



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • [www.idem.IN.gov](http://www.idem.IN.gov)

Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

September 4, 2024

## VIA ELECTRONIC MAIL

### UST Owner

Alfred Arlic  
Hanson Aggregates Midwest, LLC  
6100 Ardmore Avenue  
Fort Wayne, IN 46809  
[alfred.arlic@heidelbergmaterials.com](mailto:alfred.arlic@heidelbergmaterials.com)

### Property Owner

Laurie Webb  
Hanson Aggregates Midwest, LLC  
207 Old Harrods Creek Road  
Louisville, KY 40223  
[Laurie.webb@lehighhanson.com](mailto:Laurie.webb@lehighhanson.com)

Re: **No Further Action Approval Determination Pursuant to Risk-based Closure Guide**

Hanson Aggregates Midwest, LLC  
6100 Ardmore Avenue  
Fort Wayne, IN 46809  
Allen County  
Facility ID #18256  
Incident #202403503

Dear Owners:

IDEM staff reviewed the No Further Action (NFA) request for the Hanson Aggregates Midwest, LLC facility located at 6100 Ardmore Avenue in Fort Wayne, Indiana for Incident #202403503 (the Site). IDEM reviewed the following document:

- *Underground Storage Tank Closure Report*, prepared by Wilcox Environmental Engineering dated October 24, 2023 (Virtual File Cabinet Document #83616713).

The following is a summary of the current conditions at the Site for the subject release:



Visit [on.IN.gov/survey](https://on.IN.gov/survey) or scan the QR code to provide feedback.

*We appreciate your input!*



- \* Soil – Soil samples were collected from the underground storage tank (UST) excavation and analyzed for volatile organic compounds (VOCs), polycyclic aromatic hydrocarbons (PAHs), and RCRA-8 metals analysis. Results were reported below the Risk-based Closure Guide (R2) residential soil published levels (RSPLs).
- \* Groundwater – The quarry has been dewatered for commercial use; no groundwater was encountered at the site.
- \* Vapor Intrusion – Based on the soil and groundwater conditions at the Site, vapor investigation is not required per the R2.

Based on the technical reports reviewed, IDEM concludes that no further response actions are required. This NFA determination is based on information known to IDEM at the time of issuance of this letter. If additional information is subsequently obtained by IDEM indicating that the Site poses a risk to human health or the environment, IDEM reserves the right to modify or revoke this NFA determination as the situation may warrant.

This NFA determination is based on the R2 non-rule policy document (NPD) guidelines and conditions:

- \* Unconditional closure for soil exposure
- \* Unconditional closure for groundwater exposure
- \* Unconditional closure for vapor intrusion exposure

Please note that as required by 328 IAC 1-3-3(a)(2) you must submit all claims for payment of reimbursable costs related to the ISC conducted under 329 IAC 9-5-5.1 within three hundred sixty-five (365) days after submittal of all reports required under 329 IAC 9. Additionally, any remaining claims for payment of reimbursable costs must be submitted within three hundred sixty-five (365) days after the date those costs were incurred. In addition, all re-submittals associated with any disallowed cost must be received by the department within three hundred sixty-five (365) days after the denial of the claim.

This is a determination of status that is an agency action described in I.C. 4-21.5-3-5. This determination is subject to review under IC 4-21.5 and takes effect fifteen (15) days after it is issued (eighteen (18) days if you receive this notice by U.S. Mail) unless review of this Order is requested before the fifteenth day (eighteenth day if you receive this notice by U.S. Mail), by filing a written request for review with the Indiana Office of Administrative Law Proceedings (OALP), and serving a copy of the request for review upon the Commissioner of the IDEM. You may request that the OALP conduct a hearing to review this determination under IC 4-21.5, in its entirety, or you may limit your request for review to specific findings of fact and/or determinations. You may also petition the OALP under 4-21.5-3-5(h) to stay the effectiveness of this determination of status. Petitions for Administrative Review and/or for a Stay of Effectiveness must be

submitted separately to the OALP and the Commissioner of the IDEM at the following addresses:

Director  
Office of Administrative Law Proceedings  
Indiana Government Center North  
100 North Senate Avenue, Suite N802  
Indianapolis, Indiana 46204

Commissioner  
Indiana Department of Environmental Management  
Indiana Government Center North  
100 North Senate Avenue, Room 1301  
Indianapolis, Indiana 46204

Failure to properly submit a request for review to the OALP, before the fifteenth day following issuance of this determination (eighteenth day if you receive this notice by U.S. Mail), waives your right to administrative review of this determination and your right to judicial review of the determination. The petition for administrative review must contain the following information:

- a. Name, address, and telephone number of each person filing the petition.
- b. Identification of the interest of each petitioner in the subject of the petition.
- c. Statement of facts demonstrating that the petitioner is:
  - (A) a person to whom the order is directed;
  - (B) aggrieved or adversely affected by the determination; or
  - (C) entitled to review under any law.
- d. Statement with particularity the legal issues proposed for consideration in the proceedings.

