CH MEETS ON SITE WITH SAW WHO IS LOADING SOIL INTO ROLL-OFFS. THEY ARE GOING TO CONTINUE DIGGING SOUTH ALONG THE WEST END OF THE DISPENSER ISLAND AND FOLLOW THE PRODUCT LINES. EFFLUENT OF THE VES ON THE SEWER IS 15-20 PPM. THE VES AT THE REAR OF STATION IS HOOKED UP TO THE VES IN THE TANK PIT. TOM SCHAEFFER SAYS IT WAS CONNECTED YESTERDAY AND THE BLOWER FIRED UP AT APPROXIMATELY 6 PM LAST NIGHT. THE EFFLUENT IS 4200-4900 PPM. SAW DOES NOT HAVE THEIR INTERFACE PROBE WITH THEM SO I CHECK THE TANK FIELD WEST MONITORING WELL WITH A BAILER. IN A BAILER, I GET APPROXIMATELY 1/4 INCH. THE NORTHWEST DISPENSER AND SUMP HAVE BEEN REMOVED AND SET ASIDE. IN INSPECTING THE SUMP, CH CAN SEE THAT THE STAINS FROM LIQUID IN THE SUMP DO NOT EXTEND ABOVE THE PRODUCT LINE BOOTS. CH ASKS SCHAEFFER IF THEY INSPECTED THE SUMP FOR CRACKS. THEY DID NOT. AS SAW DIGS SOUTH AND GETS NEAR THE SOUTHWEST DISPENSER THEY HIT AN OLD LAID STONE FOUNDATION. THERE IS A SUBSTANTIAL AMOUNT OF WATER TIED UP IN THE FOUNDATION AND THE PEASTONE BEDDING OF THE PREVIOUSLY INSTALLED VES. SAW TO INSTALL A LARGE RECOVERY WELL IN THE EASTERN PORTION OF THE TANK FIELD.

11/13/2009: CH MEETS ON SITE WITH SAW WHO IS CONTINUING TO EXCAVATE TO THE SOUTH ALONG THE WEST SIDE OF THE DISPENSER ISLAND. CH CHECKS VES EFFLUENTS. THE SEWER VES IS APPROXIMATELY 20-25 PPM. THE TANK FIELD VES IS 4700 PPM. IN DIGGING FURTHER SOUTH, SAW IS ENCOUNTERING BOTH OLD CONTAMINATION AND THE NEWER GAS FROM THE LINE LEAK WHICH IS PRIMARILY TIED UP IN THE STONE BEDDING OF THE SECONDARY CONTAINMENT LINE. SAW REMOVES THE WELL CAP AND PLUG FROM THE WEST TANK FIELD MONITORING WELL. SEVERAL MINUTES AFTER DOING SO, CH CHECKS THE TANK FIELD VES EFFLUENT AND THE READINGS HAVE DROPPED FROM 4700 TO 4000 PPM. JON HEERKENS OF SAW ARRIVES ON SITE WITH THE PICTURES OF THE EXISTING TANK INSTALL, WHICH SHOW THE LOCATION OF THE VES IN RELATION TO THE TANKS. BASED ON THE PHOTOS, HEERKENS WILL INSTALL THE LARGE RECOVERY WELL IN AN AREA WITHIN THE TANK FIELD PEASTONE BUT OUTSIDE THE VES. SAW TO INSTALL A 16 INCH RECOVERY WELL.

11/16/2009: CH MEETS ON SITE WITH LOU FROM SAW WHO IS INSTALLING A NEW VES ALONG THE WEST SIDE OF THE WEST DISPENSERS. HE WILL TIE THIS LEG INTO THE EXISTING VES WHICH IS INSTALLED AROUND THE SOUTH AND WEST SIDE OF THE DISPENSER ISLAND. EFFLUENT ON THE SEWER VES IS 50 PPM USING SAW'S PID. THIS IS RIGHT AFTER STARTING THE VES BACK UP AFTER IT WAS SHUT DOWN FOR SEVERAL HOURS TO SEE IF VAPORS WOULD BUILD UP IN THE SEWERS. BEFORE SHUTTING IT DOWN THE READINGS WERE 14-17 PPM. THEY WERE GETTING APPROXIMATELY 3000 PPM ON THE TANK FIELD VES. CH CHECKS EFFLUENTS USING STATE PPB METER. SEWER VES IS 42 PPM AND TANK FIELD IS 1700 PPM.

11/20/2009: CH MEETS ON SITE WITH SAW WHO HAS EXTENDED THE EXCAVATION TO THE AREA BETWEEN THE EAST DISPENSERS AND THE WEST DISPENSER (CENTER OF DISPENSERS). THERE ARE FOUNDATION FOOTERS IN THIS AREA THAT ARE IMPEDING EXCAVATION. MOST OF THE CONTAMINATION IN THIS AREA IS OLD CONTAMINATION NOT ASSOCIATED WITH THE RECENT RELEASE OF SUPER UNLEADED. CH HAS SAW CHECK THE WEST TANK FIELD MONITORING WELL WITH THE INTERFACE. **THERE IS APPROXIMATELY 1/2 INCH OF PRODUCT.** CH CHECKS THE VES SYSTEMS. THE SEWER IS 15 PPM AND THE TANK FIELD 1500 PPM. THERE IS VERY LITTLE PRODUCT IN THE LARGE RECOVERY WELL SAW INSTALLED IN THE EAST END OF TANK FIELD. THERE IS ONLY ABOUT 9 INCHES OF WATER IN THE WELL. SAW TELLS CH THEY WILL NOT BE ABLE TO CONTINUE WITH EXCAVATING SOIL AT THE SITE NEXT WEEK BECAUSE THEY HAVE OTHER JOBS THEY MUST ATTEND TO. CH ADVISES SAW AND THE OWNER, TOM SCHAEFFER, THAT IF EXCAVATION DOES NOT CONTINUE NEXT WEEK THAT PRODUCT RECOVERY FROM THE WELLS MUST TAKE PLACE DAILY. THEY AGREE TO THAT. TOM SCHAEFFER SIGNS THE STIPULATION AGREEMENT AND HANDS IT OVER TO CH.

