



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SOUTHEAST MICHIGAN DISTRICT OFFICE



DAN WYANT
DIRECTOR

June 9, 2015

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KIRKO ET CH Distribution II, LLC
c/o Mr. David Endres
101 West Big Beaver Road
Troy, Michigan 48208

Dear Mr. Endres:

SUBJECT: Notice of Closure Report Considered Approved
Closure Report Receipt Date: March 5, 2015
Cardinal Health Property (5940 Avery)
5940 Avery Street, Detroit Wayne County, Michigan
Facility ID Number: 0-0042491; Confirmed Release Number: C-0049-14

This letter provides notification that the Department of Environmental Quality (DEQ), Remediation and Redevelopment Division (RRD) received the subject Closure Report on March 5, 2015. Michigan's environmental law requires that the department determine whether it will audit a report within 90 days. (See Section 21315 of Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA).) This report has not been selected for an audit by the RRD and 90 days has elapsed since RRD received the report; therefore, according to Section 21315(4) the Closure Report is considered approved.

Please note the following:

When contaminated soil and/or groundwater as a result of a release of a regulated substance remains on site consistent with closure requirements, a person shall not remove or allow this soil and/or groundwater to be removed from the site to an off-site location without properly characterizing the soils and/or groundwater to determine that they can be lawfully relocated without posing a threat to the public health, safety and welfare, and the environment. The determination shall consider whether the soil and/or groundwater are subject to regulations under Part 111, Hazardous Waste Management and/or Part 115, Solid Waste Management, of the NREPA.

If the closure relies on the elimination of the groundwater pathway, groundwater contamination may remain above the Tier I Drinking Water Risk-Based Screening Levels in the shallow groundwater. Therefore the owner or operator, or any other party, shall not engage in any activities that would alter the conditions of closure. This may include but may not be limited to the installation of borings, temporary or permanent monitor wells and water supply wells without proper precautions to prevent the cross-contamination of deeper aquifers. In addition, the owner/operator shall provide disclosure to potential purchasers or users of the property regarding the conditions of closure.

This closure pertains only to the contamination associated with the confirmed release number(s) identified above. The DEQ expresses no opinion as to other contaminants beyond those identified and remediated as part of the closure activities for this particular release(s).

The DEQ makes no warranty as to the fitness of the property for any general or specific use. Prospective purchasers or users of the property are advised to use due diligence prior to acquiring or using this property to determine if their proposed land use might alter the conditions of the closure and result in unacceptable risks to public health, safety, and welfare and the environment.

All documents and data prepared, acquired, or relied upon in connection with the Closure Report must be maintained for not less than six years after the date upon which the Closure Report was submitted according to Section 21312a(1)(d) of the NREPA, and shall be made available to the DEQ upon request.

If you have any questions regarding this matter, please contact Ms. Jeanne Schlaufman at the RRD, Southeast Michigan District Office, at 586-753-3823, or at schlaufmanj1@michigan.gov.

Sincerely,



Paul Owens, District Supervisor
Southeast Michigan District Office
Remediation and Redevelopment Division
586-753-3821
owensp@michigan.gov

cc: Mr. Thomas Szczinoski, AKT Peerless
Mr. Gerald Tiernan, DEQ
Ms. Jeanne Schlaufman, DEQ