

ANNOTATED TABLE OF CONTENTS

Notice: Items Are In General Chronological Order, Except for the First 5 Items, Which Have Been Selected to Present an Overview

PLEASE NOTE: For ease of handling, Volume I has been divided into **Vol Ia** and **Vol Ib**, as indicated in this Table of Contents. Volume II contains the laboratory report on analysis of groundwater samples.

Begin Volume Ia

- 04/16/2002 Notice of termination of Voluntary Cleanup Program agreement and position statement that TNRCC intends to pursue cost recovery from those responsible for the contamination.
- 04/05/2002 Summary of TNRCC directives to protect public health and safety from tetrachloroethylene (dry cleaning solvent) after lab analysis showed nearby private wells had been impacted and the source was believed to be Bell Dry Cleaners in the Cypress Center Shopping Center.
- Undated Tetrachloroethylene (Dry Cleaning Solvent) Health Questions Fact Sheet (Other names for tetrachloroethylene include perchloroethylene, PCE, tetrachloroethene)
- Undated ATSDR (Agency for Toxic Substances and Disease Registry) fact sheets on tetrachloroethylene, trichloroethylene, 1,2-dichloroethene.
- August 2001 Bell Dry Cleaners Site Investigation Report by Geo-Tech Environmental, Inc., including site background, site history and site documentation.
- Nov 1994 Phase I Environmental Assessment Report of Retail Shopping Center Site by Associated Environmental Consultants for Metro Bank. The report relied on information derived from secondary sources and personal interviews. AEC made no independent investigation as to the accuracy of the information received, and assumed All information was accurate and complete
- 05/02/2001 Public water system water analysis by Texas Department of Health for Finch's Gymnastics USA from 12/20/2000 thru 05/02/2001.
- 07/09/2001 Phase I Environmental Site Assessment provides much more detailed documentation of the conditions and history of the site and the surrounding area, including an inventory of regulated facilities within a half mile radius of Bell Dry Cleaners

- 07/09/2001 Limited site assessment report of Bell Dry Cleaners site for Sterling Bank, recommending enrollment in Voluntary Cleanup Program to eliminate liability to bank on funding of shopping center purchase (report includes a not-to-scale site map). The report recommends a subsurface soil and groundwater study around the dry cleaner and auto repair in the strip center
- 07/09/2001 Phase I Environmental Site Assessment provides much more detailed documentation of the condition and history of the site and the surrounding area, including an inventory of regulated facilities within a half mile radius of Bell Dry Cleaners.
- 07/30/2001 Letter commending Finch's Gymnasium USA & Childcare for providing alternative drinking water for customers.
- 08/23/2001 Compliance evaluation investigation of public water supply at 11600 Jones Road by TNRCC Houston Regional Office reported no violations documented at the time of the investigation. Report includes copy of current water well permit for Cypress Center Shopping Center, as well as a copy of a 1998 water analysis.
- 09/05/2002 Texas Department of Health water analysis report for Cypress Center.
- 09/06/2001 Geo Tech Environmental deposit check for Bell Cleaners VCP application
- 09/10/2001 Bell Cleaners application No. 1389 to enter Voluntary Cleanup Program
- 09/18/2001 Confirmation of eligibility of Bell Dry Cleaners to enter VCP and request for supporting data for fast track status
- 10/10/2001 Henry Davidson (Cypress Center Shopping Center owner) follow-up to 10/09/2001 phone call, requesting fast-track treatment and advising of pending financial arrangements for sale of property
- 10/10/2001 Copy of buy-sell agreement for Cypress Center Shopping Center property at 11600 Jones Road, Houston, Texas
- 10/10/2001 Map showing other VCP sites in area of Bell Dry Cleaners.

End of Volume Ia, Continue with Volume Ib

- 10/15/2001 TNRCC acknowledgment of Bell Cleaners VCP application

10/23/2001 Bell Dry Cleaners site assessment work plan and cost estimate

10/25/2001 Signed agreement for Voluntary Cleanup Program

11/02/2001 Official notice of acceptance of Bell Dry Cleaners VCP agreement.

12/12/2001 Geo-Tech update on monitor wells activity to determine the limits of the contamination plume.

