



*eDEP Transaction # 256466*

August 6, 2009

Commonwealth of Massachusetts  
Department of Environmental Protection  
WESTERN Regional Office  
436 Dwight Street, Suite 402  
Springfield, MA 01103

**Re: Termination of Notice of Activity and Use Limitation (AUL)  
Sunoco Station, 88-90 South Maple Street,  
Westfield, MA (DUNS: 0374-5593)  
MADEP RTN(s): 1-15718  
NON WE-09-3A035**

To Whom It May Concern:

On behalf of Sunoco, Inc.(R&M)[Sunoco], Corporate Environmental Advisors, Inc. (CEA) is submitting the attached Termination of Notice of Activity and Use Limitation (AUL) and required documentation for the above-referenced location. The Notice of AUL was implemented on March 6, 2008 in support of a Class A-3 Response Action Outcome (RAO). The submittal includes:

- A Certified Registry copy of the recorded Termination of Notice of AUL Book 17926, page 323
- Copies of the municipal public notification letters required by 40.1403(7)(a), and
- A copy of the legal notice to be published in a local newspaper per 1403(7)(b).

Please contact me at (508) 835-8822 if you have any questions regarding this submittal.

Sincerely,  
*Corporate Environmental Advisors, Inc.*

Scott VanderSea, LSP, LEP  
Principal Hydrogeologist

attachments

cc: Mr. William Brochu, Sunoco, Inc.

ADDRESS Hartwell Business Park  
127 Hartwell Street, West Boylston, MA 01583  
TEL 508.835.8822 | 800.358.7960  
FAX 508.835.8812  
WEB [www.cea-inc.com](http://www.cea-inc.com)



August 6, 2009

City of Westfield  
Board of Health  
59 Court Street  
Westfield, MA 01085-4352

**Re: Termination of Notice of Activity and Use Limitation  
Sunoco Station, 88-90 South Maple Street  
Westfield, MA (DUNS: 0374-5593)  
NON WE-09-3A035  
MADEP RTN: 1-15718  
File No. 5795-05**

To Whom It May Concern:

This letter is to inform the City of Westfield Board of Health, in accordance with 310 CMR 40.1403(7)(a) of the Massachusetts Contingency Plan (MCP), that Sunoco, Inc. (R&M) recorded a Termination of Notice of Activity and Use Limitation (AUL) for the above-referenced location with the Hampden County Registry of Deeds on August 5, 2009. A copy of the legal notice that will be published in a local newspaper is attached.

If you have any questions, please call the undersigned at (508) 835-8822. The document is available for review online at <http://db.state.ma.us/dep/cleanup/sites/search.asp> using Release Tracking Number (RTN) 1-15718.

Sincerely,  
**Corporate Environmental Advisors, Inc.**

Scott VanderSea, LSP  
Principal Hydrogeologist

cc: Massachusetts DEP, Western Regional Office  
Mayor's Office, 59 Court Street, Westfield, MA 01085-3520  
Building Code Enforcement Official, 59 Court Street, Westfield, MA 01085-3520  
Zoning Official, 59 Court Street, Westfield, MA 01085-3520  
Mr. William J. Brochu, Sunoco, Inc. (R&M)

**ADDRESS** Hartwell Business Park  
127 Hartwell Street, West Boylston, MA 01583  
**TEL** 508.835.8822 | 800.358.7960  
**FAX** 508.835.8812  
**WEB** [www.cea-inc.com](http://www.cea-inc.com)

## **TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION**

**Sunoco Station  
88-90 South Maple Street, Westfield, MA 01085-4352  
RTN 1-15718**

A release of oil and/or hazardous materials has occurred at this location, which is a disposal site as defined by M.G.L. c. 21E, § 2 and the Massachusetts Contingency Plan, 310 CMR 40.0000. On August 5, 2009, Sunoco, Inc. recorded with the Hampden County Registry of Deeds Office a TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION on the disposal site, pursuant to 310 CMR 40.1083 (1)(e).

The TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION will allow for the completion of additional response actions to achieve a condition of No Significant Risk.

Any person interested in obtaining additional information about the NOTICE OF ACTIVITY AND USE LIMITATION may contact Mr. William Brochu of Sunoco, Inc. (R&M) P.O. Box 4209, Concord, NH, 03302-4209, telephone number (603) 715-1220.

The TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION and the disposal site file can be reviewed at MassDEP, 436 Dwight Street, Springfield, MA 01103, (413) 784-1100.

**Form 1084D**

TERMINATION OF NOTICE OF ACTIVITY AND USE LIMITATION  
M.G.L. c. 21E, § 6 and 310 CMR 40.0000 (310 CMR 40.1083(1)(e))

Disposal Site Name: Sunoco Station, 88-90 South Maple Street, Westfield, MA (DUNS: 0374-5593)

DEP Release Tracking No.(s) 1-15718

WHEREAS, a Notice of Activity and Use Limitation has been recorded with the Hampden County Registry of Deeds in Book 17183 Page 202 (said Notice of Activity and Use Limitation and any amendments thereto are collectively referred to herein as "Notice");

WHEREAS, said Notice sets forth limitations on use and activities, conditions and obligations affecting certain land situated in Westfield, Hampden County, Massachusetts with the buildings and improvements thereon, said land being more particularly bounded and described in Exhibit A attached hereto and made a part hereof ("Property");

WHEREAS, said limitations are consistent with the terms of an Activity and Use Limitation Opinion ("AUL Opinion") dated March 3, 2008, signed and sealed by Mr. Scott VanderSea, holder of a valid license issued by the Board of Registration of Waste Site Cleanup Professionals, pursuant to M.G.L. c. 21A, §§ 19 through 19J (the holder being referred to as "LSP") attached to said Notice of Activity and Use Limitation as Exhibit C and made a part thereof, in order to maintain at the Property a condition of No Significant Risk (said conditions and terms being defined in 310 CMR 40.0000); and

WHEREAS, said Notice is being terminated because additional response actions are necessary to support the conclusion that a condition of No Significant Risk has been achieved at the Property.

