



west virginia department of environmental protection

Office of Environmental Remediation
131A Peninsula Street
Wheeling, WV 26003
Phone: 304-238-1220

Austin Caperton, Cabinet Secretary
dep.wv.gov

October 30, 2020

Mr. Owen Mulkeen
Friends of the Cheat, Inc.
1343 North Preston Highway
Kingwood, WV 26537

Ms. Lucinda K. Butler
West Virginia State Rail Authority
120 Water Plant Drive
Moorefield, WV 26836

Re: Voluntary Remediation Agreement Modification No. 1, VRP Project #20018
Cheat River Rail Trail, Kingwood, Preston County

Dear Mr. Mulkeen and Ms. Butler:

Enclosed please find executed Voluntary Remediation Agreement Modification No. 1 for the subject site located in Kingwood, West Virginia.

We look forward to your continued participation in the program, with the common goal of securing a Certificate of Completion for the site. In this manner, the property will remain in productive and protective use for the citizens of our state.

Please do not hesitate to contact me if you have any questions or comments. I can be contacted by phone at 681-587-0138 or email at William.M.Gadd@wv.gov. Thank you for your participation in the Voluntary Remediation Program.

Sincerely,

A handwritten signature in blue ink that reads "W. Matthew Gadd". The signature is written in a cursive style.

W. Matthew Gadd
Project Manager

Enclosure

cc: Matthew Watson, LRS
WVDEP File #20018
Erin R. Brittain, Program Manager, WVDEP/OER

**WEST VIRGINIA VOLUNTARY REMEDIATION AGREEMENT FOR
INVESTIGATION AND REMEDIATION ACTIVITIES**

between

The West Virginia Department of Environmental Protection

and

Friends of the Cheat, Inc. / WV State Rail Authority

Modification No. 1

The undersigned parties to the Voluntary Remediation Agreement executed on August 26, 2020, between the West Virginia Department of Environmental Protection (WVDEP) and Friends of the Cheat, Inc./ WV State Rail Authority (Applicants) hereby agree to modify said Agreement to reflect the following change(s) to the site activities:

I. INTRODUCTION

1. *The West Virginia Department of Environmental Protection (WVDEP), by its Secretary, and Friends of the Cheat, Inc./ WV State Rail Authority (“Applicants”) hereby enter into this Voluntary Remediation Agreement (“Agreement”) pursuant to the Voluntary Remediation and Redevelopment Act, W.Va. Code §22-22-1 et seq. (“the Act”), for the purpose of investigating and remediating the property that is subject of this Agreement (“the Site”).*

VIII. ADDRESSES FOR ALL CORRESPONDENCE

25. *The parties shall send all documents required by this Agreement, including reports, approvals, notifications, disapprovals, and other correspondence electronically to the following addresses or to alternate addresses as Applicant or WVDEP may designate in writing.*

- a. *Documents to be submitted to WVDEP should be sent to:
West Virginia Department of Environmental Protection
Division of Land Restoration
601 57th Street SE
Charleston, WV 25304
Phone: (304) 926-0499
Email: DEPOERFileCopy@wv.gov*

*A copy of all documents should be sent to the WVDEP project manager:
W. Matthew Gadd
WVDEP – OER
131A Peninsula Street, Wheeling, WV 26003
Phone: 304-238-1220 x 3511
Email: William.M.Gadd@wv.gov*

b. Documents to be submitted to Applicant should be sent to:

*Attn: Owen Mulkeen, Associate Director
Friends of the Cheat, Inc.
1343 North Preston Highway, Kingwood, WV 26537
Phone: 304-329-3621
Email: owen@cheat.org*

*Attn: Lucinda K. Butler, Executive Director
West Virginia State Rail Authority
120 Water Plant Drive, Moorefield, WV 26836
Phone: 304-538-2305
Email: Cindy.K.Butler@wv.gov*

A copy of all documents should be sent to the LRS:

*Matthew Watson
AECOM Technical Services, Inc.
1505 Beech Street, Kenova, WV 25530
Phone: 304-751-1563
Email: Matthew.Watson@aecom.com*

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

Agreed to by:

Applicant

Friends of the Cheat, Inc.

Printed Name: Owen Mulkeen

Title: Associate Director


Signature


10/29/2020
Date

Applicant

West Virginia State Rail Authority

Printed Name: Lucinda K. Butler

Title: Executive Director


Signature

10/29/20
Date

West Virginia Department of Environmental Protection

Printed Name: Robert Rice

Title: Director, Division of Land Restoration


Signature

10/30/2020
Date