

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Emergency Certification Form
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

A. Emergency Information

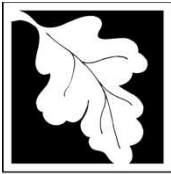
Important:
When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



- Issuance From: Leicester Conservation Commission
Issuing Authority
1. Site Location: Adjacent to playing fields, Leicester Public Schools, 174 Paxton St., Leicester MA.
See attached map and photos
 2. Reason for Emergency:
Oil release has migrated to wetland through storm drainage system
 3. Applicant to perform work: Leicester Public Schools
 4. Public agency to perform work or public agency ordering the work to be performed:
MA DEP; IRA for RTN 2-21538
 5. Date of Site Visit: _____ Start Date: _____ End Date*: _____

* no later than 30 days from start date or 60 days in the case of an Immediate Response Action approved by DEP to address an oil/hazardous material release.
 6. Work to be allowed*:
Deployment, monitoring and changing as needed of sorbent pads and booms
Sampling and Assessment
Flush storm drain and collect discharge
Removal of oily debris and soil/sediment

* May not include work beyond that necessary to abate the emergency.



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B. Signatures

Certified to be an Emergency by this Issuing Authority.

Signatures:

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

Signature

Printed Name

A copy of this form must be provided to the appropriate DEP Regional Office.

C. General Conditions

1. Failure to comply with all conditions stated herein, and with all related statutes and other regulatory measures, shall be deemed cause to revoke or modify this Emergency Certification or subject to enforcement action.
2. This Emergency Certification does not grant any property rights or any exclusive privileges; it does not authorize any injury to private property or invasion of property rights.
3. This Emergency Certification does not relieve the applicant or any other person of the necessity of complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.
4. Any work conducted beyond that described above, and any work conducted beyond that necessary to abate the emergency, shall require the filing of a Notice of Intent.
5. The Agent or members of the Conservation Commission and the Department of Environmental Protection shall have the right to enter and inspect the area subject to this Emergency Certification at reasonable hours to evaluate compliance with this Certification, and may require the submittal of any data deemed necessary by the Conservation Commission or the Department for that evaluation.
6. This Emergency Certification shall apply to any contractor or any other person performing work authorized under this Certification.
7. No work may be authorized beyond 30 days from the date of this certification without written approval of the Department.



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D. Special Conditions

E. Appeals

The Department may, on its own motion or at the request of any person, review: an emergency certification issued by a conservation commission and any work permitted thereunder; a denial by a conservation commission of a request for emergency certification; or the failure by a conservation commission to act within 24 hours of a request for emergency certification. Such review shall not operate to stay the work permitted by the emergency certification unless the Department specifically so orders. The Department's review shall be conducted within seven days of: issuance by a conservation commission of the emergency certification; denial by a conservation commission of the emergency certification; or failure by a conservation commission to act within 24 hours of a request for emergency certification. If certification was improperly granted, or the work allowed thereunder is excessive or not required to protect the health and safety of citizens of the Commonwealth, the Department may revoke the emergency certification, condition the work permitted thereunder, or take such other action as it deems appropriate.

Supporting Information, Emergency Certification, Leicester Elementary School

An Emergency Certification is requested for response actions associated with an oil spill at Leicester Elementary School. The DEP has assigned Release Tracking Number (RTN) 2-21538 to the spill, and has approved response actions as Immediate Response Actions (IRAs).

The spill is believed to have resulted from the perforation of a subsurface oil line by a tent stake. The tent was erected adjacent to the school in association with the re-opening of the school. Although the method of migration is still under investigation, it appears that released oil may have flowed from the foundation drainage system to a catch basin/oil-water separator (OWS), and then through the storm drainage system to an outfall hundreds of feet away adjacent to the playing fields. The attached figure shows the layout. This situation was discovered on April 27.

Sorbents have been deployed in all identified catch basins in the system, and after that work there was minimal oil in the catch basins as of April 27. Sorbents remain in the catch basins in case more oil flows into the system.

