



Pennsylvania
Department of Environmental Protection

December 17, 2024

Mr. Brian M. Stearns
National Grid
300 Erie Blvd. West
Syracuse, NY 13202

Re: Letter of Technical Deficiency
Philadelphia Coke Plant
eFACTS PF No. 831308
4501 Richmond Street
City & County of Philadelphia

Dear Mr. Stearns:

The Department of Environmental Protection (DEP) has received and reviewed the September 2024 document titled “Final Report” (report), received on September 26, 2024, for the property referenced above. The report was prepared by Arcadis US, Inc. and submitted to DEP in accordance with the Land Recycling and Environmental Remediation Standards Act (Act 2), and it constitutes a Final Report as defined in Chapter 3.

The procedures and regulations set forth in Act 2 must be followed in order for your site to qualify for the liability protection provided by the Act. Upon initial review, DEP finds the submission is technically deficient and the following items are needed to complete your submission:

1. Public participation is required for this site, which has a Public Involvement Plan. Documentation of the public review opportunity for the Final Report was not provided, including proper public notices and outreach, a plain language summary, a method to submit public comments, a list of comments, and responses to those comments. 25 Pa. Code Sections 250.6(c) and 250.411(e).
2. In accordance with the approved risk assessment report and cleanup plan, the post-remediation care plan must include a requirement that a Health and Safety Plan will be used when work under the surface cap exceeds ten 8-hour days. 25 Pa. Code Section 250.411(a), (b) and (d).

Please address the above summarized technical deficiencies within 60 days. If the deficiencies noted above are corrected and a report resubmitted to DEP within 60 days, it will not be necessary to resubmit report review fees, resend the municipal notice, or republish the public notice. Please include a copy of this correspondence with any resubmission to confirm to DEP staff that an administrative completeness check is not necessary. If the corrected report is

resubmitted later than 60 days from the date of this letter, the resubmitted report will need to include the appropriate fees and proofs of municipal and public notices.

We look forward to assisting you in the remediation of this property and encourage you to contact us throughout this process. If you have any questions or need further information regarding this matter, please contact Sarah Pantelidou, P.G. by email at spantelido@pa.gov or by telephone at 484.250.5778.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800.654.5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://www.ehb.pa.gov> or by contacting the Secretary to the Board at 717.787.3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717.787.3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

Sincerely,

Ragesh R Patel

Ragesh R. Patel
Regional Manager
Environmental Cleanup and Brownfields

cc: Ms. Heffner, P.E., Arcadis
Ms. Rainford, Philadelphia Health Dept.
Mr. Brown, P.G.
Ms. Pantelidou, P.G.
Ms. Henderson