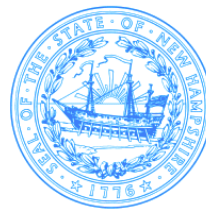




The State of New Hampshire  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**



**Thomas S. Burack, Commissioner**

February 7, 2014

BRENT AND BENDAS PROPERTIES LLC  
PO BOX 444  
WILTON, NH 03086 0444

**SUBJECT SITE:** WILTON, GOLDEN OPPORTUNITIES, 148 MAIN ST  
DES SITE #199302018, UST FACILITY ID #0111761

**REFERENCE:** TEMPORARY CLOSURE STATUS – ACTION NEEDED

ATTN: BRENT M GODLEWSKI

The New Hampshire Department of Environmental Services (DES) recently adopted Env-Or 400 (formerly Env-Wm 1401), Underground Storage Tank Facilities, effective September 1, 2013. These newly adopted rules have significant changes pertaining to temporarily closed facilities. Per Env-Or 408.04, Temporary Closure, any portion of an underground storage tank system with secondary containment and leak monitoring that has been temporarily closed for 2 years or more as of the 2013 effective date of this chapter shall, within one year of the 2013 effective date of this chapter, be reactivated per Env-Or 408.4(h), allowed to remain in temporary closure provided the conditions specified in Env-Or 408.04(i) are met, or permanently closed in accordance with Env-Or 408.06 through Env-Or 408.10.

DES records indicate that you have a tank system(s) currently in temporary closure. Please provide DES with the required information above prior to September 1, 2014. If you do not provide DES with documentation, we will proceed under the DES Compliance Assurance Response Policy to determine an appropriate enforcement response. Please note that New Hampshire RSA 146-C authorizes administrative fines not to exceed \$2,000 per violation, administrative orders, delivery prohibition, permit revocation, injunctive relief, and civil penalties not to exceed \$10,000 per violation per day of continuing violation.

Please feel free to contact me in the Waste Management Division of DES should you have any questions concerning the content of this letter or the steps needed to achieve compliance. DES appreciates your willingness to comply with the UST program in an effort to preserve New Hampshire's environment.

Sincerely,

Matthew Jones, Subsection Chief  
Oil Remediation and Compliance Bureau  
Tel: (603) 271-2986  
Fax: (603) 271-2181  
Email: [Matthew.Jones@des.nh.gov](mailto:Matthew.Jones@des.nh.gov)