12/28/2009: CH MEETS ON SITE WITH LOU FROM SAW WHO IS EXCAVATING IMPACTED SOIL. NYTECH IS ON SITE WITH VAC TRUCK. THEY EXCAVATED THE NORTHWEST CORNER OF THE SITE AND GOT CLEAN SOILS. THE SOILS BACK TO THE EAST ARE STILL IMPACTED AND THEY WILL ADDRESS THIS AREA LATER AS THEY FEAR COMING IN CONTACT WITH THE PEA STONE AND ASSOCIATED WATER SURROUNDING THE TANKS. CURRENTLY THERE IS AN OPEN EXCAVATION ON THE NORTH SIDE OF THE DISPENSER ISLANDS. THEY HAVE SOME FREE PRODUCT COME INTO THE EXCAVATION NEAR THE NORTHEAST DISPENSER ISLAND. THEY VAC THIS OFF WITH THE WATER AND THEN DECANT THE WATER INTO THE WELL IN THE EASTERN PORTION OF THE TANK FIELD IN HOPES OF FLUSING PRODUCT IN THE TANK FIELD TO THE WELL AT THE WEST END OF THE TANK FIELD. IT SEEMS TO BE WORKING TO SOME EXTENT. BECAUSE OF SEVERAL CONCRETE FOOTERS, THEY ARE LIMITED IN EXCAVATING BETWEEN THE STATION AND THE EASTERN DISPENSER ISLAND.

12/30/2009: JON HEERKENS CALLS TO REPORT THAT WHILE THEY WERE DIGGING IN THE NORTH PORTION OF THE SITE NEAR THE SEWER LATERAL,

THEY ENCOUNTERED AN OLD LAID STONE FOUNDATION THAT WAS IN COMMUNICATION WITH THE SANITARY SEWER LATERAL. IN ADDITION THERE WAS AN OLD SANITARY LATERAL GOING FROM THE STONE FOUNDATION TOWARDS THE SANITARY SEWER IN SALTONSTALL STREET. THIS WOULD HAVE BEEN A DIRECT AVENUE FOR VAPORS TO TRAVEL FROM THE TANK PIT TO THE SANITARY SEWER. THERE WAS ALSO AN OLD WATER LINE THAT WAS STILL CHARGED AND LEAKING, WHICH WOULD EXPLAIN ALL THE WATER THAT WAS BEING GENERATED WHILE EXCAVATING. THESE WILL BE REMOVED AND BLANKED OFF.

02/04/2010: CH EMAILS JON HEERKENS FOR A SITE UPDATE. THE FOLLOWING IS JON'S EMAIL RESPONSE:

Toms Mobil – No product in tank pit well as of Friday, our last pumping we skimmed for 8 hours and it appears that the product is gone from the tank pit. We are getting a FRAC tank delivered next week and shall be pumping out the entire tank pit, we found a tank that can fit in his rear garage to avoid freezing. We will probably treat and discharge the water if it meets the POTW discharge levels after treatment. The adjacent down gradient well has minimal detections, (Benzene @ 8 ppb and Toluene @ 5 ppb) which is a very good sign, the tank pit water is @ 40 PPM dissolved though so we are going to get that all removed, it will probably need several dewatering operations to removed the slug of bad water and allow the VES to remove the vapors.

03/22/2010: THE DEPARTMENT RECEIVES THE FOLLOWING EMAIL FROM JON HEERKENS OF SAW AS AN UPDATE TO THE PROJECT:

We have completed the following at Toms Mobil the past two months. – Collected DNAPL through skimming the tank pit well and through the use of sorbents. – Sampled the two (2) existing groundwater wells at the site, the tank pit well has had no detectable DNAPL since February, the product recovery efforts have been successful. The tank pit water was @ 40 PPM dissolved and the adjacent well had (MW-1) had 14 PPB when sampled on February 27, 2010. – @ 6,600 gallons of water was vacuumed from the tank pit and placed in an on-site FRAC tank, the water was treated and the dissolved level was reduced to 10 PPM, The Canandigua Treatment facility accepted the water and it was disposed of on 3-19-10. The tank pit groundwater which had recovered was pumped out again and the water placed in the FRAC tank for treatment and disposal, no DNAPL was encountered. – The two groundwater wells will be sampled this week. – The tank pit VES system effluent has been reduced to a recharge amount of 850 PPM and a static reading of 350 PPM, however the blower started to trip the breakers last week and will be changed out this week.

IN ADDITION CH HAS TELECON WITH HEERKENS REGARDING SITE AND CONDITIONS. CH HAS CONCERNS OVER ANY RESIDUAL VAPORS IMPACTING SEWERS AGAIN. HEERKENS EXPLAINS THAT ALL OLD SEWER TILES ENCOUNTERED DURING SOIL REMOVAL WERE PLUGGED AND SEALED WHEN ENCOUNTERED. HEERKENS STATES THE WELL JUST TO THE NORTH OF THE TANK PIT BETWEEN THE TANKS AND THE SEWER HAS VERY LOW IF NON DETECT GROUNDWATER ANALYTICAL. THERE IS STILL SOME SOIL RELATED TO A HISTORICAL SPILL THAT NEEDS TO BE REMOVED FROM THE SOUTHERN END OF THE DISPENSERS. THIS WILL BE ADDRESSED LATER THIS YEAR. HEERKENS WILL SUBMIT ALL INFORMATION AND DATA TO CH FOR REVIEW WITH A REQUEST FOR A LETTER FROM THE DEPARTMENT TO SCHAEFFER'S BANK THAT THE EMERGENCY SITUATION HAS BEEN REMEDIATED AND THE SITE IS CURRENTLY IN A MONITORING AND ONGOING TREATMENT PHASE. CH AGREES TO LETTER PENDING DATA RESULTS. UPON RECEIPT OF THE LABORATORY DATA LATER THIS WEEK HOPEFULLY, WE CAN DOWNGRADE THIS SITE TO A VES AND GROUNDWATER MONITORING ONLY STATUS.

