



## State of Vermont

Department of Fish and Wildlife  
Department of Forests, Parks and Recreation  
Department of Environmental Conservation  
State Geologist  
RELAY SERVICE FOR THE HEARING IMPAIRED  
1-800-253-0191 TDD>Voice  
1-800-253-0195 Voice>TDD

AGENCY OF NATURAL RESOURCES  
Department of Environmental Conservation  
Waste Management Division  
103 South Main Street/West Office  
Waterbury, Vermont 05671-0404  
(802) 241-3888  
FAX (802) 241-3296

August 22, 2000

MR CHAD FOWLER  
STEWART'S MARKETING CORP  
PO BOX 435  
SARATOGA SPRINGS NEW YORK 12866

RE: Site Management Activities Completed, Stewart's Ice Cream #199  
Pownal, Vermont  
SMS Site # 992635

Dear Mr. Fowler:

The Sites Management Section (SMS) has received and reviewed the April 27, 2000 Valley Equipment Company, Inc. report on the above referenced site. Based on the information included in this report and SMS procedures, the SMS has determined that this site meets the Waste Management Division's criteria for a Sites Management Activities Complete (SMAC) designation.

This means that the SMS has determined the following:

- the source of the potential contamination at this site has been adequately characterized and removed (the most highly petroleum contaminated soils has been removed and properly treated);
- no contaminated soils were left in the ground and Vermont Groundwater Enforcement Standards have been met in groundwater in the site's monitoring wells;
- the site does not pose an unreasonable risk to human health or the environment.

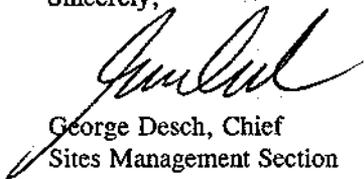
Based on these findings, the site has been assigned a Site Management Activities Completed (SMAC) designation. Sites which the Waste Management Division has determined require no further management are classified as SMAC. This designation does not release Stewart's Marketing Corp. from any past or future liability which may arise from the petroleum contamination which 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 1999 release. If any additional information comes to light

Chad Fowler Letter  
Stewart's Shop #199 Pownal  
August 17, 2000  
Page 2

in the future, then the SMS may reconsider this determination.

Based on the above, it appears that petroleum contamination was confined to the former UST location and does not pose an unreasonable risk to human health and safety or the environment. Therefore, the SMS is assigning this site a Site Management Activity Completed (SMAC) designation. This SMAC designation does not release you of any past or future liability associated with the petroleum contamination remaining in the ground from the removed UST. It does, however, mean that the SMS is not requesting any additional work at this time. If the monitoring well(s) are no longer used or maintained, then they must be properly closed to eliminate a possible conduit for contaminant migration into the subsurface. This closure typically involves filling the well(s) with a grout material to prevent fluid migration in the borehole. Specific requirements for well closure are outlined in Section 12.3.5 in Appendix A of the Vermont Water Supply Rule-Chapter 21. Also, the road box or stand-up well guard for a monitoring well must be removed before well closure is considered complete.

Sincerely,



George Desch, Chief  
Sites Management Section

William A. Toran, VEC  
ds/ci2635.800