12/21/2001 VCP comments to work plan advising need for additional monitor wells. Response required by 01/21/2002

02/07/2002 Geo-Tech update on Bell Dry Cleaners site assessment

No date Report of federal and state government databases searched.

02/25/2002 H.T.T.L. (Cypress Center Shopping Center owner) letter to VCP project manager requesting copy of citation of statute dealing with release from liability of non-responsible parties, purchasers or financial institutions

02/28/2002 LCRA Environmental Services laboratory report on analysis of groundwater samples taken 02/14/2002. (Separate Volume,; Identified as **Vol II of II**)

03/03/2002 FAX: TNRCC Voluntary Cleanup Program to H.T.T.L.(Henry T.T.Lucky), corporate owner of Cypress Center Shopping Center: Henry Davidson and Ted Tom). Copy of Chapter 361, Subchapter S of Texas Health and Safety Code, "Persons Released from Liability"

03/06/2002 Notice of review of 02/07/2002 report from Bell Cleaners; notice to accelerate investigation and remediation; and notice of potential liability for exposure to contaminated water in drinking, washing, bathing, swimming or fishing

03/08/2002 TNRCC Inter-Office Memorandum, Re: Use of water to flush air conditioning system and approval to use well water for hand-washing, filling swimming pool and/or filling fishing pond.

03/11/2002 Order to owner of Bell Dry Cleaners to locate and sample any water wells within a quarter mile radius of Bell Dry Cleaners and also ordering installation and maintenance of a carbon filter on the water supply well at Finch's Gymnastics USA. **Completions and response required by 03/29/2002**

- 03/11/2002 Wellhead data from Finch well samples. Analysis by LCRA Environmental Laboratories Services
- 03/12/2002 List of labs certified for drinking water analysis.
- 03/12/2002 Notice of contamination of usable ground water, to Harris County and City of Houston: Impact on nearby wells and use of bottled water for drinking water at Finch's Gymnastics USA and Childcare
- 03/12/2002 Sample results from Finch's Gymnastics USA and Childcare Groundwater investigation: notice to mayor of Houston.
- 03/18/2002 Lab results for first set of water sampling conducted on water wells around Bell Dry Cleaners and Finch Gymnastics USA and Childcare.
- 03/19/2002 Lab results of analysis of samples taken from selected areas within Cypress Center Shopping Center and some nearby private water supply wells. Analysis for volatile organic compounds was performed by Ananon, Inc. of Houston. Samples were collected by Geo-Tech Environmental of Missouri City.
- 03/20/2002 January 16, 1984, water well driller report for 10903 Tower Oaks (Submitted to TNRCC as part of a report on 03/20/2002)
- 03/20/2002 July 29, 1985, water well driller report for 11102 Tall Timber. (Submitted to TNRCC as part of a report on 03/20/2002)
- 03/20/2002 August 29, 1983, water well driller report for 10835 Tower Oaks (Submitted to TNRCC as part of a report on 03/20/2002)
- 03/20/2002 October 28, 1985 water well driller report for 11600 Jones Road (Submitted to TNRCC as part of a report on 03/20/2002)
- 03/22/2002 FAX from Geo-Tech Environmental, Inc., to TNRCC showing pre-filter and post-filter test results for 11414 Jones Blvd., 10825 Barely, 10902 Tower Oaks, and showing that filter was removing PCE to safe drinking levels.
- 03/26/2002 Copy of certified notice to owner of Bell Dry Cleaners mandating installation and maintenance of carbon filters for water wells at 10902 Tower Oaks Blvd., 11022 Forest Valley Dr., and 11130 Forest Valley Dr. The notice also ordered vapor monitoring within Bell Dry Cleaners and any adjacent buildings, Finch's Gymnastics and Cypress Auto

Sales. Action was demanded on a required letter to affected persons notifying them of the potential human health threat.