01/04/2011: CH REVIEWS FILE TO DETERMINE ACTIONS NEEDED AT THE SITE. IN THE FALL OF 2010, THE SITE OWNER TOM SCHAEFFER CONTACTED THE REGIONAL DIRECTOR REGARDING WHAT NEEDED TO BE DONE AT THE SITE TO GET CLOSURE. IN REVIEWING THE FILE CH FOUND SEVERAL REPORTS WITH SUMMARIES. THE FIRST REPORT WAS THE DECEMBER 2009 RAP THAT WAS SUBMITTED AND APPROVED FOR THE STIPULATION AGREEMENT. THE NEXT REPORT WAS A REMEDIATION SUMMARY REPORT DATED JANUARY 2010. THIS REPORT OUTLINED WORK PERFORMED FROM NOVEMBER 8, 2009 TO JANUARY 2010. DURING THIS PERIOD IMPACTED SOIL WAS REMOVED FROM THE NORTH SIDE OF THE TANK FARM AND PUMP ISLAND, IN AND AROUND THE PUMP ISLAND AND TO THE WEST OF THE PUMP ISLAND. IMPACTED GROUNDWATER WAS PUMPED FROM THE SOIL REMOVAL EXCAVATIONS AND THE TANK PIT AND WAS PROPERLY DISPOSED OF. THREE VES SYSTEMS WERE IN PLACE AND OPERATIONAL. CONFIRMATORY SOIL SAMPLES OF THE SOIL REMOVAL EXCAVATION WERE TAKEN. OF THE TWELVE SAMPLES TAKEN TWO HAD EXCEEDANCES OF TAGM VALUES. THE ONE LOCATED IN THE NORTH WALL OF THE NORTHERN MOST EXCAVATION CANNOT BE FURTHER ADDRESSED BECAUSE OF THE CLOSE PROXIMITY TO SALTONSTALL STREET AND UNDERGROUND UTILITIES. THE OTHER SAMPLE WAS LOCATED IN THE WEST WALL OF THE NORTH EXCAVATION JUST NORTH OF THE DISPENSER ISLAND AND SAW PROPOSES THIS AREA BE ADDRESSED IN THE SPRING OF 2010 WHEN A TANK CONTRACTOR IS TO REINSTALL THE GASOLINE DISPENSING SYSTEM.

(THIS WORK WAS NOT PERFORMED.) THE LATEST REPORT WAS AN APRIL 2010 REMEDIATION ACTIVITY REPORT. THIS OUTLINED WORK PERFORMED TO DATE AS WELL AS THE WORK DONE BETWEEN JANUARY 2010 AND APRIL 2010. THE TOTAL AMOUNT OF WATER RECOVERED, TREATED AND DISPOSED OF WAS APPROXIMATELY 27000 GALLONS. APPROXIMATELY 700 GALLONS OF FREE PRODUCT WAS RECOVERED AND DISPOSED OF AND APPROXIMATELY 827.5 TONS OF IMPACTED SOIL WAS REMOVED AND PROPERLY DISPOSED OF. AT THE TIME OF THE REPORT ONLY ONE VES SYSTEM WAS STILL OPERATIONAL. THIS WAS THE SYSTEM ADDRESSING THE TANK FIELD. GROUNDWATER SAMPLES INDICATED THE GROUNDWATER IN THE TANK FIELD WAS STILL IMPACTED AND LEVELS HAD ACTUALLY INCREASED OVER THE LAST COUPLE MONTHS. THERE HAS BEEN NO REACCUMULATION OF FREE PRODUCT IN MW-4 SINCE VACUUM EVENTS WERE STARTED. THE REPORT LIST FUTURE SITE WORK TO BE PERFORMED PER THE STIPULATION AGREEMENT AS: 1) REMOVE THE ADDITIONAL SOILS THAT ARE ABOVE TAGMS. THIS IS THE SOIL IDENTIFIED FROM POST EXCAVATION SAMPLES IN THE NORTH WEST EXCAVATION AND THE SOILS IDENTIFIED FROM PREVIOUS INVESTIGATION AS HISTORIC CONTAMINATION IN THE SOUTH PORTION OF THE SITE. 2) CONTINUE OPERATION OF THE TANK FIELD VES. 3) PUMP AND TREAT THE TANK FIELD WATER. 4) INSTALL 3 ADDITIONAL 2 INCH GROUNDWATER MONITORING WELLS TO CONFIRM GROUNDWATER FLOW DIRECTION AND CONTAMINANT DISTRIBUTION. CH WILL DRAFT LETTER REQUESTING OUTLINED WORK ALONG WITH REPORTING REQUIREMENTS.

01/19/2011: CH MEETS WITH PM & SR TO DISCUSS SITE. ON JAN 6, 2011 CH SENT SCHAEFFER A LETTER WITH REQUIREMENTS TO COMPLY WITH STIP. MAJOR ACTIONS WERE, GROUNDWATER SAMPLING, OPERATION OF TANK FIELD VES, IMPACTED SOIL REMOVAL, INSTALLATION OF ADDITIONAL MONITORING WELLS AND PUMP AND TREAT IMPACTED WATER IN TANK FIELD. SCHAEFFER CALLED CH REGARDING LETTER AND REQUEST. SCHAEFFER AGREED TO SAMPLE WELLS AND OPERATE VES. HE DID NOT THINK THERE WAS ANY REMAINING IMPACTED SOIL THAT NEEDED REMOVAL. HE AGREED TO INSTALL ADDITIONAL WELLS BUT WANTED TO DO SO USING AN EXCAVATOR. HE DID NOT COMMIT TO TREATING THE WATER IN THE TANK PIT. PM & SR AGREE TO ALLOW WELL INSTALLATION WITH EXCAVATOR, BUT MUST HAVE QUALIFIED PERSON TO LOG WELLS WITH SOIL DESCRIPTION AND ENSURE PROPER WELLS SCREEN AND PACK. ADDITIONAL SOIL REMOVAL MAY BE WAIVED IF NEW WELLS ARE INSTALLED IN AREAS OF CONCERN AND SOIL SCREENING SHOWS MINIMAL IMPACTS. CH TO DRAFT LETTER WITH SPECIFIC REQUIREMENTS.

