



**FINAL ENGINEERING REPORT
& RECLASSIFICATION APPROVAL MEMO
CONFIDENTIAL/ATTORNEY WORK PRODUCT**

TO: Robert Schick, P.E., Director
Division of Environmental Remediation

FROM: Michael Caruso
OGC, Materials Management and
Remediation Bureau

SUBJECT: Final Engineering Report and
Site Reclassification to Class ☒4 ☐5 ☐C
Remedial Party: GM Components Holdings,
LLC
Site Name: Delphi Harrison Thermal
Systems
Site No.: 932113

Sign-offs:	Initials	Date
Glenn May	GMM	3/8/12
Greg Sutton	GPS	3/8/12
Michael Cruden	<i>[Signature]</i>	3/8/12
Kelly Lewandowski	—	—
Robert W. Schick, P.E.	<i>[Signature]</i>	3/13/12

B9-0553-99-06

We have reviewed the information contained in the attached Certificate of Completion Issuance Request and found same to be current and accurate as of the date of this memo.

Conclusions: The Remedial party has met all the requirements of the Remedial Work Plan. The Final Engineering Report and Site Management Plan have been reviewed and meet the guidelines in the PM checklists.

Health Department Concurrence: The NYSDOH has reviewed and accepted the Final Engineering Report and concurs with site reclassification.

Registry Status and Site Classification: The Site's registry classification has been reassessed pursuant to internal guidance and the Site can be reclassified to Class ☒4 ☐5 ☐C.

Upon issuance of the CoC, the site owner will be notified and the public notice requirements for reclassification of the site and issuance of the CoC will be performed simultaneously.

Remediation of the Site: The remedial program was conducted in accordance with the work plan and the results of the remedial action are documented in the Final Engineering Report.

Final Engineering Report: The Final Engineering Report (FER) has been reviewed by NYSDEC and NYSDOH technical staff and the FER checklist has been completed recommending approval of the FER. The FER is signed and sealed by a Professional Engineer licensed to practice in New York State.

Certifications of Report Contents: The FER includes all applicable certifications pursuant to DER-10.

UIS Updates: All project-related documents have been stored in the EDMS.

Recommendation: We have reviewed the documentation for the completion of this project and recommend that the Final Engineering Report and site reclassification be approved, and that the attached Certificate of Completion be issued.

cc: Benjamin Conlon

Glenn May, Project Manager
Greg Sutton, Section Chief
K. Lewandowski

Documents Attached:

- COC Issuance Request & Reclassification Approval Form
- COC Cover Letter
- Signature-ready Certificate of Completion
- Notice of Certificate of Completion
- Site Management Form

Supporting Documents in UIS:

- | | |
|---------------------------------|--------------------------------------|
| ■ Order on Consent | ■ Site Management Plan |
| ■ Remedial Investigation Report | ■ Final Engineering Report |
| ● Remedial Action Work Plan | ■ DOH Concurrence |
| ● Remedial Design Documents | ■ Site Management Plan Checklist |
| ■ Environmental Easement | ■ Final Engineering Report Checklist |

Notes:

- These items were not required for the Monitored Natural Attenuation remedy implemented at this site.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF ENVIRONMENTAL REMEDIATION
Final Engineering Report & Reclassification Approval Form



Site Code 932113 **Site Name** Delphi Harrison Thermal Systems
Classification 03 **New Classification** 04
Address 200 Upper Mountain Road
Region 9 **City** Lockport **Zip** 14094
Latitude 43.1658 **Town** Lockport (c) **Project Manager** Glenn May
Longitude -78.7391 **County** Niagara
Site Type **Estimated Size** 22.7000
Remedial Party: GM Components Holdings, LLC
Remedial Party 30009 Van Dyke Avenue
Contact Information: Warren, MI 48090-9026

Order on Consent Index No: B9-0553-99-06

Env. Easement County Recording No.: 2011-17072

Allowable Use: Commercial and Industrial

Basis for Classification Change

Approval of the FER constitutes final approval of the Department's decision to reclassify the site to a class 4 site.