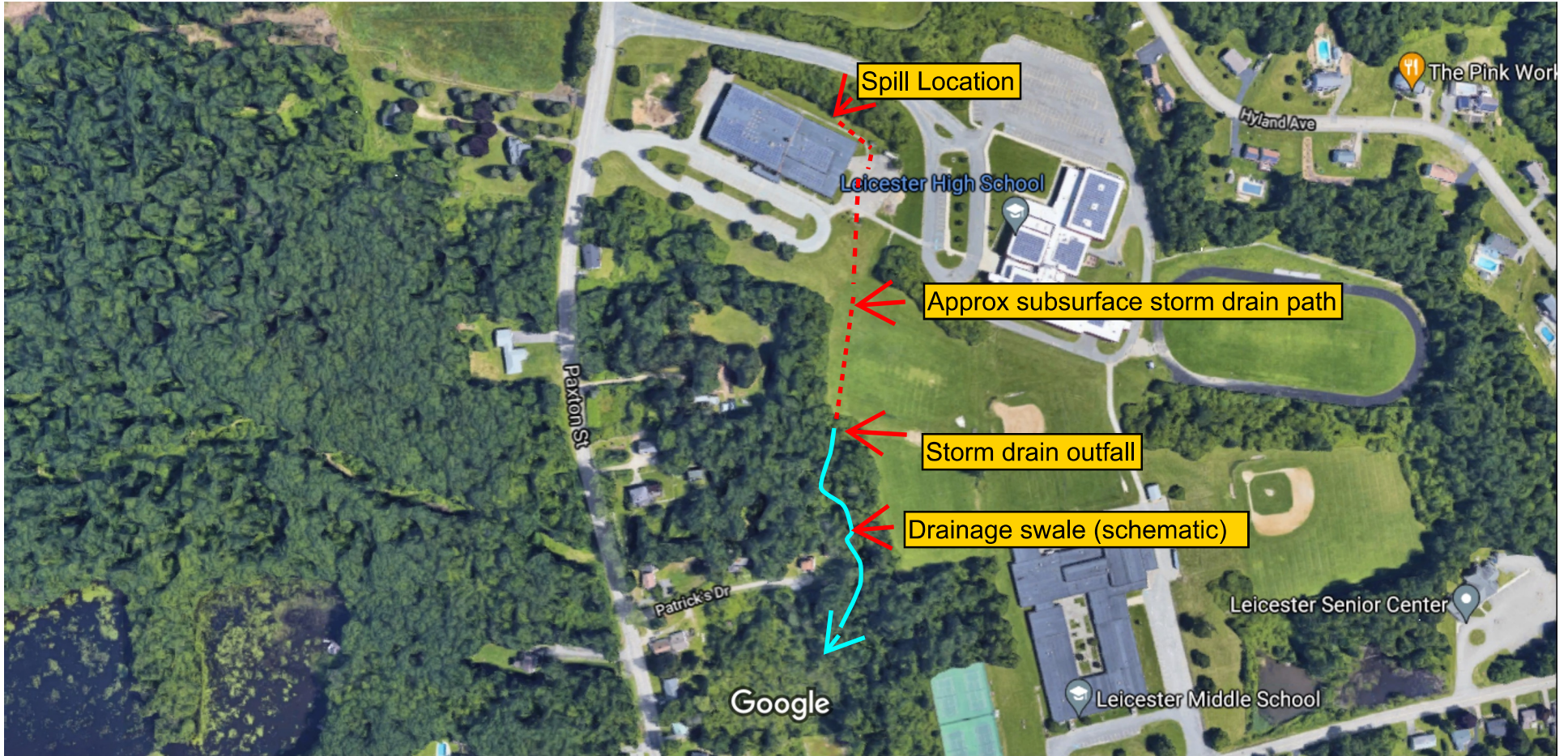
The storm drain outfalls south of the school near the edge of the playing fields. Flow from the outfall is the only flow in a drainage channel that extends from the outfall to the east end of Patrick's Drive. Sorbents booms and pads were deployed in the drainage channel on April 27.

HETI, acting as LSP on behalf of Leicester Public Schools, proposes to perform the following actions:

- Maintain pads and booms in the channel, inspecting the materials and changing as necessary.
- After source abatement is completed at the spill area adjacent to the school (so that oil no longer flows to the drainage system), flush the storm drain system and collect the discharge at the outfall.
- Sample surface water, soil and/or sediment in the drainage channel.
- Remove oily debris using hand tools and dispose of appropriately.
- Remove impacted soil or sediment, as determined by the sampling, using hand tools, for disposal at an appropriate facility.

The MA DEP has been notified of the situation and has approved response actions as an Immediate Response Action for RTN 2-21538.

HETI's Licensed Site Professional for the project is Cedwyn Morgan, cmorgan@hetiservices.com.



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Storm Drain Outfall



View looking toward storm drain outfall, which is at center left of photo, demonstrating that flow originates from the storm drain.



Representative view of pads and boom in drainage channel.