01/27/2011: DEPT RECEIVES SAMPLE RESULTS FROM TWO MONITORING WELLS AT SITE. SAMPLES COLLECTED BY TOM SCHAEFFER. WELLS MW-1 AND MW-4 SAMPLED. BOTH HAVE IMPACTS. MW-1 HAS 266 PPB BENZENE AND APPROXIMATELY 1700 PPB BTEX, MW-4 HAS 1100 PPB BENZENE AND APPROX 35000 PPB BTEX. SAMPLES WERE COLLECTED ON 1/18/11.

06/16/2011: THE DEPT RECEIVES SAMPLE RESULTS FROM THE TWO WELLS SAMPLED AT THE STATION. MW-1 AND MW-4 SAMPLED. MW-1 IS THE WELL ADJACENT TO THE NE END OF THE DISPENSERS. MW-4 IS THE WELL LOCATED AT THE EAST END OF THE TANK FIELD AND IS A TANK FIELD MONITORING WELL.

07/18/2011: CH MEETS ON SITE WITH TOM SHAEFFER, WHO STATES HE HAS NOT INSTALLED THE NEW MONITORING WELLS YET. HE IS WAITING FOR INDIVIDUAL WHO IS GOING TO INSTALL THE WELLS TO BE AVAILABLE. HE HAS BEEN CIRCULATING THE WATER IN THE TANK FIELD BY PUMPING THE WATER FROM THE EAST WELL TO THE WEST WELL OR VICE VERSA. HE ALTERNATES WELLS AND INTRODUCES DAWN DISH DETERGENT TO THE GROUNDWATER TO BREAK SOME OF THE CONTAMINATION FREE FROM THE SOILS. SHAEFFER WANTS CH TO CHECK THE VES EFFLUENT WITH PID. HE STATES HE ONLY RUNS IT DURING THE WEEK. CH CHECKS THE EFFLUENT AND GETS A HIGH OF 2 PPM. CH ADVISES SHAEFFER TO SHUT SYSTEM DOWN FOR A COUPLE WEEKS AND THEN CONTACT CH TO CHECK EFFLUENT AGAIN. SHAEFFER ASK CH IF THE DEPT HAS RECEIVED THE LAST GROUNDWATER SAMPLING RESULTS FROM 2-3 WEEKS AGO. THE DEPT HAS NOT.

10/21/2011: CH TELECON WITH TOM SCHAEFFER. SAMPLE RESULTS FOR MW-1, MW-4 AND MW-3 (THE NEWLY INSTALLED WELL) HAVE BEEN RECEIVED FROM THE LAB. TOM TO EMAIL TO CH FOR REVIEW. TOM STATES THE LAB HAS THE WELL NUMBERS MIXED UP FOR THESE RESULTS. LAB RESULTS HAVE MW-4 THE END OF TANK FIELD AS MW2. THE OTHERS SHOULD BE OK.

07/24/2012: THE DEPT RECEIVES GROUNDWATER SAMPLE RESULTS FROM LAB ON BEHALF OF TOM SHAEFFER. THE LAST PREVIOUS SAMPLING WAS DONE IN OCT 2011. IT APPEARS THE WELL NUMBERS MAY HAVE BEEN MIXED UP AS THE RESULTS ARE NOT CONSISTENT WITH PREVIOUS SAMPLING RESULTS. NONE THE LESS TOTAL VOC'S ARE OVER 20,000 PPB IN ONE WELL WHICH IS BELIEVED TO BE THE WELL IN THE EASTERN PART OF THE TANK FIELD (MW-4) BENZENE LEVELS ARE ABOVE 100 PPB IN TWO OF THE THREE WELLS. 125 PPB IN MW-1 AND 273 PPB IN MW-4. SHAEFFER IS REQUESTING CLOSURE. THE DEPT CANNOT GRANT CLOSURE AT THIS POINT. THERE IS SOME QUESTION AS TO THE LAB HAVING THE CORRECT WELL # AND

CONSISTENCY. ADDITIONALLY THE DEPT HAD ORIGINALLY REQUESTED A WELL BE PLACED IN THE NW CORNER OF THE PROPERTY TO EVALUATE SUB SURFACE CONDITIONS AS RECOMMENDED IN SAW'S ORIGINAL WORK PLAN. SHAEFFER INSTALLED A DUG WELL TO THE NORTH OF THE ISLAND, BUT THE DEPT QUESTIONS WHETHER THE WELL IS CLOSE ENOUGH TO THE AREA OF CONCERN OR IF ADDITIONAL WELL, BORING OR TEST PIT IS NECESSARY. THE DEPT WOULD LIKE TO SEE AT LEAST ONE MORE ROUND OF SAMPLING AND BE ON SITE WHEN SAMPLING IS PERFORMED TO GET THE RIGHT WELL # WITH LOCATION. CH ALSO RECOMMENDS DEVELOPING ORIGINAL WELL JUST TO THE NORTH OF THE TANK PIT AND SAMPLING THAT.

