



RHODE ISLAND

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

OFFICE OF LAND REVITALIZATION & SUSTAINABLE MATERIALS MANAGEMENT

235 Promenade Street, Providence, Rhode Island 02908

June 12, 2023

AARE, LLC (Owner)
c/o Richard Nicholson, Esq.
Nicholson & Associates, LLC
9 Thurber Blvd. Suite D
Smithfield, RI 02917

Ralph Sevinor (Operator)
d/b/a "Rhode Island Recycled Metals, LLC" (a revoked entity)
c/o Richard Nicholson, Esq.
Nicholson & Associates, LLC
9 Thurber Blvd. Suite D
Smithfield, RI 02917

RE: RIDEM COMMENT LETTER
Lake Shore Environmental, Inc.
Site Investigation Work Plan
434 Allen's Avenue, Providence
AP 47/Lot 601 and AP 55/Lot 10
Dated May 19, 2023

Dear Mr. Nicolson and Mr. Sevinor:

As stated at the meeting held on March 30, 2023, and further written in the meeting minutes circulated on April 10, 2023, the Rhode Island Department of Environmental Management (the "Department") has required Rhode Island Recycled Metals, LLC ("RIRM") to complete a Site Investigation Report pursuant to Section 1.8 of the Rules and Regulations for the Investigation and Remediation of Hazardous Material Releases (the "Remediation Regulations"). In connection therewith, please find listed below RIDEM's responsive comments concerning the Site Investigation Work Plan (SIWP) submitted by RIRM to RIDEM on June 6, 2023.

1. Page 1, paragraph 2- Please state where the information concerning the 8,000 cubic yards of soil came from which was allegedly used to cap the 5.3-acre property. That is a very large amount of soil and there does not appear to be any changes to the elevation compared to the abutting properties.
2. Please provide a site map and the locations of the seven groundwater wells previously installed on the property and a table of all of the laboratory results from 2009 and 2011.
3. The six (6) proposed locations for the soil borings are insufficient to completely characterize the site soils across the 5.3 acres. The Department therefore requires RIRM to install three (3) additional borings along with the proposed six borings. The nine (9) borings shall be two (2) inch diameter borings.

Soil samples from each boring must be obtained from the 0–2-foot depth to represent the surface soil and at approximately 5-7 feet bgs to represent the subsurface. In addition, the Department will require surface soil sampling (0-2 feet) in each of the remaining twenty (23) grids shown on Figure 1 for the proposed contaminants of concern.

4. Convert at least three (3) of the soil boring locations into groundwater monitoring wells for determining GB groundwater compliance status since 2011.
5. Obtain a minimum of four sediment borings 0-4 feet along the waterfront interface to characterize the sediment and the potential contaminants of concern as listed on page 2 of the SIWP.
6. Please explain the origin and size of the two (2) soil stockpiles which are intended for soil sampling. The Department requires that grab samples be obtained (not composite samples). Once the size of the soil piles has been determined, there should be a representative soil sample for every 500 Tons, and the soil samples should be run for full laboratory analysis as stated in the plan.
7. Respond with an updated Site Investigation Work Plan within fifteen (15) days of this SIWP Comment Letter. Upon acceptance of the updated SIWP that conforms with the requirements of this Comment Letter, RIDEM will issue an SIR Work Plan approval letter. RIRM must complete the approved Site Investigation and submit a Site Investigation Report to RIDEM within ninety (90) days of RIDEM's approval of the SIWP. The SIR must be conducted in accordance with Section 1.8 of the Remediation Regulations, which requires a minimum of two (2) remedial alternatives other than “No Action” and includes certain mandatory public notice requirements before and after commencement of the site investigation work. The Site Investigation Report shall include all soil and groundwater sampling results and laboratory analysis of the environmental conditions at the Site.

Sincerely,



Project Manager
Principal Environmental Scientist
Office of Land Revitalization &
Sustainable Materials Management

Cc: Dave Chopy, Administrator, Compliance & Inspection
Kelly Owens, Supervising Engineer
Jenna Giguere, Esq. -Legal Services