



RECEIVED  
FEB 05 2016

PAT MCCRORY  
Governor

DONALD R. VAN DER VAART  
Secretary

February 3, 2016

Mr. Jeffery Woolard  
31 Canal Run  
Washington, NC 27889

Re: Notice of No Further Action  
15A NCAC 2L .0407(d)  
Risk-based Assessment and Corrective Action for  
Petroleum Underground Storage Tanks

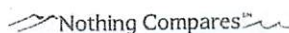
Jeffery Woolard Residence  
31 Canal Run, Washington, NC  
Beaufort County  
Incident Number: 24308  
Risk Classification: Low

Dear Mr. Coltrain:

The water supply well abandonment report was received by the UST Section, Division of Waste Management, Washington Regional Office on **January 9, 2016** and the filed Notice of Residual Petroleum Contamination and public notice information were received on **January 29, 2016**. Review of the information indicates that groundwater contamination meets the cleanup requirements for a low-risk site but exceeds the groundwater quality standards established in Title 15A NCAC 2L .0202 and that soil contamination exceeds the residential maximum soil contaminant concentrations.

The UST Section determines that no further action is warranted for this incident. All required actions have been completed. On **January 29, 2016**, the UST Section received a certified copy of the Notice of Residual Petroleum which is filed with the Register of Deeds. On **February 3, 2016**, the UST Section was provided with proof of receipt of the conditional Notice of No Further Action letter or of refusal by the addressee to accept delivery of the letter or with a description of the manner in which the letter was posted.

This determination shall apply unless the UST Section later finds that the discharge or release poses an unacceptable risk or a potentially unacceptable risk to human health or the environment. Pursuant to Title 15A NCAC 2L .0407(a) you have a continuing obligation to notify the Department of any changes that might affect the risk or land use classifications that have been assigned.



SECRET

The following information is being furnished to you for your information and guidance. It is classified "Secret" because its disclosure could result in the identification of sources and methods of the Central Intelligence Agency and thus be injurious to the national defense.

This information is being furnished to you under the authority of Executive Order 11652, dated February 22, 1957.

The information contained in this document is classified "Secret" because its disclosure could result in the identification of sources and methods of the Central Intelligence Agency and thus be injurious to the national defense. It is being furnished to you for your information and guidance.

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Be advised that as groundwater contamination exceeds the groundwater quality standards established in Title 15A NCAC 2L .0202, groundwater within the area of contamination or within the area where groundwater contamination is expected to migrate is not suitable for use as a water supply.

Interested parties may examine the file/ Site Closure Request by contacting this regional office and may submit comments on the site to the regional office at the address or telephone number listed below.

This No Further Action determination applies only to the subject incident; for any other incidents at the subject site, the responsible party must continue to address contamination as required.

If you have any questions regarding this notice, 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

Attachments: Notice of Residual Petroleum

cc: Beaufort County Health Department

Mr. Randell Woodruff, Beaufort County Manager, 121 West 3<sup>rd</sup> St., Washington, NC 27889

#### 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

Mooresville (MOR) – 610 East Center Avenue, Suite 301, Mooresville, 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

BK 1892 PG 681

FOR REGISTRATION REGISTER OF DEEDS  
Jennifer Leggett Whitehurst  
Beaufort County, NC  
January 29, 2016 03:43:19 PM  
Book 1892 Page 681-685  
FEE: \$26.00  
INSTRUMENT # 2016000409



INSTRUMENT # 2016000409

### NOTICE OF RESIDUAL PETROLEUM

Jeffery Woolard Residence, Beaufort County, NC,  
(Site name)

The property that is the subject of this Notice (hereinafter referred to as the "Site") contains residual petroleum and is an Underground Storage Tank (UST) incident under North Carolina's Statutes and Regulations, which consist of N.C.G.S. 143-215.94 and regulations adopted thereunder. This Notice is part of a remedial action for the Site that has been approved by the Secretary (or his/her delegate) of the North Carolina Department of Environment and Natural Resources (or its successor in function), as authorized by N.C.G.S. Section 143B-279.9 and 143B-279.11. The North Carolina Department of Environment and Natural Resources shall hereinafter be referred to as "DENR".

#### NOTICE

Petroleum product was released and/or discharged at the Site. **Petroleum constituents remain on the site, but are not a danger to public health and the environment, provided that the restrictions described herein, and any other measures required by DENR pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11, are strictly complied with.** This "Notice of Residual Petroleum" is composed of a description of the property, the location of the residual petroleum and the land use restrictions on the Site. The Notice has been approved and notarized by DENR pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11 and has/shall be recorded at the Beaufort County Register of Deeds' office  
(name of county)

Book \_\_\_\_, Page \_\_\_\_.

