



February 13, 2026

Mr. Bradford L. Fish  
Energy Transfer  
100 Green Street  
Marcus Hook, PA 19061

Re: Approval of Remedial Action Progress Report #3  
SPLP Pipeline Release  
eFACTS PF No. 881609  
eFACTS Activity No. 60986  
Glenwood Drive and Walker Road  
Upper Makefield Township  
Bucks County

Dear Mr. Fish:

The Department of Environmental Protection (DEP) has reviewed the December 10, 2025 document titled “Remedial Action Progress Report #3”, as amended on December 19, 2025, for the Sunoco Pipeline, LP (SPLP) Twin Oaks – Newark 14”-diameter pipeline release response. This remedial action progress report (RAPR) was written by Groundwater & Environmental Services, Inc on behalf of SPLP and submitted in accordance with DEP’s March 6, 2025, administrative order.

DEP hereby approves the RAPR in accordance with DEP’s order. However, DEP differs with the assertion made in the tenth paragraph of Section 5.10 that the “results of the December 3-8, 2025 re-sampling event have confirmed that the November 6, 2025 sampling results were not indicative of actual site conditions and were the result of elevated turbidity that was observed by the field team during the November 6, 2025 sampling event.”

DEP provides the following comments/requests for consideration in future reporting:

1. SPLP did not provide any supporting evidence or field/laboratory data to substantiate the claim in the third paragraph of Section 5.10 that “particulate matter or elevated turbidity were identified in many wells based on visual observations. DEP requests that SPLP provide field measurements of turbidity from groundwater sampling logs or other documentation of particulate matter or elevated turbidity to substantiate the claims made in Section 5.10. DEP also requests a description of the field-filtering procedures, including the size of filter used to collect samples for dissolved lead.
2. Groundwater samples collected from monitoring and recovery wells in each sampling event were field filtered prior to analysis for dissolved lead via US EPA Method 6020. Field filtering is performed specifically to remove suspended particulate matter from

groundwater samples prior to analysis to determine the concentration of contaminants dissolved in groundwater. DEP requests that SPLP provide supporting data or an explanation as to why the November 6, 2025, dissolved lead concentrations should be considered “not consistent” with the August/September 2025 and December 2025 events if samples from all events were field filtered to remove particulate prior to analysis.

3. Monitoring well locations MW-1S/D through MW-13S/D were selected to target assumed fracture traces connected to the release area and installed to a maximum depth of 75 feet (ft) below ground surface (bgs). Prior to the November 6, 2025, groundwater sampling event, SPLP collected a single round of groundwater analytical data from each of the monitoring wells in August/September 2025. DEP acknowledges that a third round of samples was collected in December 2025 and that the results from the December 2025 event were more similar to the August/September 2025 data than to the November 2025 event. However, conclusions regarding the consistency of data across sampling events cannot be made until a larger data set, to include evaluation of seasonality, from dedicated monitoring wells is established.
  - a. While analytical data obtained from potable wells is useful in understanding the overall conceptual site model and to ensure interim remedial measures are effective in eliminating risk to human health, the majority of potable wells are finished as open boreholes, are installed deeper than 75 ft bgs, and do not fall on fracture traces connected to the source area as identified during geophysical investigations. Therefore, analytical data for dissolved lead and/or benzene from monitoring wells, both of which SPLP asserts were detected at greater than medium-specific concentrations (MSCs) in November 2025 samples due to elevated turbidity, cannot be compared directly to potable well analytical data to evaluate data trends.

Please feel free to contact C. David Brown by email at [cdbrown@pa.gov](mailto:cdbrown@pa.gov) or by telephone at 484.250.5792 with any questions or if further clarification is needed regarding this matter.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board’s address is:

Environmental Hearing Board  
Rachel Carson State Office Building, Second Floor  
400 Market Street  
P.O. Box 8457  
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800.654.5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://www.ehb.pa.gov> or by contacting the Secretary to the Board at 717.787.3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

**IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717.787.3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.**

**IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.**

Sincerely,

C. David Brown, P.G.  
Regional Manager  
Environmental Cleanup and Brownfields

cc: Mr. Gordon, Energy Transfer  
Upper Makefield Township  
Bucks County Health Department  
Mr. Langan, Esq.  
Mr. Devan, P.G.  
Mr. Lipik, P.G.  
Ms. Budnovitch