NOW, THEREFORE, I/We, of Sunoco, Inc. (R&M) of Philadelphia in Philadelphia County, Pennsylvania, being the owner(s) of said Property, do hereby terminate said Notice.

Sunoco, Inc. (R&M) authorizes and consents to the filing and recordation/and or registration of this Termination of Notice of Activity and Use Limitation, said Termination to become effective when recorded and/or registered with the appropriate Registry of Deeds and/or Land Registration Office.

WITNESS the execution hereof under seal this 5<sup>th</sup> day of August, 2009.

  
William Brochu  
Sunoco, Inc. (R&M)

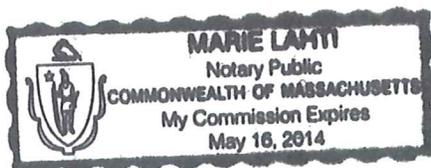
COMMONWEALTH OF MASSACHUSETTS

Worcester, ss

Aug., 2009

On this 5 day of August 2009, before me, the undersigned notary public, personally appeared William Brochu, proved to me through satisfactory evidence of identification, which was License, to be the person whose name is signed on the preceding or attached document and acknowledged to me that [he/she] signed it voluntarily for its stated purpose. (as Senior Environmental Specialist, for Sunoco, Inc. (R&M), a corporation)

Notary Public: Marie Lahti  
My Commission Expires: 5/16/14



Upon recording, return to:

Scott E. VanderSea, LSP  
Corporate Environmental Advisors, Inc.  
127 Hartwell Street  
West Boylston, MA 01583

*EXHIBIT A*

*Description of Parcel of Land Containing Area Subject to AUL*

0374-5593

## EXHIBIT A

PARCEL I - Location #403, 88-90 S. Maple Street, Westfield, Massachusetts ✓

The land in Westfield, Hampden County, Massachusetts, more particularly bounded and described as follows:

Beginning at a point in the southerly sideline of South Maple Street (58 feet in width), said point being distance south 83 degrees - 50 minutes - 46 seconds east, 100.00 feet from a point formed by the intersection of the southerly sideline of South Maple Street, produced with the easterly sideline of Southwick Road (also known as Route #202 and #10, and being variable in width), produced, and from said point of beginning, running thence;

1. South 83 degrees - 50 minutes - 46 seconds East, along the southerly sideline of South Maple Street, a distance of 314.01 feet to a point; thence
2. South 87 degrees - 46 minutes - 32 seconds East, still along the southerly sideline of South Maple Street, a distance of 118.50 feet to a point; thence
3. South 03 degrees - 17 minutes - 26 seconds West, along the dividing line between Lot 3 and Lot 5, a distance of 370.49 feet to a point; thence
4. North 56 degrees - 12 minutes - 14 seconds West, along the dividing line between Lot 3 and Lot 28, a distance of 190.08 feet to a point; thence
5. North 55 degrees - 47 minutes - 33 seconds West, along the dividing line between Lot 2 and Lot 28, a distance of 174.08 feet to a point; thence
6. North 62 degrees - 24 minutes - 26 seconds West, along the dividing line between Lot 29 and Lot 28, a distance of 35.00 feet to a point; thence
7. South 32 degrees - 25 minutes - 00 seconds West, still along the dividing line between Lot 29 and Lot 28, a distance of 41.05 feet to a point; thence
8. North 59 degrees - 30 minutes - 16 seconds West, still along the dividing line between Lot 29 and Lot 38, a distance of 196.01 feet to a point; thence

(Exhibit A continued)  
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9. North 52 degrees - 10 minutes - 16 seconds West, still along the dividing line between Lot 29 and Lot 28, a distance of 61.67 feet to a point in the easterly sideline of Southwick Road; thence
10. North 33 degrees - 29 minutes - 14 seconds East, along the easterly sideline of Southwick Road, a distance of 15.60 feet to a point of curvature; thence
11. Northeasterly, easterly and southeasterly along a curve to the right, having a radius of 164.26 feet and a central angle of 62 degrees - 40 minutes - 00 seconds, an arc length of 179.66 feet to the point and place of beginning.

Containing approximately 129,291.90 square feet.

This deed creates no new boundaries.

Being the same premises described on a plan entitled "Plan of Land F. L. Roberts and Company, Incorporated" prepared by Control Point Associates, Inc. dated June 14, 1993, to be recorded with the Hampden County Registry of Deeds.

Being the same premises described in deeds recorded with the Hampden County Registry of Deeds at Book 4066, Page 248, Book 5471, Page 243 and Book 5471, Page 245.