

Georgia Department of Natural Resources

Environmental Protection Division-Land Protection Branch

2 Martin Luther King, Jr. Dr., S.E., Suite 1054 East, Atlanta, Georgia 30334

(404) 657-8600; Fax (404) 657-0807

Judson H. Turner, Director

February 24, 2014

VIA E-MAIL AND REGULAR MAIL

Mercer University
c/o Dr. James S. Netherton, Executive VP for Administration & Finance
1400 Coleman Avenue
Macon, Georgia 31207

Re: Voluntary Investigation and Remediation Plan and Application, September 30, 2013
Mercer University Triangle Site, HSI No. 10779
1535 Montpelier Avenue, Macon, Bibb County, Georgia
Tax Parcel ID: P0820075 SWC65 1A

Dear Dr. Netherton:

The Georgia Environmental Protection Division (EPD) has reviewed the Voluntary Investigation and Remediation Plan (VIRP) dated September 30, 2013, submitted pursuant to the Georgia Voluntary Remediation Program Act (the Act). The VIRP was submitted in lieu of ongoing corrective action reporting required pursuant to the Georgia Rules for Hazardous Site Response (the Rules) for the above referenced property. EPD is approving your voluntary remediation plan, which specifies corrective action consisting of the following:

- Previous in situ chemical oxidation and enhanced fluid recovery injection treatments;
- Groundwater monitoring to evaluate natural attenuation;
- Fate and transport modeling of groundwater.

Therefore, EPD is accepting Mercer University as a participant as defined in the Act for the following qualifying properties, provided Mercer University implements the VIRP in compliance with the following schedule and conditions:

Qualifying properties:

1535 Montpelier Avenue
Macon, Bibb County, Georgia
Tax Parcel ID: P0820075 SWC65 1A

Because Mercer University is performing corrective action at the qualifying property in accordance with an approved voluntary remediation plan, EPD is hereby reclassifying it from Class II to Class V and designating it as needing corrective action as provided for in §12-8-107 (b) of the Act.

Within 45 days of this letter, you are required to file an affidavit stating that your property has been listed on the state's hazardous site inventory and has been designated as needing corrective action due to the presence of hazardous wastes, hazardous constituents, or hazardous substances regulated under state law. This affidavit is to be filed with the clerk of the Superior Court of Bibb County and recorded in the clerk's deed records pursuant to O.C.G.A. § 44-2-20.

Mercer University must also place the following notice in any deed, mortgage, deed to secure debt, lease, rental agreement or other instrument given or caused to be given by the property owner which creates an interest in or grants a use of the property:

"This property has been listed on the state's hazardous site inventory and has been designated as needing corrective action due to the presence of hazardous wastes, hazardous constituents, or hazardous substances regulated under state law. Contact the property owner or the Georgia Environmental Protection Division for further information concerning this property. This notice is provided in compliance with the Georgia Hazardous Site Response Act and the Voluntary Remediation Program Act."

Within 30 days of recording the affidavit, please send a copy of the receipt of the recorded affidavit to the Response and Remediation Program, Georgia Environmental Protection Division, 2 Martin Luther King Jr. Drive, SE, Suite 1462, Atlanta, GA 30334.

Mercer University and the professional engineer/geologist specified in the VIRP are to oversee the implementation of the VIRP in accordance with the provisions, purposes, standards and policies of the Act. EPD may, at its sole discretion, review and comment on documents submitted by Mercer University. However, failure of EPD to respond to a submittal within any timeframe does not relieve Mercer University from complying with the specified schedule and the provisions, purposes, standards and policies of the Act. Should Mercer University fail to comply with the above schedule, EPD may terminate enrollment of the participant and the qualifying property from the voluntary remediation program.

Semiannual progress reports are to be submitted to EPD. Each progress report must describe all actions taken since the last submittal, and include certification by the professional engineer/geologist specified in the VIRP along with a monthly summary of hours invoiced and description of services provided since the last submittal. EPD anticipates receipt of the first semi-annual progress report by August 20, 2014 and a Compliance Status Report, including certifications on or before February 20, 2019. If you have any questions, please contact Montague M^cPherson of the Response and Remediation Program at (404) 657-8600.

Sincerely,



Charles D. Williams
Program Manager
Response and Remediation Program

c: Jason A. Cooper - Geotechnical & Environmental Consultants, Inc.

File: HSI# 10779

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