

**Georgia Department of Natural Resources**  
**Environmental Protection Division**

2 Martin Luther King Jr. Drive, Suite 1456, Atlanta, Georgia 30334  
Judson H. Turner, Director  
(404) 656-4713; Fax: (404) 651-9425

June 8, 2015

FILE COPY

**VIA EMAIL & REGULAR MAIL**

Michael J. Putnam, Manager  
Diamond Crystal Duluth, LLC  
3245 North Berkeley Lake Road  
Duluth, GA 30096

Re: HSI Site Number: 10844  
North Berkeley Lake Road Site  
Tax Parcel ID #6267-050  
Diamond Crystal Brands, Inc.  
3245 North Berkeley Lake Road  
Duluth, Gwinnett County, GA

Dear Mr. Putnam:

The Georgia Environmental Protection Division (EPD) has received the May 11, 2015 Voluntary Investigation and Remediation Plan (VIRP) that has been submitted pursuant to the Georgia Voluntary Remediation Program Act (the Act) O.C.G.A. 12-8-100. EPD acknowledges that this VIRP was submitted in lieu of a Corrective Action Plan (CAP) Addendum and Compliance Status Report required pursuant to the Georgia Rules for Hazardous Site Response (the Rules) for the above referenced property. EPD is approving your VIRP, which specifies corrective action consisting of the following:

- Development of institutional and engineering controls for the site that may include one or all of the following: enacting an Environmental Covenant (EC), controlling site access through fencing, and surface soil capping and/or excavation for exposed surface soils that exceed the established RRS.

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

Qualifying properties:

Site Property: Diamond Crystal Brands, Inc.  
Owner: Diamond Crystal Duluth, LLC  
3245 North Berkeley Lake Road  
Duluth, Gwinnett County, Georgia 30096  
Qualifying Property Tax Parcel ID #: 6267-050

**Schedule**

- 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.
- The reporting schedule will be June 8th and be December 8th annually, beginning in June 2015 and ending in 2020, unless a compliance status report (CSR) is submitted and approved prior to 2020.
- A CSR including certifications should be submitted by be June 8th, 2020.

May 2015 Voluntary Remediation Program Application  
North Berkeley Lake Road Site #10844, Diamond Crystal Brands  
June 8, 2015  
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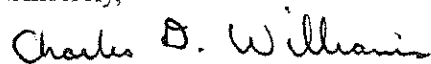
Within six months of detecting regulated substance(s) on a non-qualifying property, the participant must apply to EPD to include the affected property as a qualifying property under the Act or notify EPD that the non-qualifying property is not included under the Act.

Since Diamond Crystal Brands is performing corrective action at the qualifying property in accordance with an approved VIRP, 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, or hazardous constituents, or hazardous substances regulated under state law. This affidavit is to be filed with the clerk of the Superior Court of Gwinnett County and recorded in the clerk's deed records pursuant to O.C.G.A. § 44-2-20. Diamond Crystal Brands must also place the following notice, or revise previous notices recorded pursuant to the Georgia Hazardous Site Response Rules, Chapter 391-3-19-08.

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 may terminate enrollment of the participant and the qualifying property from the voluntary remediation program in accordance with the Georgia Voluntary Remediation Act Section 12-8-107(d). Should you have any question or concerns regarding this site, please contact Ms. Elise Chew of the Response and Remediation Program at (404) 463-7555.

Sincerely,



Charles D. Williams  
Program Manager  
Response and Remediation Program

cc: → Mark Taylor, Syn Terra Corporation

File: VRP – North Berkeley Lake Road Site #10844, Diamond Crystal Brands

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