(c)

Date 3/3/14 cc: Admin Bldg. Health

State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

Unregulated Heating Oil Tank Program
401 East State Street, 5th floor
P.O. Box 420
Mail Code 401-05
Trenton, NJ 08625-0420
Phone #: 609-633-0544
Fax #: 609-984-6004

February 24, 2014

Victor Maksimow
10 Delbar Drive
Budd Lake, NJ 07828

RECEIVED
MAR 3 - 2014
Mount Olive Township Clerk's Office

Re: Area of Concern: One 290 gallon #2 Heating Oil Underground Storage Tank System
Unrestricted Use - No Further Action Letter and Covenant Not to Sue
Block 3601, Lot 19
10 Delbar Avenue
Mount Olive Township, Morris County
Program Interest #:626957, Activity Number: CSP140001
Communications Center Number: 13-08-02-1100-10

Dear Mr. Maksimow:

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) makes a determination that no further action is necessary for the remediation of the area of concern specifically referenced above, except as noted below, 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 20, 2013. In issuing this No Further Action Determination and Covenant Not to Sue, the Department has relied upon the certified representations and information provided to the Department.

By issuance of this No Further Action Determination, the Department acknowledges the completion of a Remedial Investigation and Remedial Action pursuant to the Technical Requirements for Site Remediation (N.J.A.C. 7:26E) for the area of concern specifically referenced above and no other areas.

NO FURTHER ACTION CONDITIONS

As a condition of this No Further Action Determination 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 Act, shall inform the Department in writing within 14 calendar days whenever your name or address changes. Any notices submitted pursuant to this paragraph shall reference the above case numbers and shall be sent to: Site Remediation Program, P.O. Box 420, Trenton, NJ 08625.

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 Conditional No Further Action Letter.

Thank you for your attention to these matters. If you have any questions, please contact Michael Cowan at (609)984-1731.

Sincerely,

George King, Chief
Unregulated Heating Oil Tank Program

c: Municipal Clerk, Mount Olive Township
Mt. Olive Township Health Department
Applied Service Corp.
Morris County Office of Health Management
Mark Gruzlovic, NJDEP/Unregulated Heating Oil Tank Program
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