No Further Action Letter
for

[Property Name]

[Address]

NFA Letter Issuance: *[Month, Year]*

**Note: This NFA Letter template assumes that proposed changes to the VAP rules (OAC 3745-300) will occur as part of the 2014 rule revision.

Contents

1.0 Administrative Information

Information or Component of NFA Letter	Provide response below
1. Property Information	
1.a. Name of NFA Letter Property:	
1.b. Alias Property name *(if any):*	
1.c. Street address/location of the Property:	
1.d. Total acreage on which the Voluntary Action is based:	
1.e. Tax Parcel number(s)/Taxing District:	
1.f. County/Ohio EPA District:	
1.g. Publicly available aerial photograph of site with Property boundary.	**Attach to Form**
2. Payment Information and Fees	
2.a. Date NFA Letter fee paid:	
2.b. Amount of NFA Letter fee paid:	
2.c. Is the NFA fee waived because it is a Clean Ohio Revitalization Fund (CORF) project? **Note: Per ORC 3746.13(D) the NFA fee is waived for CORF projects only. Clean Ohio <u>Assistance</u> Fund projects must still pay the fee.**	☐ Yes ☐ No
2.d. Fees paid	☐ NFA without environmental covenant ($15,700) ☐ NFA with environmental covenant ($18,200)
2.e. NFA Letter review period: Does the NFA rely on engineering controls, activity and use limitations or a Consolidated Standards Permit?	☐ Yes = 90 Day Review ☐ No = 30 Day Review
3. Volunteer/Property Owner Information	
3.a. Name of Volunteer(s):	
3.b. Is the Volunteer the owner of the Property?	☐ Yes ☐ No
3.c. Address of Volunteer(s):	

1.0 Administrative Information

3.d. Contact information for Volunteer and name of contact person:	Contact Person: Email address: Phone Number:	
3.e. Name of current property owner(s):		
3.f. Physical and e-mail addresses of current property owner(s):		
3.g. Phone number for current property owner and name of contact person:	Phone Number: Contact Person:	
4. Certified Professional (CP) Information		
4.a. Name, business address, e-mail address, and current phone number of CP who issued the NFA Letter:		
4.b. CP certification number:		
5. Certified Laboratory (CL) Information		
5.a. Name(s) of CL(s) used:		
5.b. CL number(s):		
6. Technical Assistance Information		
6.a. Was any prior Ohio EPA Technical Assistance (TA) received? If **YES**, provide all the information that is available to the right.	☐ Yes ☐ No	Type of TA Received: Name(s) of Ohio EPA personnel providing TA: TA Billing Number:
7. BUSTR regulated Underground Storage Tank Systems (USTs)		
7.a. Were BUSTR USTs still requiring corrective action addressed as part of this voluntary action? **Note: Check the "No box" for USTs already addressed by a BUSTR no further action determination.**	☐ Yes ☐ NA or Non-BUSTR ☐ No BUSTR NFA #: If not NFA, explain issue:	

1.0 Administrative Information

7.b. If yes, what were the BUSTR classifications of the USTs? **Note: Attach BUSTR's NFA Determination letter for each UST addressed by this NFA letter.**	☐ Class C USTs ☐ Non-class C USTs (must have other non-BUSTR VAP identified areas addressed as part this VAP NFA letter) BUSTR USTs release #:	
8. Remedy Support Documentation		
8.a. Is an Operation and Maintenance (O&M) Plan and proposed agreement included in the NFA Letter?	☐ Yes ☐ No	
8.b. Is a Risk Mitigation Plan included in the NFA Letter?	☐ Yes ☐ No	
8.c. Is a proposed environmental covenant included in the NFA Letter?	☐ Yes ☐ No	
9. Legislative Reporting Information		
9.a. *(Optional)* Describe any state/federal VAP/Brownfield financial assistance received in conjunction with this project:	☐ Yes ☐ No	Describe:
9.b. *(Optional)* Describe the intended land use of the Property:		
9.c. *(Optional)* Number of jobs created as a result of the Voluntary Action.	Projected permanent commercial jobs: Actual permanent commercial jobs Projected permanent industrial jobs: Actual permanent industrial jobs:	

2.0 Certified Professional Affidavit

Pursuant to OAC 3745-300-13(O): for CPs who are issuing a no further action (NFA) letter, or submitting the NFA letter to Ohio EPA with a request for a covenant not to sue under Ohio's Voluntary Action Program. CPs may also use this form for issuing and submitting an NFA letter addendum.

