



pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION

February 28, 2020

Ms. Sharon Fisher
Harley-Davidson Motor Company Operations, Inc.
1425 Eden Road
York, PA 17402

Re: Approval of Cleanup Plan
Harley-Davidson AMF York
eFACTS PF # 623248 R # 41353
1425 Eden Road, York, PA 17402
Springettsbury Township, York County

Dear Ms. Fisher:

The Department of Environmental Protection (DEP) has reviewed the December 2, 2019 document titled "Sitewide Cleanup Plan" (report) for the property referenced above. The report was prepared by Groundwater Sciences Corporation and submitted to the DEP in accordance with the Land Recycling and Environmental Remediation Standards Act (Act 2) and constitutes a Cleanup Plan as defined in Chapter 3. This report was reviewed by a licensed professional geologist.

The DEP hereby approves the report in accordance with the provisions of Act 2. Please note the following comments regarding the Cleanup Plan:

1. On Page 36 of the report it states: "A waiver from environmental covenant, periodic assessment, and periodic notification obligations will be submitted with the Final Report for the portions of U.S. Route 30 right-of-way to the south of the Site in Land Use Area (LUA) 5, the railroad track corridor west of the Site in LUA 6, and the levee areas along Codorus Creek to the west of the Site in LUA5 and LUA 6." The request for waivers for these areas needs to be done in writing and before submission of the Final Report. The DEP has to approve the waivers prior to the submission of the Final Report because the post remediation care plan in it has to match the activity and use limitations proposed in the draft covenants.
2. The groundwater monitoring well network proposed in the Cleanup Plan may be subject to change based on the pump and treat configuration to protect surface water. The project team will need to meet and decide if the proposed network will be adequate for a site-specific groundwater attainment demonstration.

The US Environmental Protection Agency will comment on the report separately. Please contact James E. Rea, P.G. at 717.705.4850 with any questions or if further clarification is needed regarding this matter.

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.

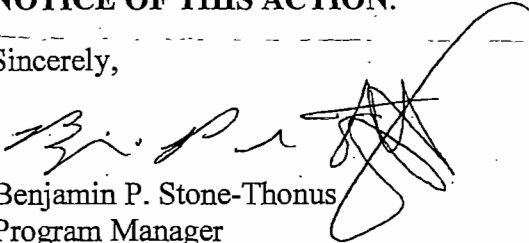
Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> 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,


Benjamin P. Stone-Thonus
Program Manager
Environmental Cleanup & Brownfields Program

cc: Chris O'Neil, P.G., Groundwater Sciences Corporation
William Brooks, EA Engineering, Science, and Technology, Inc., PBC
Ralph Golia, AMO Environmental Decisions, Inc. ✓
York County Conservation District
Springettsbury Township

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