Site Description

Last Review: 10/20/2011

Location:

Delphi Harrison Thermal Systems formerly owned and operated an automotive component manufacturing complex at 200 Upper Mountain Road in both the City and Town of Lockport, Niagara County, New York. The Delphi Harrison Thermal Systems Site is approximately 22.7 acres in size, and includes an area that previously contained an above ground TCE storage tank along with a groundwater contaminant plume that originates from the tank area. The tank was located at the southeast corner of Building 8 in the north central portion of what is now the General Motors (GM) Lockport Complex.

Site Features:

The GM Lockport Complex contains several manufacturing buildings with approximately 3.2 million square feet of floor space. The topography of the GM Lockport Complex is relatively flat with a gentle slope to the east. The primary surface relief in the area is the Niagara Escarpment, located approximately one-half mile to the northeast. There is an approximate 200-foot difference in elevation between the GM Lockport Complex and the base of the escarpment. Surface water runoff is collected by on-site ditches and storm sewers that discharge to Gulf Creek to the east. A stone quarry is located approximately 0.7 miles to the south, while the New York State Barge Canal is located approximately 1 mile to the southeast.

Current Zoning/Use:

The GM Lockport Complex is an active automotive component manufacturing complex owned and operated by GM Components Holdings, LLC (GMCH). Building 8 is used for manufacturing and engineering, but TCE is no longer used at the facility. The groundwater contaminant plume underlies a paved parking lot and mowed lawn.

Surrounding Land Use:

The land surrounding the GM Lockport Complex includes agricultural and commercial properties to the southwest and west, an industrial park to the northwest, residential properties along Upper Mountain Road to the north and northeast, and vacant land and the Old Upper Mountain Road inactive hazardous waste site (932112) to the east.

Historic Use:

The GM Lockport Complex was initially developed in 1937 by Harrison Radiator on vacant agricultural land and orchards. The property was developed as part of an expansion of Harrison's radiator manufacturing operation located in downtown Lockport, New York. Manufacturing operations began at the facility in 1939.

Building 8 was built as a manufacturing facility in stages between 1960 and 1966. The TCE storage tank was located at the southeast corner of Building 8 from the early 1970's until May 1994, when it was decommissioned. Prior to the installation of this new tank, an old tank was located 40 feet to the south.

Harrison Radiator operated the facility until it was acquired by General Motors sometime prior to 1957. General Motors owned and operated the facility until it was conveyed to Delphi Automotive Systems, LLC (Delphi) in December 1998. Delphi filed for bankruptcy in October 2005. In June 2009, General Motors filed for bankruptcy and is now known as Motors Liquidation Company (MLC). A new company was created to purchase certain assets of MLC and the current name of that entity is General Motors LLC. A GM subsidiary, known as GM Components Holdings, LLC, took title to the GM Lockport Complex in October 2009.

Remedial History:

Four fire protection lines exist beneath the former new TCE storage tank, one of which ruptured in October 1994. During excavation to repair the rupture, site workers noted a solvent odor. As a result, soils from an approximate 27' by 22' area were excavated to bedrock (a depth of approx. 7.5') and disposed of as hazardous waste. Four confirmatory soil samples were collected from the excavation and contained TCE at concentrations up to 1800 ppm. Additional soil removal was not conducted due to the presence of bedrock, and the excavation was backfilled with crushed stone to grade.

To further evaluate the extent of TCE contamination, Delphi Thermal completed a soil gas survey, a utility bedding investigation, and installed twelve upper bedrock monitoring wells. These

investigations indicate that site soils were not extensively contaminated, and that TCE migration along utility bedding was limited. Groundwater, however, was extensively contaminated with TCE and its breakdown products, with concentrations of TCE ranging up to 1000 ppm in the 'new' tank area.

