

# Georgia Department of Natural Resources

## Environmental Protection Division-Land Protection Branch

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Judson H. Turner, Director

May 27, 2016

### VIA EMAIL AND REGULAR MAIL

Davidson-Kennedy Company  
c/o Mr. Joseph H. Rubin  
5273 Redfield Road  
Dunwoody, Georgia 30338

Re: Voluntary Remediation Program Compliance Status Report, January 2016  
Davidson-Kennedy Company, HSI# 10866  
1195 Victory Drive, Atlanta, Fulton County  
Tax Parcel ID No. 14-012100070024

Dear Mr. Rubin:

The Georgia Environmental Protection Division (EPD) has reviewed the Voluntary Remediation Program (VRP) Compliance Status Report (CSR) submitted by Peachtree Environmental, on behalf of Davidson-Kennedy Company, for the above referenced tax parcel. Based on EPD's review of these and other file documents, EPD concurs that the Davidson-Kennedy Company site-HSI# 10866 (the Property), has been fully delineated and corrective action is complete in accordance with the VRP Act. Tax Parcel 14-012100070016 soils meet Type 2 risk reduction standards (RRS). Average soil concentrations of regulated substances in specified exposure domains of Tax Parcel 14-012100070024 comply with VRP site-specific non-residential RRS per Section 12-8-108(3) of the VRP Act. Therefore, the CSR is hereby approved pending the execution of a Uniform Environmental Covenant (UEC).

Based on EPD's approval of the subject CSR, the requirement to maintain a financial assurance instrument for the Property is eligible for termination. Davidson-Kennedy may submit a draft termination agreement in accordance with the Trust Agreement. Additionally, Davidson-Kennedy must provide documentation that they have published a notice in the Fulton County Daily Report announcing submittal of the subject CSR in accordance with the VRP Act. Please note that any public comments received during the subsequent 30-day comment period must be addressed prior to removal of the Property from the Hazardous Site Inventory (HSI).

As indicated in the CSR, Davidson-Kennedy will be required to implement the UEC for tax Parcel 14-012100070024. In accordance with the Uniform Environmental Covenants Act, copies of the UEC should be sent to interested parties and property abutters. Please provide documentation of delivery of the notifications to the appropriate parties, and EPD will execute and return the UEC to Davidson-Kennedy. Upon final recording, please submit a revised certification page that notes that soils are in compliance with Type 5 RRS of the Rules for Hazardous Site Response and/or site-specific Type 4 RRS with controls in accordance with the VRP Act. Also please note that certification for groundwater is not required in accordance with Section 12-8-107(g)(2) of the VRP Act. If you have any questions regarding this matter, please contact Mr. John Maddox at (404) 463-0076.

Sincerely,



Jason Metzger  
Program Manager  
Response and Remediation Program

c: Mr. John Martiniere, Peachtree Environmental

File: HSI # 10866, ID No. 261-0590

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