



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

June 14, 2017

Ms. Tiffani Doerr
Evergreen Resources Management Operations
2 Righter Parkway, Suite 200
Wilmington, DE 19803

Re: Approval of Remedial Investigation Report
Philadelphia Energy Solutions Refinery, AOI 3
eFACTS PF No. 778377
3144 West Passyunk Avenue
City of Philadelphia
Philadelphia County

Dear Ms. Doerr:

The Department of Environmental Protection (DEP) has reviewed the March 20, 2017 document titled "Remedial Investigation Report, Area of Interest 3" for the property referenced above. The AOI 3 site is also known as the Point Breeze Impoundment Area, a portion of the former Sunoco Philadelphia Refinery, and it includes the No. 5 Tank Farm. The report was prepared by Langan Engineering and Environmental, Inc. It was submitted to DEP in accordance with the Land Recycling and Environmental Remediation Standards Act (Act 2) and constitutes a remedial investigation report as defined in Chapter 3.

DEP hereby approves the report in accordance with the provisions of Act 2. Evergreen will complete separate Act 2 reporting to satisfy additional remedial investigation requirements for a groundwater fate-and-transport analysis (Title 25 Pa. Code Section 250.408(a)), an evaluation of compliance with surface water standards (Section 250.406(c)), and further assessment of the vapor intrusion exposure pathway (Section 250.404).

Please feel free to contact C. David Brown at 484.250.5796 with any questions or if further clarification is needed regarding this matter.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717.787.3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800.654.5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period.

Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717.787.3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30 days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this document to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the secretary to the Board (717.787.3483) for more information.

Sincerely,



Sachin Shankar, P.E.
Assistant Regional Director

- cc: Mr. Barksdale - PES
Mr. McKeever - Langan
Mr. Bilash - EPA Region III
Philadelphia Department of Health
Mr. Brown, P.G.
Ms. Kennedy, P.G.
Ms. Warren
Ms. Bass
Regional File
Re 30 (rc17ecb) 165.1