State of _____)
) ss:
County of _____)

I, _____ *[name of CP affiant]*, being first duly sworn according to law, state that, to the best of my knowledge, information and belief:

1. I am an adult over the age of eighteen years old and competent to testify herein.

2. I am a Certified Professional, No. ____ *[CP number]*, in good standing under Ohio Revised Code (ORC) Chapter 3746 and Ohio Administrative Code (OAC) Chapter 3745-300, also known as Ohio's Voluntary Action Program.

3. I have prepared a No Further Action (NFA) Letter for property referred to as _____ *[property's common name]* and located at _____ *[property's address]* (the "Property.") *[Include in the case of an addendum:* I am also issuing and submitting an addendum to the NFA Letter that I issued and submitted for the Property previously. The addendum amends the NFA Letter to _____ *[describe the main purpose of the addendum, i.e.,* "provide an updated executive summary," "supplement the Phase II property assessment," "respond to Ohio EPA's comments or deficiency notice dated ___.*"]* Unless otherwise noted, the term "NFA Letter" in this affidavit refers to the NFA Letter as amended by the addendum.*]*

4. I prepared the NFA Letter at the request of _____ *[name & address of each Volunteer]*. The Property is owned by _____ *[name & address of each owner of the Property]*.

5. I have read the standards of conduct contained in OAC 3745-300-05, and met the standards while rendering professional services regarding the voluntary action at the Property.

6. The Property is eligible for the Voluntary Action Program pursuant to ORC 3746.02 and OAC 3745-300-02.

7. The voluntary action has been conducted and the NFA Letter has been issued for the Property in accordance with ORC Chapter 3746 and OAC Chapter 3745-300. As a result, I determined that the Property complies with the applicable standards contained in ORC Chapter 3746 and OAC Chapter 3745-300.

8. The voluntary action at the Property was conducted in compliance with all applicable local, state, and federal laws and regulations.

9. The NFA Letter and any other information, data, documents and reports submitted with the NFA Letter are true, accurate and complete.

Further affiant sayeth naught.

_____
Signature of Affiant

Sworn to before me and subscribed in my presence this ___ day of _____, 20___.

_____
Notary Public

3.0 Transmittal letter from CP to Volunteer

(Note: CP must attach to this transmittal letter the CP affidavit from 2.0.)

[*Date*]

[*Name of Volunteer contact*]
[*Company Name*]
[*Address*]
[*City*], [*State*] [*Zip*]

RE: No Further Action Letter Notification Letter
[*name of VAP property*] Property
[*property address*]

Dear Mr./Ms. _____ [*name of Volunteer contacts*]:

Pursuant to the requirements of the Ohio Revised Code 3746.11, Ohio Administrative Code 3745-300-13(F) and Ohio Revised Code 122.652, as Certified Professional (CP#_____), I have reviewed all documentation submitted by the Volunteer to support the request for a No Further Action Letter for the [*VAP property*] property located at [*property address*], Ohio (the "Property"). This information and my findings are summarized in the No Further Action Letter.

On the basis of this information and my direct involvement throughout the voluntary action at the Property, I have determined that this Property meets the applicable standards under the Ohio Environmental Protection Agency's VAP. Accordingly, there is no further action required at the Property.

Please notify me in writing, if [*the volunteer*] wishes to submit the NFA Letter to the Director of the Ohio EPA. The Volunteer may receive a Covenant No To Sue (CNS) form the Director only if the original NFA Letter is submitted to the Director by a Certified Professional on the Volunteer's behalf.

