

## **Attachment to BWSC-107B Section A**

### **Buckley & Mann Site**

### **Norfolk, Massachusetts**

### **MassDEP RTN: 2-3000173**

SECTION A, QUESTION 4 – STATEMENT OF COMPLIANCE HISTORY: Buckley & Mann, Inc. is the current owner and former operator of the site. Buckley & Mann, Inc. has been the Potentially Responsible Party (PRP) performing response actions under the MCP since the site first entered the program in the early 1990s. The Comprehensive Response Actions taken to address the release of contamination at this site were completed within the time frames established by the Massachusetts Contingency Plan (MCP). A Tier 2 Extension was granted in 2000 to allow additional time to achieve a Permanent Solution. A Class A-3 Response Action Outcome was achieved in August 2001. Buckley and Mann, Inc. is not a PRP for any other MCP sites.

Buckley & Mann, Inc. has not been a subject of Massachusetts Department of Environmental Protection (MassDEP) actions such as Administrative Enforcement Orders, Notices of Intent to Assess Civil Administrative Penalties, Judicial Consent Judgments, or similar actions taken by other state, federal, or local agencies and/or criminal or civil actions material to this disposal site brought on behalf of MassDEP, or other federal, state, or local agencies.

Buckley & Mann, Inc. did receive a Notice of Noncompliance (NON) from MassDEP on November 17, 2017 in regard to RTN 2-3000173 related to a Notice of Audit Findings (NOAF) that identified deficiencies in the recording of the Activity and Use Limitation (AUL) and the environmental risk assessment used to support the RAO. Buckley & Mann, Inc. is currently in the process of addressing these violations, which requires Termination of the Notice of AUL and retraction of the RAO/Permanent Solution. The request for Tier Classification Extension is being made to allow for the correction of administrative deficiencies with the Notice of AUL, and further evaluation of potential environmental risks, so that a revised Permanent Solution with Conditions and Notice of AUL can be recorded.