

Measday, Michelle

From: Jerri Weigand <Jerri.Weigand@dep.nj.gov>
Sent: Monday, December 22, 2014 12:11 PM
To: Gilbert DeGeorge; Margie M. Piliere (MPiliere@njeda.com); Donna Mahon; Pettit, Chris (Chris.Pettit@icfi.com); 'neil.sullivan@icfi.com'; Rogers, John (Jack.Rogers@icfi.com); 'Chantel.Key@icfi.com'; Rikkia Thompson (rthompson@njeda.com)
Subject: RE: Ohana Shell, SBL39568

Mr. De George:

It was nice speaking with you today about your project. I understand that there have been some changes to the project scope that have occurred recently. For example, the underground storage tanks will not be replaced and the car wash tunnel will be expanded. Please send me an updated detailed project narrative description, any conceptual or engineering drawings for the project, and any environmental studies that have been completed. We also would like to have a copy of the indemnification letter for the file. I look forward to receiving this information as soon as possible. As soon as we receive the updated project information we can begin the environmental review.

You also had some questions regarding what work can be done prior to the completion of the environmental review. For example, design work and permitting. Performing some kinds of work can influence eligibility for the loan or grant, so it is important to check with EDA prior to doing any additional work on the project.

Thank you,

Jerri

Jerri Lynn Weigand
Program Manager
Sandy Recovery – Environmental and Historic Review Program
401 East State Street
Mail Code 402-07
Po Box 420
Trenton, NJ 08625-0420
609-633-1498

From: Gilbert DeGeorge [mailto:ohanashell@hotmail.com]
Sent: Thursday, December 18, 2014 10:00 PM
To: Jerri Weigand
Subject: Re: Ohana Shell, SBL39568

I spoke with the attorney for Shell regarding this issue last Friday. He indicated that the letter would be forthcoming, and would include the references to the purchase agreement which stipulates there liabilities with regard to this issue. Additionally, please bear in mind that the remediation for contamination

identified on the site was completed more than 15 years ago, and the most recent map of the existing plum has nearly completely migrated off sight as indicated by the most recent map prepared by GES. The levels of contaminant detected in the monitoring wells has also dropped precipitously in recent years. The attorney also indicated that they typically coordinate with the LSRP for the sight to determine the best course of action in dealing with any hot soil identified during excavation, and would either engage their own contractor or re-embers us directly for expenses related to the recommended actions.

I would like to speak to you directly regarding your concerns and what if anything I can do to assist in expediting the proses. Of growing concern, is the time constraints imposed by the program to complete the project by 12/31/15.

I will follow up and try to see what the status of that letter is, and get back to you with any new information. In the meantime, should you have any further questions please let me know.

Sincerely,

Gil DeGeorge
Ohana Ent. LLC.
Managing Member
609 208-9239

Sent from my iPad

On Dec 18, 2014, at 7:25 PM, Jerri Weigand <Jerri.Weigand@dep.nj.gov> wrote:

Dear Mr. DeGeorge:

I work for the NJ Department of Environmental Protection and coordinate the environmental reviews required by HUD in order to receive grant and loan money from EDA. As part of the environmental review, we would like to review the indemnification letter from Shell indicating that existing contamination at the site is not your responsibility.

We do not yet have a copy of that letter and I am writing today to request that you please email a copy for our review and file.

Thank you in advance for the letter.

Happy holidays,

Jerri

Jerri Lynn Weigand
Program Manager
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