Regards,

_____ [*CP Seal*]
[*certified professional*], CP#[*number*]
[*firm/company*]

4.0 Volunteer's notification affidavit

Template for a Volunteer's Notification of No Further Action (NFA) Letter (April 2012 Update.) While the use of this template remains optional, certified professionals may offer the template for use by the volunteer to fulfill the written notification requirements under ORC 3746.11(A) and OAC 3745-300-13(F) to (H) (effective March 1, 2009.) This template is in affidavit form for consistency with ORC 3746.20(A).

Document retention requirements for both certified professional and volunteers are handled separately. For example, in the event that a request for information concerning the NFA letter is received from the public by Ohio EPA or if needed for audit purposes, the director of Ohio EPA may request documentation from certified professionals or volunteers pursuant to OAC 3745-300-14 or ORC 3746.18(A). Certified professionals have further document retention requirements under OAC 3745-300-05(H).

Volunteer's Notification of No Further Action Letter

State of _____)
) ss:
County of _____)

This notification is made this ____ day of _____, 20___.

I, _____ (the affiant), being first duly sworn according to law, state that, to the best of my knowledge, information and belief:

1. I am authorized to submit this affidavit on behalf of _____ (the "Volunteer").

2. A voluntary action is being conducted or completed at property known as _____, which is located at _____, in _____ County.

3. The Volunteer has received a copy of a No Further Action Letter ("NFA Letter") for the property based on a voluntary action performed under Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300. The NFA letter was issued by _____, who is a Certified Professional for the voluntary action.

4. The purpose of this affidavit is to direct the Certified Professional to either:

____ **Submit** the original NFA Letter to the director of the Ohio Environmental Protection Agency for consideration of a covenant not to sue, pursuant to ORC 3746.11(A) and OAC 3745-300-13(H)(1).

____ **Not submit** the original NFA Letter to the director of the Ohio Environmental Protection Agency for consideration of a covenant not to sue. (The Certified Professional should therefore send the original NFA

letter to the Volunteer, pursuant to ORC 3746.11(A) and OAC 3745-300-13(H)(2).)

5. The information, data, documents and reports submitted under this affidavit are true, accurate and complete.

Further affiant sayeth naught.

_____
Signature of affiant

Sworn to me and subscribed in my presence this ____ day of _____, 20___.

_____
Notary Public

- ***A signed original of this notification affidavit should be delivered to the certified professional who issued the NFA letter.***
- ***A copy of this affidavit should be submitted to Ohio EPA-Central Office if the NFA letter was issued without a request for CNS, by electronic copy to records@epa.state.oh.us or by mailing to the following address:***

Ohio EPA-Central Office
DERR, Voluntary Action Program
Attn: Administrative Supervisor
Lazarus Government Center
P.O. Box 1049
Columbus, OH 43216-1049

5.0 No Further Action Letter

No Further Action (NFA) Letter for Voluntary Action Pursuant to OAC 3745-300

FOR

[Property Name and Address]
[Volunteer(s) Name(s) and Address(es)]
[CP Name and contact information]

A) Is the property eligible for participation under the Voluntary Action Program pursuant to ORC 3746.02 and OAC 3745-300-02? Yes No

B) Has a risk assessment been performed in accordance with OAC 3745-300-09? Yes No

C) Identify any person who performed work in support of the NFA Letter

[List as appropriate, NO resumes]

Name	Title	Company / Firm	Nature and Scope of Work Performed
[Example – John Smith	*Geologist*	*XYZ Company, LLC*	*Boring and monitoring well installation]*

D) List of all data, records, and information relied upon for NFA Letter

[Comprehensive list of documents with dates relied upon for the voluntary action.

Examples – VAP Phase I and II reports, sampling plans, remediation report, operation and maintenance plan, risk assessment report, laboratory reports, and any other information relied upon for the voluntary action but not included in reports listed.]