Any map or plat required by DENR has been/shall be recorded at the Beaufort County Register of Deeds' office Book \_\_\_\_, Page \_\_\_\_, and has been/shall be incorporated into the Notice by this reference.  
(name of county)

#### Source Property

Jeffery Woolard, Washington, NC is the owner in fee  
(owner's name) (city & state of homeowner)

simple of all or a portion of the Site, which is located in the County of Beaufort, State of North Carolina, and is known and legally described as:

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Waco DWM  
JAN 29 2016

*Please see Attachment A*

For protection of public health and the environment, the following land use restrictions required by N.C.G.S. Section 143B-279.9(b) shall apply to all of the above-described real property. These restrictions shall continue in effect as long as residual petroleum remains on the site in excess of unrestricted use standards and cannot be amended or cancelled unless and until the Beaufort County Register of Deed receives and records the written concurrence of the Secretary (or his/her delegate) of DENR (or its successor in function).

**PERPETUAL LAND USE RESTRICTIONS**

*Soil: Soil containing residual petroleum above applicable regulatory standard(s) remains on the site in the area identified in Figure 1, Attachment B. No soil shall be excavated or disturbed within 3 feet of the area identified in Figure 1, Attachment B except to remediate the soil in accordance with all applicable state and federal statutes, regulations and guidelines.*

*Groundwater: Groundwater from the site is prohibited from use as a water supply. Water supply wells of any kind shall not be installed or operated on the site.*

**ENFORCEMENT**

The above land use restriction(s) shall be enforced by any owner, operator, or other party responsible for the Site. The above land use restriction(s) may also be enforced by DENR through any of the remedies provided by law or by means of a civil action, and may also be enforced by any unit of local government having jurisdiction over any part of the Site. Any attempt to cancel this Notice without the approval of DENR (or its successor in function) shall be subject to enforcement by DENR to the full extent of the law. Failure by any party required or authorized to enforce any of the above restriction(s) shall in no event be deemed a waiver of the right to do so thereafter as to the same violation or as to one occurring prior or subsequent thereto.

IN WITNESS WHEREOF, Jeffery Woolard has caused this Notice to be executed pursuant to N.C.G.S. Sections 143B-279.9 and 143B-279.11, this 29th day of January, 2016.

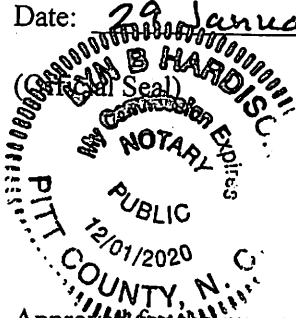
By: Jeffery Woolard  
(Name of responsible party if agent is signing)  
Jeffery Woolard  
(Signature of responsible party, attorney or other agent if there is one)  
Owner  
(Title of agent for responsible party if there is one)

Signatory's name typed or printed: JEFFERY WOOLARD

NORTH CAROLINA  
Beaufort COUNTY  
(Name of county in which acknowledgment was taken)

I certify that the following person personally appeared before me this day, acknowledging to me that he or she signed the foregoing document: Jeffery Woolard

Date: 29 January 2016



Lyn B. Hardison  
(Signature of Notary Public)  
Lyn B. Hardison  
(Printed or typed name of Notary Public)

Notary Public  
My commission expires: 1 December 2020

Approved for the purposes of N.C.G.S. 143B-279.11

Scott Bullock  
(Signature of Regional Supervisor)  
Scott Bullock, Regional Supervisor  
(Printed name of Regional Supervisor)

Washington Regional Office  
UST Section  
Division of Waste Management  
Department of Environment and Natural Resources

NORTH CAROLINA  
Beaufort COUNTY  
(Name of county in which acknowledgment was taken)

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document: Scott Bullock (full printed name of Regional Supervisor)

Date: 29 January 2016



Lyn B. Hardison  
(Signature of Notary Public)  
Lyn B. Hardison  
(Printed or typed name of Notary Public)

Notary Public  
My commission expires: 1 December 2020

## Attachment A

EXHIBIT A

BEGINNING at an existing iron post located in the Eastern right of way of that Subdivision Road as shown on that map of record entitled "Plan of a Lot surveyed for Jeffrey F. and Wanda Gail W. Woolard" by W. B. Duke, R. L. S., dated April 8, 1986, said point of beginning being located as follows: Beginning at the intersection of the Eastern right of way of said Subdivision Road and the Southern right of way of Jakes Bay Road, otherwise known as State Road 1351; thence South 23 degrees 00' West 108.2 feet to the point of beginning; thence from said point of beginning so located South 66 degrees 21' East 130.0 feet to the center of a canal; thence along the centerline of said canal South 23 degrees 00' West 100.0 feet to the center of said canal; thence North 66 degrees 21' West 130.0 feet to the Eastern right of way of said Subdivision Road, and a set iron pipe; thence along the Eastern right of way of said Subdivision Road, North 23 degrees 00' East 100.0 feet, and being the identical property described in that Plan of a Lot Surveyed for Jeffrey F. and Wanda Gail W. Woolard, by W. B. Duke, R. L. S., dated April 8, 1986, of record in the Beaufort County Registry. This is the identical property as Lot No. 47 as shown on Map Book 18, Page 27 of the Beaufort County registry.