08/27/12: CH MEETS ON SITE WITH TOM SHAEFFER AND PETE MORTON OF RAVI ENGINEERING TO DISCUSS WHAT ACTIONS NEED TO BE DONE TO CLOSE OUT THE SPILL AT THE SITE. OF CONCERN HAS BEEN THE MISNUMBERING OF THE WELLS DURING PAST SAMPLING EVENTS. CH WOULD LIKE TO HAVE THIS CLARIFIED. SHAEFFER STATES WELL #1 IS THE WELL AT THE NORTH END OF THE EAST DISPENSER ISLAND. WELL #2 IS AT THE EAST END OF THE TANK PIT. WELL #3 IS THE NEWLY INSTALLED WELL ON THE NORTH SIDE OF THE DISPENSER ISLAND. THE OLD WELL TO THE NORTH OF THE TANK PIT WILL BE DESIGNATED AS WELL #4. CH REQUEST TO BE PRESENT FOR THE NEXT ROUND OF SAMPLING. CH REQUEST THAT A TEST PIT OR A BORING BE PLACED IN THE NW CORNER OF THE SITE. THIS REQUEST WAS PART OF THE ORIGINAL WORK PLAN AND HAS BEEN REQUESTED BY THE DEPT IN THE PAST. CH STATES A DEPT REPRESENTATIVE MUST BE ON SITE FOR THE BORING OR TEST PIT. CH STATES BECAUSE DISSOLVED LEVELS OF GASOLINE IN THE GROUNDWATER ARE STILL ABOVE DEPT GUIDANCE, IT MIGHT BE EFFECTIVE TO DEWATER THE TANK PIT ON SEVERAL OCCASIONS AND DISPOSE OF THE WATER IN THE SANITARY SEWER. THEY MAY NEED TO TREAT WATER PRIOR TO DISCHARGING TO THE SEWER. CH RECOMMENDS SEVERAL DEWATERING EVENTS FOLLOWED BY SAMPLING IN OCTOBER 2012. CH RECOMMENDS DEVELOPING WELL #4 AND BRINGING THAT INTO SAMPLING SCHEDULE IN FUTURE. THE PRESENCE OF CONTAMINATION IN THE SOUTHERN PORTION OF THE SITE IS DISCUSSED. CH STATES BECAUSE OF INFORMATION GATHERED IN PAST INVESTIGATIONS THE CONTAMINATION DOES NOT APPEAR TO BE RECENT AND IS NOT OF HIGH ENOUGH CONCENTRATIONS TO WARRANT REMEDIATION AT THIS TIME. IF FUTURE SITE WORK DISTURBS OR COMES IN CONTACT WITH THE HISTORICAL IMPACTS TO THE SOUTH IT WOULD BE ADDRESSED AT THAT TIME. AT THE POINT THE DEPT GRANTS CLOSURE OF THE SPILL IT WILL REQUIRE A SGMP BE DEVELOPED AND PUT IN PLACE FOR THE SITE.

09/5/12: THE DEPT RECEIVES LETTER FROM RAVI ENG CONFIRMING ACTIONS BROUGHT UP IN AUGUST 27TH ON SITE MEETING.

09/14/12: CH SENDS EMAIL TO RAVI ENG INQUIRING WHETHER THEY WANT WRITTEN APPROVAL OF THIER 9/15/12 WORK PLAN LETTER OR IF SHAEFFER IS JUST GOING TO PROCEED WITH THE WORK. CH RECEIVES NO RESPONSE.

10/19/12: CH EMAILS RAVI INQUIRING AS TO THE STATUS OF THE SITE. PETE MORTON RESPONDS THAT HE CONTACTED SHAEFFER AFTER CH'S 9/14/12 EMAIL AND HE HASN'T HEARD FROM SHAEFFER SINCE. MORTON WILL NOTIFY CH IF SHAEFFER GETS HIM INVOLVED AGAIN. CH TO CONTACT SHAEFFER REGARDING SITE STATUS.

10/23/12: CH CALLS SHAEFFER, WHO STATES HE IS WAITING ON A CONTRACTOR TO PERFORM THE TEST PIT IN THE NW CORNER OF THE SITE. THE CONTRACTOR HAS BEEN TIED UP ON OTHER JOBS AND KEEPS PUTTING IT OFF. SHAEFFER HAS NOT PERFORMED ANY DEWATERING AT THE SITE. HE STATES HE WAS GOING TO WAIT UNTIL TEST PIT WAS INSTALLED AND DEWATER FROM THERE BECAUSE IT IS CLOSER TO A SEWER MANHOLE. CH ADVISES SHAEFFER THAT THIS IS NOT ACCEPTABLE BECAUSE IT WOULD DRAW CONTAMINATION FROM TANK PIT AREA ACROSS THE SITE. CH DIRECTS SHAEFFER TO DEWATER FROM THE TANK PIT AS AGREED ON IN AUGUST ON SITE MEETING. SHAEFFER AGREES AND WILL CONTACT CONTRACTOR AGAIN ABOUT TEST PIT.

07/19/13: CH ON SITE WITH TOM SHAEFFER. WHILE ON VACATION, CH HAD RECEIVED SEVERAL CALLS FROM SHAEFFER REGARDING THE SITE. SHAEFFER HAD DUG THE EXCAVATION WITHOUT NOTIFYING CH AND BECAUSE CH WAS ON VACATION OUT OF THE COUNTRY, CH DID NOT RECIEVE THE MESSAGES AND COULD NOT GET OTHER DEC STAFF TO INSPECT THE SITE. HE DID NOT GET A UTILITY STAKE OUT AND THE CITY WOULD NOT LET HIM LEAVE THE EXCAVATION OPEN SO HE HAD TO FILL IT IN. CH ADVISES HIM THE EXCAVATION WILL HAVE TO BE OPENED AGAIN AND TO NOTIFY THE DEPT PRIOR TO DIGGING TO ALLOW FOR SCHEDULING DEPT OVER SITE. HE HAS NOT BEEN DEWATERING THE TANK PIT. HE STATES WATER APPEARS CLEAN. CH ADVISES SHAEFFER TO SAMPLE GROUNDWATER AND IF CLEAN HE WILL NOT HAVE TO DEWATER. SHAEFFER WILL SAMPLE AND FORWARD SAMPLE RESULTS TO THE DEPT. HE WILL CALL FOR STAKEOUT AND DIG IN NW CORNER AGAIN.