E) Executive Summary of Voluntary Action

******This is the summary and filing document for the voluntary action. The following outline provides the format for summarizing the information gathered or produced during the voluntary action and preparing the No Further Action (NFA) letter, as required by OAC 3745-300-13(E)(7)and (I). It is also the format for providing an executive summary of the NFA letter to be recorded in the office of the county recorder in which the Property is located, as required by ORC 3746.14(A)(1) and OAC 3745-300-13(J). Each section of the summary should, at a minimum, provide the information indicated below.***

******REMOVE THIS INSTRUCTION PARAGRAPH PRIOR TO SUBMITTAL******

EXECUTIVE SUMMARY OF VOLUNTARY ACTION

[Property Name] **[Property Address]** **[Property City], [Site County], Ohio**

[Volunteer(s) Name(s)] **[Volunteer(s) Address(es)]**

[Property Owner Name] **[Property Owner Address (*if different from Volunteer*)]**

Issued by: [CP Name], [CP Number], [CP Phone Number]

This no further action letter executive summary meets the requirements of Ohio Revised Code (ORC) 3746.14(A)(1) and Ohio Administrative Code (OAC) 3745-300-13(J) which serves as both the summary and recording document of the NFA letter. Copies of NFA letter may be obtained by contacting the Ohio EPA – Division of Environmental Response and Revitalization, Central Office Records Management Officer. A legal description of the approximately [acreage]-acre property that is the subject of the NFA letter is an attachment to the NFA letter, which may be used for the covenant not to sue.

SECTION 1.0 PROPERTY HISTORY

[*Provide a concise summary of the past property use, including but not limited to description of operations at the property where hazardous substances or petroleum were managed, treated, stored, or disposed*]

[*Example language – The property was used from 1920 to 1990 for various manufacturing purposes including a lumber yard and metal works/boiler machine shop. The property is presently vacant.*]

SECTION 2.0 GENERAL PROPERTY DESCRIPTION

Section 2.1 Phase I Property Assessment and General Information

The property is located in [*city*], [*county*] County, Ohio. The current property use and surrounding land use is [*provide current and surrounding property land uses*].

Regional ground water flow and topography is to the [*direction*] and depth to bedrock is [*depth*] below ground surface. The ground water is found at [*depth*] below ground surface with other saturated zones identified at [*depth(s)*] below ground surface.

[*Provide the results of the Phase I property assessment as to where identified areas are located on property due to source areas located on or off property.*]

[*Example language - Four identified areas were identified in the Phase I PA and further investigation in a Phase II property assessment. No de minimis releases were identified.*]

The Phase I property assessment listed [*number*] on-site identified areas (IAs):

Identified Area	Description of Area/Source	COCs
[example - IA #1 – UST Farm	*Two 10,000-gallon diesel fuel USTs located in northwest corner of the property*	*VOCs, SVOCs, TPH]*

Section 2.2 Proposed Land Use

The proposed use of the property is [s*elect as appropriate* - residential / commercial / industrial / restricted residential / recreational / other]. The property will be redeveloped as [*provide end use if known*].

Section 2.3 Asbestos Survey

[*Example language – In order to proceed with development, regulated asbestos containing materials (RACM) needed to be abated in structures at the property. All RACM were removed from the VAP property by a licensed asbestos abatement contractor.*] or:

[*Not Applicable, no asbestos on property]*

Section 2.4 Phase II Property Assessment

[*Provide a summary of investigation results including the chemicals of conern (COCs) evaluated for each identified area's environmental media*]

Soil:

[List each complete pathway for direct contact with soil and the point of compliance]

Pathway	Suite of COCs for each pathway	Point of Compliance
[example - direct contact to commercial / industrial workers	*VOCs, PAHs*	*2-feet bgs]*

[*Describe constituents detected at the property. Include number and depths of samples collected and concentration ranges]*

