Rochester Hills

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Certified Copy

Project: RES00822019

File Number: 20180130 **Enactment Number: RES00822019**

Request for concurrence with proposed environmental remediation scope and activity for Legacy of Rochester Hills, 22 acres located at the northeast corner of Hamlin and Adams Roads

Whereas, the City Council has been updated regarding the environmental aspects of the planned remediation and redevelopment of the subject property located at the northeast corner of Hamlin and Adams Roads, known as the Legacy of Rochester Hills project; and

Whereas, City Council has been advised the areas for remediation in Parcel A (Areas AD), as described in the approved Brownfield Plan, were enlarged in order to remove more urban fill materials determined through field observations and further soil sampling, and that, according to the developer, the environmental remediation of Parcel A has achieved residential closure criteria; and

Whereas, relative to Parcel B, City Council has been advised that additional remediation in Area E is proposed; however, due to discovery of the presence of “paint waste” extending beyond the area originally intended to be included within the encapsulation area, the location and size of the encapsulation area needs to be enlarged (from 1 acre to 1.3 acres) and reconfigured to incorporate portions of area E; and

Whereas, City Council has been advised that in connection with the enlargement and reconfiguration of the encapsulation area, soils will be removed from two areas in Parcel B, and the encapsulation area will be moved to the south to incorporate impacts identified in the southern portion of Area E, and that portions of Area E will be excavated and removed for offsite disposal, and that new excavations will be conducted north of the encapsulation area with the excavated materials to be removed for offsite disposal; and

Whereas, ultimately the adequacy of the excavation and encapsulation will be subject to MDEQ review and approval; and

Whereas, the City's own expert environmental consultant has advised that the proposed enlargement of the encapsulation area will not impose any additional risks or use restrictions for Parcel B; that relocation of the encapsulation area to the south will contain more of the impacted materials and will move encapsulated materials further away from the adjacent residences to the north; and that relocation of materials from the northern area will allow installation of trees and landscape in that area; and

Whereas, under Section 2.3, paragraph A of the Amended Consent Judgment which governs the use and development of the subject property, the concurrence of the City is required for any significant or material deviation, change, or amendment to the Work Plan or the proposed remediation scope and activity.

Resolved, that the Rochester Hills City Council concurs with the updated proposed environmental remediation scope and activity as presented and described.

I, Leanne Scott, Deputy Clerk, certify that this is a true copy of RES00822019 passed at the Rochester Hills City Council Regular Meeting held on 3/11/2019 by the following vote:

Moved by Dale A. Hetrick, Seconded by Susan M. Bowyer

Aye: Bowyer, Deel, Hetrick, Kubicina, Morita, Tisdel and Walker

Leanne Scott **Date Certified**