08/12/13: CH MEETS ON SITE WITH TOM SHAEFFER. THE REQUESTED EXCAVATION IN THE NW CORENER OF THE PROPERTY HAS BEEN DUG. HOWEVER

SHAEFFER WAS TO NOTIFY THE DEPT PRIOR TO THE EXCAVATION TO ALLOW FOR THE DEPT TO BE ON SITE TO VIEW THE ACTUAL DIGGING. HE DID NOT MAKE NOTIFICATION PRIOR. CH TAKES SAMPLES FROM THE AREAS OF THE EXCAVATED SOIL PILE THAT SHAEFFER STATES CAME FROM THE BOTTOM OF THE EXCAVATION WHERE THE MOST CONTAMINATED MATERIAL SHOULD BE LOCATED. CH TAKES HEAD SPACE READINGS OF THESE SAMPLES USING PPB METER. THE DEEPEST AREA WAS APPROX 9 FT BGS. THE SOIL IS TIGHT CLAY AT 9 FT. PID READING OF THIS SAMPLE IS APPROX 150 PPM AT PEAK, BUT IT DROPS OFF QUICKLY. A SAMPLE FROM APPROX 5 FT BGS HAS READING OF 0 PPM. CH COLLECTS 2ND SAMPLE FROM 9 FT SOILS THIS TIME FROM SOIL IN MIDDLE OF PILE. READING PEAKS AT 15 PPM. MUCH OF THE SOIL PILE IS 0-PPM. CH TAKES A SHOVEL AND COLLECTS SOIL SAMPLES FROM THE NORTH WALL OF THE EXCAVATION. JUST ABOVE THE WATER IN THE EXCAVATION, WHICH IS APPROX 3-1/2 FT BGS, **THE SOILS ARE A COARSE SAND AND ARE STAINED BLACK WITH AN ODOR OF GASOLINE.** THE HEADSPACE OF THIS SOIL IS APPROX 400 PPM. SOIL JUST ABOVE THIS BLACK STAINED SOIL IS COLLECTED AT APPROX 3 FT BGS AND HEAD SPACE TAKEN. SOIL AT 3FT IS APPROX 25 PPM. THE COARSE SAND LENSE IS APPROX 6 INCHES THICK AND DOES NOT EXTEND ACROSS THE ENTIRE EXCAVATION. IT APPEARS IT MAY HAVE BEEN USED AS BACK FILL OF A FORMER ELECTRIC LINE. THERE ARE SOME OLD ELECTRIC LINES, WOOD AND BRICK IN THE EXCAVATION. SHAEFFER HAD INSTALLED TWO EXCAVATED WELLS IN THE AREA OF THE REQUESTED EXCAVATION. ONE WAS IN THE EXCAVATION AND THUS WAS REMOVED. THE SECOND WAS JUST TO THE EAST OF THE EXCAVATION. RECENT GW SAMPLING INDICATES THE WELL JUST TO THE EAST WAS CLEAN. CH REVIEWS SAMPLING RESULTS FROM THE JULY 26, 2013 SAMPLING. THE WELL SHAEFFER EXCAVATED HAD TOTAL BTEX OF 273.10 PPB. BENZENE WAS 20.4 PPB. MTBE less than 2PPB. ALTHOUGH THERE IS SOME CONTAMINATION IN THE EXCAVATION, IT DOES NOT APPEAR TO BE SIGNIFICANT OR WIDESPREAD. CH BELIEVES THERE ARE PROBABLY HOT SPOTS ACROSS THE SITE LOCATED WHERE THERE ARE POCKETS OF CONSTRUCTION DEBRIS AND FILL. REVIEW OF THE GROUNDWATER SAMPLING RESULTS SHOWS THE WELL ON THE EAST END OF THE TANK FIELD IS STILL HOT. CH DIRECTS SHAEFFER TO DEWATER THE THE TANK FIELD AND COLLECT AND DISPOSE OF WATER OR GET PERMISSION FROM THE CITY TO DISCHARGE WATER TO THE WWTP. THE WELL LOCATED CLOSEST TO THE SPILL AREA IS NOW REALITIVELY CLEAN. SHAEFFER TO CONTACT THE CITY AND ARRANGE FOR DISCHARGE TO THE SEWER SYSTEM.

02/11/14: CH TELECON WITH SHAEFFER REGARDING SITE GROUNDWATER SAMPLING. IN DECEMBER 2013 CH HAD CONVERSATION WITH SHAEFFER REGARDING SITE REMEDIATION (DEWATERING TANK FIELD) AND SITE SAMPLING. SHAEFFER HAD STATED THEY DID DEWATERING FROM APPROX MID OCTOBER 2013 TO FIRST OF NOVEMBER (APPROX 2 WEEKS) HE HAD NOT SAMPLED GW AFTER DEWATERING, BUT WILL COLLECT SAMPLE NOW (DECEMBER) CH ASK TODAY IF SAMPLING WAS PERFORMED IN DECEMBER. SHAEFFER SAYS NO, BUT WILL COLLECT ONE THIS WEEK AND HAVE RESULTS FORWARDED TO DEC. HE ALSO STATES HE HAS FILED FOR BANKRUPTCY.

02/18/14: CH CONTACTS PARADIGM LABS TO SEE IF THEY HAVE ANY GW SAMPLING RESULTS THAT THE DEPT DOES NOT HAVE. THE ONLY SAMPLING EVENT THE DEPT DOES NOT HAVE RESULTS FROM PARADIGM IS FOR THE JULY 26, 2013 EVENT. THE LAB FORWARDS THOSE RESULTS TO THE DEPT FOR REVIEW. ON THAT DATE MW-1 THRU MW-4 WERE SAMPLED. MW-1 HAD 61 PPB TOTAL VOC'S WITH 17.1 PPB BENZENE, WHICH WAS ALSO THE HIGHEST SINGLE COMPOUND CONCENTRATION. MW-2 HAD 9584 PPB TOTAL VOC'S WITH 58.7 PPB BENZENE. M-P XYLENE WERE THE HIGHEST CONCENTRATION AT 4890 PPB. MW-3 HAD ALL COMPOUNDS BELOW DETECTION LIMITS. MW-4 HAD 273.14 PPB TOTAL VOC'S WITH BENZENE AT 20.4 PPB. THE XYLENES HAD THE HIGHEST CONCENTRATIONS WITH MP XYLENE AT 93.8 AND O-XYLENE AT 81.5.