[*Example language – A fill soil material consisting of ash, sand, gravel and clay are present over the entire property to a depth of 12 feet. A clay layer is present beneath the fill ranging from two to ten feet thick. 35 soil borings were collected from 0 to 10 feet bgs in 10 identified areas. Twenty soil borings to a depth of 10 feet were collected at four identified areas at the property. VOCs, SVOCs and metals were analyzed at all borings at two-foot sampling intervals. TCE in soil ranges from non-detect to 400 mg/kg, with the highest concentration at IA-1 from 4-6 feet bgs. Benzo(a)pyrene was found at one boring (10 mg/kg) at a depth of 8 to 10 feet in IA-2*]

Ground water:

[List each groundwater zone, classification, point of compliance, and response requirement as needed]

Ground water zone	Suite of COCs in ground water	Classification	Response requirement
[example – Upper silty-sand zone at 10-feet bgs	*VOCs*	*Class A*	*Meet UPUS at property boundary, protect on property potable use, and on/off property non-potable use*
Lower silty-sand zone	*No detected COCs*	*Meets UPUS*	*Protection of zone to maintain UPUS]*

[*Describe constituents detected at the property. Include number and depths of wells, and concentration ranges)*]

[*Example language* **-** *There are two ground water zones at the property. Chemicals in the shallow ground water aquifer in the clay fill (from 2 to 8 feet below ground surface) meet unrestricted potable use standards. Ground water in bedrock is encountered beneath the clay fill material at a depth ranging from 14 to 28 feet below ground surface. Concentrations of chemicals in the deeper bedrock aquifer exceed UPUS for benzene, vinyl chloride, 1,1-dichloroethene, cis-1,2,-dichloroethene, trans-1,2-dichloroethene, tetrachloroethane, benzo(a)pyrene, hexachlorobenzene, pentachlorophenol, and metals. However, monitoring well data indicates that these chemicals originate from an off-property, up-gradient source and are not influenced by chemicals on the property.*]

Surface Water and Sediments:

[Example language **–** *Bob's Creek is located adjacent to the VAP property.*]

Pathways: *[Example - Ground water to surface water migration.]*

Point of Compliance: *[Example – Bob's Creek.]*

Indoor Air:

[Example language **–** *Vapor intrusion to indoor air from VOCs in groundwater was assessed through soil vapor sampling. No indoor air impacts (either current or reasonably anticipated) were identified on the property.]*

Pathways: *[Example - Volatilization from soil to indoor air for residents.]*

Point of Compliance: *[Example – indoor air]*

Section 2.5 Background Evaluation and Findings

[*Provide description of background evaluation*]

[Example language – The reported concentrations of arsenic in soil at the Property are consistent with concentrations of arsenic reported in background soil samples in Ohio, and are not reasonably anticipated to result in unacceptable hazards based on leaching to the upper saturated zone or direct contact. As documented in the Evaluation of Background Metal Soil Concentrations in Cuyahoga County, Cleveland Area, Ohio EPA (March 2013) the natural and anthropogenic occurrences of metals at multiple sites in Cuyahoga County have been considered by

Ohio EPA to be representative of conditions throughout Cuyahoga County and surrounding areas. The geology at the Rocky River North site is described as fine sand, silty loam over shale bedrock while that of the St. Gregory site is described as a similar soil type. The geology at the subject property is most similar to those two sites. Therefore, the arsenic data collected from each and were used for comparison to the arsenic data at the Property.]

SECTION 3.0 SUMMARY OF DATA COLLECTION AND EVALUATIONS

Section 3.1 Summary of Receptors and Pathways On and Off Property

[*Description of complete and reasonably anticipated to be complete exposure*]

Receptor / Pathway	On or off property	Current or reasonably anticipated?
[example – Construction-excavation worker exposure / soil direct contact	*On property*	*Reasonably anticipated*
Commercial-Industrial worker / Vapor intrusion	*On property*	*Current]*

Section 3.2 Models used

Model	Pathway Evaluated
[example – Johnson & Ettinger	*soil gas to indoor air*
SESOIL	*leaching to ground water]*

[*Provide summary narrative of purpose of the model and its use/outcome*]

Section 3.3 Human Health Risk Assessment

[*Provide concise summary of human health risk assessment, including explanation of why it was conducted.]*

