

STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL
DIVISION OF AIR & WASTE MANAGEMENT
391 LUKENS DRIVE
NEW CASTLE, DELAWARE 19720-2774



17338
SLR
Rec'd 11/30/10
WASTE MANAGEMENT SECTION
TANK MANAGEMENT BRANCH

TELEPHONE: (302) 395-2500
FAX NO.: (302) 395-2555

November 08, 2010

David Favero
c/o Motors Liquidation Company
1210 South 5th Street
Springfield, IL 62703

RE: Wilmington Assembly Plant
108 Boxwood Rd.
Newport, DE

Facility ID: 7-000218
Project #: N0908068
File Code: 30

SUBJECT: No Further Action Required for Tank F-with Conditions

Dear Mr. Favero:

Background

The Department of Natural Resources and Environmental Control, Tank Management Branch (DNREC-TMB) has reviewed all documentation submitted to date concerning the release associated with Tank F at the above-referenced location.

On March 1 and 2, 2010, Conestoga-Rovers & Associates recollected groundwater samples from area wells to obtain appropriate laboratory reporting limits. The analytical results from the March 2010 sampling event obtained the appropriate reporting limits and concentrations of all chemicals of concern were below the Delaware Risk-Based Corrective Action Program (DERBCAP) <50 foot Risk-Based Screening Levels (RBSLs).

Outcome

Based on the documentation submitted to date regarding this release, it appears that the contamination remaining in the subsurface is limited in extent. Therefore, any residual contamination at this site should not pose a threat to human health and safety, or the environment. Consequently, no further action (NFA) is required at the above-referenced location at this time, as long as the residual contamination onsite remains undisturbed or the use of the site does not change. Essentially, the site may be used "as is," subject to the following conditions:

- If the petroleum compounds remaining in the soil or groundwater on-site are disturbed in the future by digging, boring, dewatering or other means, a contaminated materials management plan must be approved in advance by the DNREC-TMB or DNREC-Site Investigation and Restoration Branch (SIRB) prior to engaging in such activities.
- Any petroleum impacted excavated soils may not be re-used as "clean fill." Any on-site re-use of excavated soils must be approved in advance by the DNREC-TMB or DNREC-SIRB.
- If petroleum impacted excavated soils are transported off-site, they must be hauled by a State-licensed solid waste hauler and disposed or remediated in an approved manner.

Delaware's good nature depends on you!

David Favero
November 8, 2010
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This NFA letter pertains only to the released that was discovered during the site assessment for Tank F, a 250,000-gallon No. 6 fuel oil Aboveground Storage Tank (AST), at the above-referenced facility and reported in August 2009. Also, the NFA letter is only applicable under 7 Del. C. Chapter 60, 7 Del. C. Chapter 74A, and DE Admin. Code 1352, State of Delaware *Regulations Governing Aboveground Storage Tanks* (the AST Regulations), and does not represent a determination under any other Federal, State, or local law.

In addition, pursuant to the AST Regulations and 7 Del. C. Chapter 74A, this letter does not release the AST Owners from liability for any future problem related to Tank F or the aboveground storage tanks currently and/or formerly at this location. If any new releases are identified, immediate action must be taken to eliminate any threat to public health and safety, and to the environment, and the DNREC-TMB must be notified.

Requirements Under Other DNREC Branches

This NFA letter relates only to Tank F, the 250,000-gallon No. 6 fuel oil AST permanently closed in September 2008. This NFA letter is not related to ongoing investigation and remedial action requirements directed by the DNREC, Site Investigation and Restoration Branch (SIRB). Furthermore, this NFA letter does not release the Responsible Parties of any conditions imposed on this facility by any other branch in DNREC.

Next Steps

In all cases, DNREC-TMB reserves the right to re-assess the site in the future if new information comes to light regarding possible petroleum contamination.

If you have any further questions or concerns, please feel free to call me at (302) 395-2500.

Sincerely,



Patrick Boettcher
Hydrologist
Tank Management Branch

JSR:PRB\lma
PRB2010-052

Pc: Mark Blazejak, Fisker Automotive, Inc.
Shannon Richardson, Conestoga-Rovers & Associates
Rick Galloway, DNREC-SIRB
Erich Schuller, DNREC-TMB