- 03/26/2002 FAX from Geo-Tech Environmental, Inc., to TNRCC showing pre-filter and post-filter test results for 11535 Jones Blvd. And showing that filter was removing PCE to safe drinking levels.
- 03/27/2002 Notice to owner of Cypress Center Shopping Center calling for back-up assurance that the shopping center will install and maintain carbon filter systems for impacted private wells if the owner of Bell Dry Cleaners fails to respond adequately. Failure to respond by April 1, 2002, would result in VCP withdrawing from agreement No. 1389. (Refer to notice of 03/11/2002)
- 03/27/2002 Copy of certified letter to Bell Dry Cleaners calling for “highest priority” action to identify and test “all” private water wells within a half mile radius of the dry cleaners, and installation and maintenance of carbon filter units on wells where water tests show unsafe levels of PCE contamination, setting a deadline of April 1, 2002, for signing and returning an agreement; and warning of VCP withdrawal from agreement No. 1389 as a penalty for failure to agree and abide by the schedule for action.
- 03/27/2002 Copy of certified notice to private well owner at 10902 Tower Oaks Blvd., advising of availability of filtration system to address PCE contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.
- 03/27/2002 Copy of certified notice to private well owner at 11130 Forest Valley Dr., advising of availability of filtration system to address pce contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.
- 03/27/2002 Copy of certified notice to private well owner at 11022 Forest Valley Dr., advising of availability of filtration system to address pce contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.
- 03/27/2002 Copy of certified notice to private well owner at 11023 Forest Valley Dr., advising of availability of filtration system to address PCE contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.

- 03/27/2002 Copy of certified notice to private well owner at 11535 Jones Road, advising that the well water should not be used for drinking until a filtration system has been installed, and also advising that a filter had been installed to address the contaminants as of the date of the letter.
- 03/27/2002 Copy of certified notice to private well owner at 11427 Jones Road., advising of availability of filtration system to address PCE contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.
- 03/27/2002 Copy of certified notice to private well owner at 11023 Forest Valley, advising of availability of filtration system to address pce contamination, and also advising that the well water should not be used for household purposes until a filtration system has been installed.
- 03/29/2002 **15-day notice from TNRCC of Intent to Withdraw from VCP Agreement No. 1389 due to apparent failure of Bell Dry Cleaners to perform required emergency response actions within set deadlines**, ie. testing 44 wells for presence of contaminants; providing carbon filters for all water supply wells where tests of samples show a presence of chemicals of concern; and submission, for TNRCC approval, of a notification letter to all parties impacted by the contamination.
- 03/29/2002 Copy of certified notice to private well owner at 11023 Forest Valley, advising of availability of filtration system to address pce contamination, and also advising that the well water should not be used for household purposes until a filtration system has been installed.
- 03/29/2002 Copy of certified notice to private well owner at 11107 Tall Timbers, advising of availability of filtration system to address PCE contamination, and also advising that the well water should not be used for drinking until a filtration system has been installed. However, moderate use for other household purposes should not pose a health threat.
- 04/01/2002 Letter from Cypress Center Shopping Center advising carbon filtration systems had been provided at six nearby contaminated wells, and questioning responsibility of Bell Cleaners for the contamination (Also see items: 04/05/2002 and 04/12/2002)
- 04/11/2002 Letter from VCP applicant Bell Dry Cleaners officially withdrawing from the Voluntary Cleanup Program, citing preliminary findings that would indicate PCE contamination may have multiple sources and that responsibility for investigation, location, and correction of the contamination is beyond the capability of Bell Dry Cleaners.
- 04/12/2002 Notice to TNRCC that all future communications regarding the Jones Road groundwater

contamination should be directed to the law firm representing the owner of Bell Dry Cleaners.

- 01/24/2003 Copy of **Notice of Groundwater Contamination and Restricted Water Well Drilling Area in Northwest Houston, Harris County, Texas** mailed to all licensed drillers located in Harris, Waller, Grimes, Ft. Bend, Brazoria, Galveston, Montgomery, San Jacinto, Chambers and Liberty counties.
- 05/13/2003 Reviews of performance tests by NSF International (National Sanitation Foundation) of home water treatment devices for use by consumers in making informed purchase (Originally printed 07/06/2002)
- 05/13/2003 Underwriter Labs glossary of water treatment device standards
- 05/13/2003 Well sample results with detections of PCE, TCE, and DCE, and sample results for filtration systems from February 2002 thru February 2003, with explanatory cover page.
- 05/13/2003 Well logs from State of Texas archives for those wells in Jones Road groundwater plume area having detections of PCE, TCE, and DCE. (Organized by address).

End of Volume IIb, Continue with Hazard Ranking System Documentation

- 05/15/2003 Hazard Ranking System (HRS) documentation in 2 binders