[*Example language - A property-specific risk assessment was conducted to develop applicable standards for tetrahydrofuran which does not have a generic standard and to evaluate the risk from exposure pathways not considered in the development of generic standards (i.e., volatilization of chemicals in indoor air, direct contact with groundwater during construction activities). For future residential populations, applicable standards for indoor air and direct contact were not met at all five identified areas established for the property. Indoor air applicable standards were not met at all identified areas for future commercial/industrial worker populations. Direct contact applicable standards for the commercial/industrial worker were not met at identified areas IA-2 and IA-4.*

Based on the anticipated future commercial/industrial land use and exposures to COCs, a multiple chemical adjustment evaluated residual COCs in soil and ground water. Residual COCs in ground water resulted in an exceedance of the carcinogenic risk and non-carcinogenic hazard for direct contact to construction workers on the property. Through the use of a remedial sub-slab vent system and spray applied vapor barrier to eliminate the ground water to indoor air pathway, activity and use limitations restricting the property to commercial /

industrial uses, and risk mitigation measures preventing direct contact with ground water and soil during construction and excavation activities, the property attained an acceptable risk level.]

Section 3.4 Ecological Risk Assessment

[*Provide concise summary of ecological risk assessment. Include an explanation of why it was conducted*]

[*Example language – A 1.5 acre wetland area on the north side of the property receives storm drainage from IAs 4 and 5. In addition, there is a wooded area adjacent to the property that serves as habitat for the Indiana bat, a federally endangered species. Sediment results are below applicable standards for ecological receptors. Results of a level II ecological risk assessment shows that COCs on the property meet risk goals for the terrestrial habitats.*]

Section 3.5 Protection of Ground Water Demonstration

[*Provide a summary of whether the provisions for the protection of ground water meeting UPUS apply to ground water zones underlying the property and the associated demonstration relating to continued protection of zones not exceeding UPUS*]

[*Example language –Groundwater contamination in the upper saturated zone is attributable to on-site sources. Chlorinated VOCs were detected in monitoring wells MW-1 through MW-5 at concentrations exceeding UPUS. Due to the presence of multiple COCs above UPUS, the provisions for the protection of ground water meeting unrestricted potable use standards (also known as "POGWMUPUS") do not apply to the upper unconsolidated saturated zone.*

POGWMUPUS is demonstrated to be met by direct sampling of the lower zone in the vicinity underlying the highest contamination of the upper zone and the fact that the two ground water zones are separated by 30 feet of lean clay.

Because there is no intermediate saturated zone, the underlying groundwater is not impacted. There is sufficient separation distance to the lower saturated zone.]

SECTION 4.0 SUMMARY OF REMEDIAL ACTIVITIES IMPLEMENTED AND HOW THE ACTIVITIES COMPLY WITH APPLICABLE STANDARDS

Section 4.1 Summary of Applicable Standards for All Affected Media per Identified Area or Exposure Unit

Identified Area / Exposure Unit	Media	Representative Concentration of COCs in Identified Area prior to remediation by media* (mg/kg)		Applicable Standard(s)** (mg/kg)	Method Used for Deriving Applicable Standard	Method of Achieving Compliance with Applicable Standards or Remedy
[example – IA-9 – UST Farm	*Examples- Soil, ground water, sediments, etc.*				*Examples – Generic standards, risk derived, background, etc.*	
	Soil	*Benzene*	*210*	*140*	*Generic standard*	*Soil removal*
	Soil	*Toluene*	*605*	*520*	*Generic standard*	*Soil removal*
	Soil	*Arsenic*	*94*	*82*	*Generic standard*	*Soil removal*

*** Note:** Include only those COCs that exceed applicable standards.

****Note:** Applicable standards must take into account adjustments made to the presence of multiple chemicals present based on the application of OAC 3745-300-08(C)(2)(b). If a numeric value cannot be easily represented in the above table due to a multiple chemical adjustment (MCA), then a narrative discussion must be written to provide an explanation regarding the affected COCs and the resulting standard(s) based on the MCA.