04/17/14: TOM SHAEFFER FAXES LATEST SAMPLING RESULTS. ONLY MW-1 SAMPLED AS THE ONE WELL IN THE NW CORNER WAS DESTROYED WHEN TEST PIT CONSTRUCTED. THE WELL WAS SAMPLED ON 3/20/14. THE SAMPLING WAS DONE POST DEWATERING AND TREATMENT OF THE WATER IN THE TANK FIELD. THE RESULTS ARE MUCH LOWER THAN IN THE PAST. BENZENE 4.91 PPB, M,P-XYLENE 58 PPB (HIGHEST CONCENTRATION) 1,2,4, TRIMETHYLBENZENE 34.1 PPB, ETHYLBENZENE 23.4 PPB, O-XYLENE 13.5 PPB, ALL OTHERS LESS THAN 10 PPB OR ND. IF CONSISTENT WITH PAST SAMPLING, MW-1 IS THE WELL ON THE NORTH END OF THE EASTERN DISPENSER ISLAND. TOTAL BTEX 145.81 PPB. CH TO CONFIRM WITH SHAEFFER.

04/29/14: CH STOPS AT SITE TO SEE IF SHAEFFER IS PRESENT AND CAN CLARIFY THE SAMPLING LOCATION. ONE OF SHAEFFER'S EMPLOYEES IS AT THE SITE AND CONFIRMS THE LATEST SAMPLE WAS TAKEN FROM THE WELL LOCATED IN THE EAST PORTION OF THE TANK FIELD. BASED ON THIS INFO, CH WILL REQUEST A SGMP FROM SHAEFFER AND ON RECEIPT OF SGMP WILL CLOSE THE SPILL.

11/25/2014: LETTER SENT TO TOM SCHAEFFER REQUESTING SAMPLING OF ALL WELLS AND A SGMP BY DECEMBER 26, 2014. REQUEST ALSO SENT ASKING FOR ACCESS IF DEADLINE NOT MET.

03/25/15: THE DEPT MEETS WITH THE CITY OF CANANDAIGUA. TOM SCHAEFFER HAS ABANDONED PROPERTY AND THE PROPERTY IS IN TAX ARREARS. SCHAEFFER NEVER RESPONDED TO THE DEPT'S REQUEST FOR SGMP OR GRANTING SITE ACCESS. THE CITY WAS CONSIDERING TAKING OWNERSHIP OF THE PROPERTY FOR THE BACK TAXES, BUT IN LIGHT OF THE ENVIRONMENTAL ISSUES RELATED TO THE SITE THEY ARE CONSIDERING OTHER OPTIONS. PURPOSE OF THE MEETING IS TO DISCUSS WHAT THE DEPT WOULD REQUIRE OF A NEW OWNER OF THE PROPERTY. THE CITY STATES IT WOULD NOT ALLOW REOPENING THE SITE AS A RETAIL GAS STATION. BASED ON THIS, THE DEPT'S FIRST REQUIREMENT WOULD BE THAT THE TANK AND ALL THE PIPING MUST BE REMOVED.

11/25/15: THE DEPT MEETS WITH POTENTIAL BUYER OF THE SITE, WHO WANTS TO KNOW WHAT THE DEPT WILL REQUIRE SHOULD HE PURCHASE THE PROPERTY. HE WANTS TO OPEN THE SITE AS A CONVENIENCE STORE INSTEAD OF VEHICLE REPAIR. THE DEPT RECOMMENDS HAVING A NEW PHASE II DONE TO EVALUATE SITE CONDITIONS AND SET A BASELINE. THE TANK AND PIPING SYSTEM MUST BE BROUGHT UP TO REGULATION. DEPT RECOMMENDS HAVING TANK CONTRACTOR EVALUATE SYSTEM AND MAKE RECOMMENDATIONS. TANKS MUST BE REGISTERED. PHASE II SHOULD ALSO LOOK AT WHAT IS BENEATH THE STATION. BASED ON THE RESULTS OF THE PHASE II A SGMP MUST BE DEVELOPED. AT A MINIMUM, IF THE INVESTIGATION IS NOT PERFORMED, THE EXISTING WELLS MUST BE SAMPLED. TO ACHIEVE CLOSURE, IF THE WELLS ARE ABOVE STDS THEY MAY HAVE TO BE PUMPED AND TREATED TO GET LEVELS DOWN. THE POTENTIAL BUYER WILL KEEP THE DEPT POSTED.

06/23/16: CH REVIEWS SPILL HISTORY. ALTHOUGH SEVERAL POTENTIAL BUYERS HAVE SHOWN INTEREST IN THE SITE, NO ONE HAS PURCHASED THE SITE AND IT REMAINS ABANDONED.

7/5/16: DEC LEAD TRANSFERRED FROM CARL HETTENBAUGH (RETIRED) TO DAVE DAKE.

