

Georgia Department of Natural Resources

Environmental Protection Division – Land Protection Branch

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

(404) 657-8600; Fax: (404) 651-9425

Judson H. Turner, Director

December 23, 2015

VIA U.S. MAIL and E-MAIL

C&D Technologies, Inc.
c/o Mr. Walter Kozlowski
Director, Environmental Health and Safety
1400 Union Meeting Road
Blue Bell, PA 19422-0858

Subject: Voluntary Remediation Program Application
C&D Technologies, Inc.
HSI Site Number: 10734
1835 Rockdale Industrial Blvd.
Conyers, Rockdale County
Tax Parcel ID # 0220010023

Dear Mr. Kozlowski:

The Georgia Environmental Protection Division (EPD) has reviewed the Voluntary Remediation Program Application (the Application) dated September 14, 2015 submitted pursuant to the Georgia Voluntary Remediation Program Act (the Act) O.C.G.A. §12-8-100, *et seq.* EPD acknowledges this Application was submitted in lieu of continuing groundwater remediation as detailed in the Corrective Action Work Plan Addendum dated October 12, 2011 and revised January 9, 2012, which was required pursuant to the Georgia Rules for Hazardous Site Response (the Rules) for the above referenced property. EPD is approving your Application, which proposes corrective action consisting of the following:

- Evaluation of exposure pathways, including potential vapor intrusion, drinking water, and surface water receptors
- Groundwater fate and transport modeling
- A Uniform Environmental Covenant, including groundwater use limitations

Therefore, EPD is accepting C&D Technologies, Inc. (C&D Technologies) as a participant as defined in the Act for the following qualifying properties provided C&D Technologies implements the Voluntary Investigation and Remediation Plan (VIRP) contained in the Application in compliance with the Act, the schedule, and the EPD comment letter dated December 23, 2015.

Qualifying Property(s):

1835 Rockdale Industrial Blvd.
Conyers, Rockdale County, GA 30207
Tax Parcel ID # 0220010023

Within six (6) months of detecting regulated substance(s) on a non-qualifying property, the participant must apply to EPD to include the affected property as a qualifying property under the Act or notify EPD that the non-qualifying property is not included under the Act.

Since C&D Technologies is performing corrective action at the qualifying property in accordance with an approved Application, the qualifying property will be classified as a Class V site and designated 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, if not previously filed, 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 Rockdale County and recorded in the clerk's deed records pursuant to O.C.G.A. § 44-2-20. C&D Technologies must also place the notice, as required by subparagraph 391-3-19-.08(1)(a) of the Rules, in any warranty deed, mortgage, security deed, lease, rental agreement, or other instrument that is thereafter given or caused to be given by the property owner which creates an interest in or grants a use of the property.

Within 30 days of recording the affidavit or revised 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 1054 East, Atlanta, GA 30334.

EPD requires that C&D Technologies and the professional engineer/geologist specified in the Application oversee the implementation of the Voluntary Remediation Plan 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 C&D Technologies. However, failure of EPD to respond to a submittal within any timeframe does not relieve C&D Technologies from complying with the specified schedule and the provisions, purposes, standards and policies of the Act. Should C&D Technologies fail to comply with the above schedule, EPD may terminate enrollment of the participant and the qualifying property from the voluntary remediation program.

EPD anticipates receipt of the first semi-annual progress report by June 23, 2016 and a Compliance Status Report (CSR), including certification of compliance with applicable Risk Reduction Standards, on or before December 23, 2020. Should you have any questions or concerns regarding this site, please contact Mr. Larry Kloet of the Response and Remediation Program at 404-657-8600.

Sincerely,



Jason Metzger
Program Manager
Response and Remediation Program

cc: Craig Bernhoff, AECOM (via e-mail)

File: 251-0012, VRP