4/28/16 CC: Bldg. Fire

# State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RECEIVED APR 28 2016 Mount Olive Township Clerk's Office

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

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

April 22, 2016

Jhon Rios
Fannie Mae
400 Route 10 West
Randolph, NJ 07869

Re: Area of Concern: One 550-gallon #2 Heating Oil Underground Storage Tank System
Unrestricted Use - No Further Action Letter and Covenant Not to Sue
Block 4400, Lot 76
46 Gold Mine Road
Mount Olive Township, Morris County
Program Interest #723140, Activity Number: CSP160001
Communications Center Number: 16-01-20-1108-43

Dear Mr. Rios:

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 Fannie Mae did not withhold any information from the Department. This action is based upon information in the Department's case file and Fannie Mae's final certified report dated April 2016. 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, Fannie Mae 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 Marty Goodwin at (609)292-0543.

Sincerely,

Yacoub Yacoub, Bureau Chief
Unregulated Heating Oil Tank Program

c: Municipal Clerk, Mount Olive Township
Mathieu Morris, ADR Environmental
Mount Olive Township Health
Morris County Health
Mark Gruzlovic, NJDEP/Unregulated Heating Oil Tank Program
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