

State of Vermont
Department of Environmental Conservation
Waste Management Division
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August 29, 2008

MR JED MARTIN
VERMONT RAILWAY INC
1 RAILWAY LANE
BURLINGTON VERMONT 05401

RE: Site Management Activities Completed (SMAC), Vermont Railway, Burlington (SMS site #1977-0179)

Dear Mr. Martin:

The Vermont Department of Environmental Conservation, Sites Management Section (SMS) has received and reviewed the April 30, 2008 KAS Well Abandonment/SMAC Designation request concerning the above referenced site. Based on a review of the file, the current conditions at this site and SMS procedures, the SMS has determined that this site meets the Waste Management Division's Sites Management Activities Complete (SMAC) policy.

This means that the SMS has determined the following:

- ▶the source of the potential contamination at this site has been adequately characterized and the 2,000 gallon underground storage tank (UST) at the site was properly closed in place in 2000;
- ▶groundwater under the site does not exceed Vermont Groundwater Enforcement Standards in all monitoring wells;
- ▶the unused monitoring wells located on the site were properly closed in May of 2008;
- ▶the site does not pose an unreasonable risk to human health or the environment.

Based on these findings, the site has been assigned a Site Management Activities Completed (SMAC) designation. Sites which the Waste Management Division has determined require no further management are classified as SMAC. This designation does not release Vermont Railway, Inc. from any past or future liability that may arise from the petroleum contamination that originated from the underground storage tank system at this site. It does mean that the SMS is not requiring any additional work be performed at this site in response to the contamination discovered from the UST in 2000. If any additional information comes to light in the future, then the SMS may reconsider this determination.



If you have any questions concerning this matter, please feel free to contact Richard Spiese or me at (802) 241-3888.

Sincerely,



George Desch, PE, Chief
Waste Management Division

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Cc: Timothy Kelly, KAS