The petition for administrative review should also contain the following information:

- a. Identification of any persons represented by the person making the request.
- b. Statement identifying the person against whom administrative review is sought.
- c. A copy of IDEM's determination that is the basis of the petition for administrative review.
- d. Statement indicating the identification of petitioner's attorney or other representative.

For additional information on filing a petition with the OALP, visit their website at [OALP: Home \(in.gov\)/](http://OALP: Home (in.gov)/).

This determination is based upon review of the documentation presented to IDEM as well as documents previously submitted and made available to the Petroleum Remediation Section. If additional information or documentation is subsequently provided, IDEM reserves the right to modify this determination as the situation may warrant. If you have any questions, please contact Aaron Fix at (317) 232-8006 or toll free at (800) 451-6027. He may also be reached at: [AFix@idem.IN.gov](mailto:AFix@idem.IN.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Shay Hartley", enclosed in a thin black rectangular border.

Shay Hartley, Chief  
Petroleum Remediation Section  
Petroleum Branch  
Office of Land Quality  
(317) 234-5160  
[shartle@idem.IN.gov](mailto:shartle@idem.IN.gov)

ecopy:IDEM File

Scott Connors, Wilcox Environmental Engineering, [sconnors@wilcoxenv.com](mailto:sconnors@wilcoxenv.com)

## Ellis, Roberta

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**From:** Arlic, Alfred A (Fort Wayne) USA <alfred.arlic@heidelbergmaterials.com>  
**Sent:** Wednesday, September 4, 2024 10:22 AM  
**To:** Ellis, Roberta  
**Subject:** Re: IDEM PRS CORRESPONDENCE FID 18256 NFA

\*\*\*\* This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. \*\*\*\*

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Good morning,

Communication received. Thank you.

### **Alfred A. Arlic**

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Ardmore Quarry  
6100 Ardmore Ave.  
Fort Wayne, IN 46809

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F 260 478-1724

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[heidelbergmaterials.us](http://heidelbergmaterials.us)

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**From:** Ellis, Roberta <REllis@idem.IN.gov>  
**Sent:** Wednesday, September 4, 2024 9:43:47 AM  
**To:** Arlic, Alfred A (Fort Wayne) USA <alfred.arlic@heidelbergmaterials.com>; laurie.webb@lehighhanson.com <laurie.webb@lehighhanson.com>  
**Cc:** Fix, Aaron R <AFix@idem.IN.gov>; Scott Connors <sconnors@wilcoxenv.com>  
**Subject:** IDEM PRS CORRESPONDENCE FID 18256 NFA

## **RETURN E-MAIL RECEIPT REQUESTED**

The IDEM Petroleum Remediation Branch is now sending formal communication (signed letters) via electronic mail (e-mail). IDEM has provided electronic copies of our letters to consultants for several years and are now also providing our correspondence via e-mail to the Registered UST Owner/Operator or Responsible Party. The UST Branch will only utilize the US Postal Service if e-mail is not available. We believe that this approach is not only more economically responsible, but will also allow us to reach our customers in a more timely manner.

In that regard, IDEM is requesting a return receipt via email indicating that the correspondence has been received for our records. Please review and respond appropriately to the attached IDEM correspondence per IDEM document submittal guidelines. We hope to continue working with you to improve our customer service. Please notify IDEM if you have a preferred email address for this correspondence or regarding any e-mail address changes. If you have any questions please feel free to contact me at 317/232-8900 or Shay Hartley at 317/234-5160.



Bobbi Ellis  
Administrative Assistant  
Petroleum Remediation Section  
Petroleum Branch | Office of Land Quality  
Indiana Department of Environmental Management

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(317) 232-8900 | [rellis@idem.IN.gov](mailto:rellis@idem.IN.gov)