BK 1892 PG 685

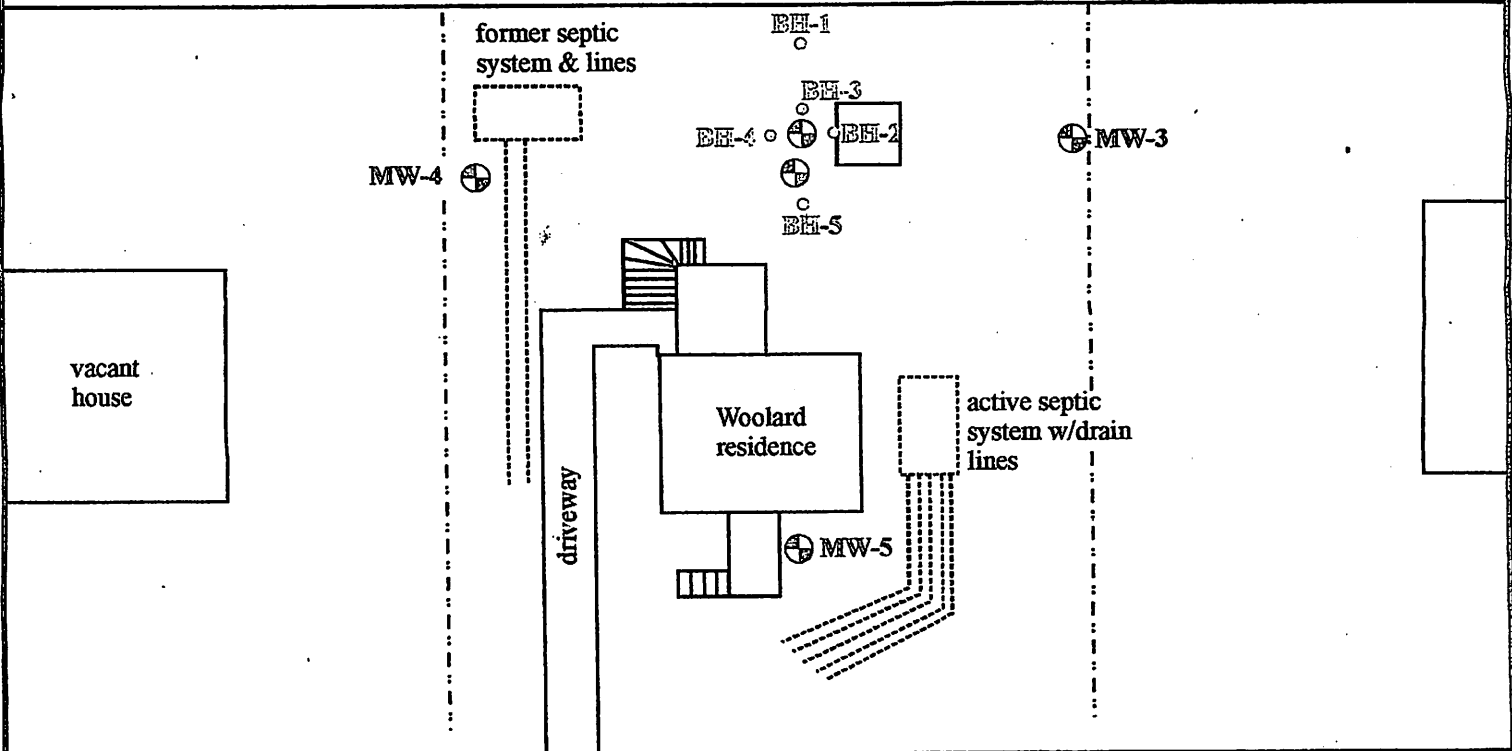
# Figure 1, Attachment B

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.





MW-2



Canal



Legend:

- monitor well 
- water supply well 
- fence 
- soil boring 

Brown residence

Date: 05-13-03

Scale: 1" = 30'

0 15 30

Graphic Scale



FUSS & O'NEILL INC. Consulting Engineers  
610 LYNNDALE COURT - SUITE E, GREENVILLE, NC 27838  
(252) 355-1370

**FIGURE 6**  
**SOIL BORING LOCATION MAP**  
**JEFFERY E. WOOLARD RESIDENCE**  
**31 CANAL RUN**  
**WASHINGTON, BEAUFORT COUNTY, NC**

Project No: 02003117.A10

Dickinson - Jeffery Woolard