[Include how the representative concentration was determined for each identified area or exposure units if discussion is needed.]

[*Example language - The exposure point concentration for direct contact soils to commercial/industrial receptors was derived by calculating a 95% UCL for all data in all borings. Detections for antimony, thallium, and di-benzo(a,h)anthracene and lead were above generic direct contact soil standards . Soils below six feet exceed applicable standards for construction/excavation activities for total petroleum hydrocarbons.*]

Section 4.2 Summary of Remedial Activities

[*Provide a summary of remedies implemented including active and passive remedies. Remedial activities within buildings such as RACM or lead dust abatement may be described below.*]

[*Example language – Soils exceeding direct contact standards and indoor air standards in IA-2 were removed to a depth of four feet. In addition, a soil cap was placed over IA-3 to prevent direct contact to lead contaminated soils and to prevent leaching of chemicals from soil to the upper ground water zone. Risk mitigation measures were developed for a risk mitigation plan (RMP) to prevent direct contact with PAH contaminated soils during construction/excavation activities. Before demolition of the former structures at the property all RACM were abated in accordance with applicable law.*]

Type of Remedy	IA or EU applies to	COCs addressed	Pathway(s) addressed
[example – soil excavation	*IA#2*	*Metals and VOCs*	*Direct contact, leaching, and vapor intrusion]*
Soil cap	*IA #3*	*Lead*	*Direct contact to C/I workers*
Risk mitigation measures / RMP	*Property wide*	*SVOC*	*Direct contact to construction workers*

SECTION 5.0 ENGINEERING CONTROLS / OPERATION AND MAINTENANCE PLAN AND AGREEMENT

[*Provide a summary of remedies and the time frame in which compliance with applicable standards will be achieved if not already achieving standards. If not applicable, please add 'N/A'*]

[*Example language – The engineering controls consist of the soil cap installed to prevent direct contact by residents or other persons with subsurface lead- contaminated soils. The cap also prevents the leaching of COCs from soil to ground water. The associated operation and maintenance (O&M) plan and agreement require on-going maintenance of the cap and annual reporting to the Ohio EPA.*]

SECTION 6.0 RISK MITIGATION MEASURES / RMP

[*Provide a summary of remedies and the time frame in which compliance with applicable standards will be achieved if not already achieving standards. If not applicable, please add 'N/A'*]

[*Example language – The remedy includes risk mitigation measures to protect workers during construction and excavation activities that affect soil / ground water at depths below 2 feet. A risk mitigation plan (RMP), for oversight by land owners, describes the risk mitigation measures and includes terms for the owner's annual reporting to Ohio EPA.*]

Section 7.0 ACTIVITY AND USE LIMITATIONS / ENVIRONMENTAL COVENANT

[*Provide a summary of activity and use limitations (environmental covenant) for the property. If not applicable, please add 'N/A'*]

[*Example language – The remedy includes activity and use limitations, described in an environmental covenant, to limits property to certain residential use, commercial or industrial land uses, and prohibit potable ground water uses. Further, an activity and use limitation to address the vapor intrusion pathway was included.*]

This executive summary reflects the voluntary action that has been conducted and the NFA Letter has been issued for the Property in accordance with ORC Chapter 3746 and OAC Chapter 3745-300. The Property complies with the applicable standards contained in ORC Chapter 3746 and OAC Chapter 3745-300.

[CP Seal]

_____
Signature of Certified Professional

Date:_____

F) Figures

1. Property location map (USGS topo map)
2. Site map(s) – property boundary, buildings, roads, utilities, surface water features
3. Geologic cross-section(s) (if applicable)
4. Ground water flow map(s) (if applicable)
5. Identified area map(s)
6. Sample location map(s)
7. Conceptual site model figure or table

G) Attachments

1. Legal Description
2. Property Map
3. Environmental Covenant (if applicable)
4. O&M Plan (if applicable)
5. O&M Agreement (if applicable)
6. Risk Mitigation Plan (if applicable)