

# Atlantic Richfield Company



a bp affiliated company

**Richard A. Blackburn**  
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June 2, 2006

Mr. Kenneth Beard  
Pennsylvania Department of Environmental Protection  
14<sup>th</sup> Floor  
Rachel Carson State Office Building  
P.O. Box 2063  
Harrisburg, PA 17105-2063

**Re: MSA Site Inventory List  
BP Site's 60414, 07391, & 00967**

Dear Mr. Beard:

As discussed in the January 25, 2006 MSA Oversight Committee Meeting, BP Products North America, Inc. (BP) requests that two facilities be removed from the Multi-Site Agreement (MSA). Basis for the removal of these two facilities is detailed below.

**BP Site No. 60414, DEP Facility ID No. 46-18652**

The referenced facility was sold to ARFA in 2003. Subsequent to the sale, the property continued to be operated as a gasoline retail service station by ARFA. Between the dates of January 15, 2004 and February 10, 2004, a total of 1,200 gallons of gasoline was reported to have been released from the ARFA owned and operated UST system. The cause of the release was attributed to a faulty UST system component. In accordance with the Purchase and Sales Agreement obligations and because the environmental impact from the 2004 release was significantly greater than the degree of impact prior to the release, ARFA has assumed responsibility for site corrective actions to include those associated with pre-sale conditions and those associated with the 2004 release. PADEP's Case Officer (Walter Payne) recognized ARFA as the responsible party for all future corrective action at the facility.

**BP Site No. 07391, DEP Facility ID No. 65-31846**

In 2004, URS Corporation (URS) performed a review of historical information related to this facility. Results of this review led URS and BP to question why the facility was entered into the MSA. Subsequently, PADEP Case Officer (Ed Gursky) reviewed the SW Regions files for the facility and discovered that due to filing errors and errors in the documentation of DEP Facility ID No's, BP Site No. 07391 (Facility ID No 65-31846) located at 2301 Freeport Road, New Kensington, PA was entered into the MSA instead of another nearby BP facility also located on

Freeport Road in New Kensington, PA. Based on this information and the attached confirmation provided by Mr. Gursky, BP requests that BP Site No. 07391 be removed from the MSA and replaced with BP Site No. 00999c (DEP Facility ID No. 65-80298) located at 2401 Freeport Road, New Kensington, PA.

**BP Site No. 00967, DEP Facility ID No. 65-14184**

In 2005 and early 2006, BP conducted several investigations into a suspected release at this facility. The results of the investigations indicated a failure in a 6,000 gallon fiberglass tank. The subsequent actions being taken by BP to address the resultant impacts to soil and ground water are overriding prior corrective actions. In other words, the new release and resulting impact is significantly greater in magnitude and priority than the previous residual impact and is the overall driver for site work. BP requests that this site be removed from the MSA Site Inventory so that the site can be managed comprehensively through the CAP Regulations and processes.

A signature sheet accompanies this letter regarding Modifications to the Site Inventory for the Oversight Committee to approve the changes detailed above. BP intends to have the signature sheet available for the DEP and the upcoming mid- year meeting and training session on June 14. Once approved, the revised MSA Site Inventory List will be placed on the BP-DEP MSA website. Should you have any questions concerning the items discussed in this letter, please do not hesitate to contact me at (630) 836-5640.

Sincerely,



Richard A. Blackburn  
Atlantic Richfield Company  
A bp Affiliated company

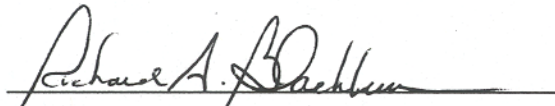
Attachments: Site 07391 MSA Modification Request  
Site 07391 PADEP Response Letter  
Oversight Committee Signature Sheet

cc: Doug Coredelli, DEP  
Gary Umbehagen, BP  
Greg Ronczka, Shaw  
Melissa Gross, PADEP  
Shane Cranford, URS  
Steve Gonzalski, BP  
Steven Webster, DEP  
William Kramer, Sovereign

Attachment 1 - Site Inventory of the March 14, 2001 Cooperative Multi-Site Agreement, by and Between BP and DEP, is hereby modified as follows, on the 14<sup>th</sup> day of June, 2006

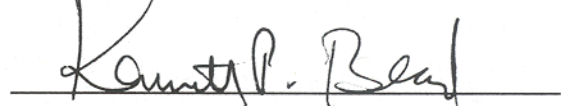
1. BP Site #60414, PADEP Facility No. 46-18652 is hereby removed from the Site Inventory;
2. BP Site #07391, PADEP Facility No. 65-31846 is hereby replaced on the Site Inventory by BP Site #00999C, PADEP Facility No. 65-80298;
3. BP Site #00967, PADEP Facility No. 65-14184 is hereby removed from the Site Inventory

**BP Signatures**



Richard A. Blackburn, BP

**DEP Signatures**



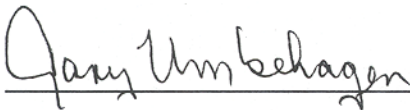
Kenneth Beard, DEP



Steve Gonzalski, BP



Steven Webster, DEP



Gary Umbehagen, BP



Douglas Cordelli, DEP