7/18/16: DDAKE TELECON WITH ATTORNEY ALAN KNAUF (585-546-8430) - HE IS WORKING WITH SOMEONE WHO IS INTERESTED IN PROPERTY AND KNAUF HAS FOIL'ED THE DEC FILE FOR REVIEW. DISCUSSED EXISTING USTs STILL IN THE GROUND (4) WHICH WERE (RE-)REGISTERED BY PROPERTY OWNER TOM SCHAEFFER IN OCTOBER 2015. THE SITE IS 'VACANT' AND SCHAEFFER IS USING IT FOR STORAGE AND REPORTEDLY NOT PAYING TAXES. IT IS THE DEPARTMENT'S UNDERSTANDING THAT THE TANKS ARE NOT BEING USED AND HAVE BEEN TAKEN OUT OF SERVICE, BUT THE OWNER HAS NOT CORRECTED/MODIFIED THE PBS REGISTRATION AND WE DO NOT KNOW IF TANKS WERE TAKEN OUT OF SERVICE PROPERLY. DEC HAD PREVIOUSLY ASKED THE OWNER FOR AN ENVIRONMENTAL MANAGEMENT PLAN, AND AT THE TIME WAS NOT REQUIRING ANY ADDITIONAL INVESTIGATION OR REMEDIAL WORK (PLAN NEVER RECEIVED). WE ALSO UNDERSTAND THAT THE CITY OF CANANDAIGUA HAS APPLIED FOR A GRANT TO INVESTIGATE AND REMEDIATE THE PROPERTY. IN SUMMARY, IF A PRIVATE PARTY WERE TO PURCHASE THE PROPERTY, DEC ADVISED THEY PERFORM A SUBSURFACE INVESTIGATION PRIOR TO PURCHASE TO EVALUATE THEIR ENVIRONMENTAL RISK/DETERMINE APPLICABLE CLEANUP COSTS (THIS WOULD INCLUDE THE CURRENT BUILDING FOOTPRINT AND THE UST FIELD). THIS WOULD OBVIOUSLY BE BASED ON SCHAEFFER GIVING SITE ACCESS FOR THE INVESTIGATION. IF THE CITY OR ANOTHER PRIVATE PARTY DOES NOT GET ACCESS IN THE NEXT FEW MONTHS, DEC SPILLS UNIT MAY ATTEMPT TO GET LEGAL ACCESS TO DRILL. REGARDING THE EXISTING USTs, THEY WOULD EITHER NEED TO BE REMOVED OR PUT BACK IN SERVICE FOLLOWING ALL APPLICABLE PBS REGULATIONS. I WOULD ALSO WANT THE USTs AND LINES PRESSURE-TESTED.

12/6/16: DDAKE LEAVES MESSAGE FOR CANANDAIGUA CITY MANAGER TED ANDRZEJEWSKI AT 585-396-5000 x5000 REQUESTING PROJECT UPDATE.

12/8/16: PER JOHN GOODWIN OF CITY OF CANANDAIGUA, THE CITY WAS NOT AWARDED A GRANT TO INVESTIGATE/REMEDiate THE PROPERTY. THEY ARE HOPING THE DEC CAN MOVE FORWARD WITH GETTING THE USTs UP TO CODE OR REMOVED, AND INVESTIGATE THE PROPERTY.

1/3/17: MEETING TO REVIEW FILE WITH DDAKE AND PMILLER OF SPILLS AND STEVE WALSH OF PBS UNIT. THE FORMER GAS STATION IS NOT IN COMPLIANCE WITH CURRENT PBS REGS (TANKS HAVE BEEN OUT OF SERVICE FOR MORE THAN A YEAR AND HAVE NOT BEEN REMOVED). PROPERTY OWNER TOM SCHAEFFER HAS NOT COMPLETED ALL REQUIRED ACTIVITIES (GW SAMPLING, SUBMITTAL OF SOIL AND GROUNDWATER MANAGEMENT PLAN). DUE TO TIME INVOLVED SINCE LAST SAMPLING/REMEDIAL WORK AND PRESENCE OF USTs WHICH ARE OUT OF COMPLIANCE, SPILLS UNIT TO SEND STIPULATION AGREEMENT REQUIRING GW SAMPLING, ENV MANAGEMENT PLAN, AND UPDATED SUBSURFACE INVESTIGATION. SIGNATURE REQUIRED BY 1/31/17 - ALSO SENT PROPERTY ACCESS FORM AGAIN IN CASE SCHAEFFER DOES NOT WANT TO PERFORM REQUIRED WORK.

01/29/2017: PMILLER 10:00AM TELCON WITH TOM SCHAEFFER TOM INDICATED HE HAS A COURT DATE IN CANANDAIGUA COMING UP SOON (UNSURE OF DATE) AND PLANS TO SIGN ACCESS AGREEMENT TO LET US DO WHAT WE NEED TO DO . I INFORM TOM WE PLAN TO DO AN INVESTIGATION AND

POSSIBLY REMOVE THE TANKS ON THE PROPERTY. I ALSO INFORM TOM THAT HE COULD BE HELD RESPONSIBLE FOR THE FINANCIAL COST OF THE WORK. TOM CLAIMS THE TANKS WERE INSTALLED INTO CONTAMINATION (THAT WAS NOT HIS) AND A AIR FILTRATION SYSTEM WAS INSTALLED WITH THE TANKS.

02/02/2017: PM TELCON WITH TOM SCHAEFFER, WILL FAX OVER PROPERTY ACCESS AGREEMENT.

2/21/17: SIGNED COPY OF PROPERTY ACCESS AGREEMENT RECEIVED VIA FAX FROM TOM SCHAEFFER. ORIGINAL HARD COPY TO BE MAILED.

2/22/17: PER EMAIL FROM JOHN GOODWIN/CITY OF CANANDAIGUA, THE PROPERTY WAS OWNED BY EXXONMOBIL UNTIL MAY 1987 WHEN THEY SOLD IT TO TOM SCHAEFFER.

2/23/17: AUTHORIZATION FOR SUBSURFACE INVESTIGATION TO BE SENT TO LABELLA. DETAILED EMAIL ALSO SENT TO EXXONMOBIL (ELAINE LAMM) AND SAVED TO EDOCS. EMAIL PROVIDES SOME PROPERTY OWNERSHIP AND SPILL HISTORY. **DEC/ATTORNEY GENERAL'S OFFICE MAY SEEK COST RECOVERY IF WE DETERMINE THEIR IS HISTORICAL IMPACTS ON THE PROPERTY DURING OUR UPCOMING INVESTIGATION.**

3/2/17: TELECON WITH PM AND DD OF SPILLS AND ELAINE LAMM OF EXXON MOBIL. THEY ARE REVIEWING THE LEGAL HISTORY OF THE PROPERTY AND ANY AVAILABLE FILES AND WILL GET BACK TO DEC. DD TO SEND COPIES OF OLDER SPILL REPORTS.