During 2001 Delphi Thermal installed additional monitoring wells to further define the nature and extent of groundwater contamination. Investigation results were incorporated into a Remedial Investigation report, which was approved in August 2002. A Feasibility Study report was approved in December 2003.

In March 2005 a Record of Decision for the site was issued by the NYSDEC that included: (1) Monitored Natural Attenuation with groundwater monitoring to ensure the continued effectiveness of the remedy, (2) development of a contingency plan for groundwater control/treatment if natural attenuation processes can no longer be demonstrated or if significant off-site groundwater contamination is observed, (3) development of a Site Management Plan, (4) filing of an Environmental Easement with Niagara County to restrict groundwater use and ensure compliance with the approved Site Management Plan, and (5) periodic certification of the institutional and engineering controls.

Soil Vapor Intrusion Evaluation:

Between October 2005 and July 2006 Delphi Thermal completed a soil vapor intrusion (SVI) evaluation to determine if contaminant vapors from the northern edge of the groundwater contaminant plume were impacting indoor air quality within the southern portion of Building 6. This evaluation included soil vapor, indoor air and ambient air samples, and was completed in accordance with NYSDOH Guidance for Evaluating Soil Vapor Intrusion in the State of New York. The analytical results suggested that additional investigation or remedial measures were not required as a soil vapor intrusion exposure pathway did not exist in Building 6.

Site Management Activities:

Long-term groundwater monitoring began in October 2006 and is conducted annually. The latest round of sampling took place in April 2011. These results indicate that Monitored Natural Attenuation continues to be effective in protecting public health and the environment.

Analytical Data Available for : Groundwater, Soil, Soil Vapor, Indoor Air

Applicable Standards Exceeded for: Groundwater

Site Environmental Assessment Last Review: 10/20/2011

In October 1994 contaminated soil was excavated from an area underlying the former TCE above ground storage tank. A small quantity of contaminated soil, however, could not be excavated due to the irregular nature of the bedrock surface.

The Remedial Investigation (RI) completed at the site identified an areally extensive groundwater contaminant plume. Information obtained during the RI indicated, however, that natural attenuation processes were actively degrading TCE and its breakdown products. As a result of this degradation, off-site migration of the groundwater contaminant plume is not occurring.

Long-term groundwater monitoring began in October 2006 and is conducted annually. The latest round of sampling took place in April 2011. These results indicate that Monitored Natural Attenuation continues to be effective in protecting public health and the environment.

Site Health Assessment

Updated: 10/18/2011

Since the site is fenced and covered by asphalt or concrete, people will not come into contact with site-related soil and groundwater contamination unless they dig below the surface. People are not drinking the contaminated groundwater because the area is served by a public water supply that is not contaminated by the site.

	Start		End	
OU 00				
Certificate of Completion	6/1/12	PLN	7/31/12	PLN
OGC Docket - SSF Order or Referral	11/1/10	ACT	11/8/11	ACT
Periodic Review	12/1/08	ACT	12/31/08	ACT
Periodic Review	9/16/13	PLN	10/31/13	PLN
Site Management	7/31/12	PLN	7/31/42	PLN
OU 01				
Interim Site Management	3/31/05	ACT	4/2/12	PLN
OGC Docket - Environmental Easement	11/1/10	ACT	9/28/11	ACT
Reclass Pkg.	4/2/12	PLN	7/31/12	PLN
Remedial Action	11/1/06	ACT	7/31/12	PLN
Remedial Investigation	8/1/01	ACT	3/31/05	ACT
Site Characterization	9/30/05	ACT	8/28/06	ACT
VI Evaluation	11/1/06	ACT	6/29/07	ANF

Remedy Description and Cost

Remedy Description for Operable Unit 01

Monitored Natural Attenuation. Groundwater at the site will be monitored to verify the continued degradation of groundwater contamination resulting from the soil removal activity completed at the site.

Total Cost: \$255,000

Capital Cost: \$0

OM&M Cost: \$16,600

Issues / Recommendations

The costs listed above are from the March 2005 Record of Decision for the Delphi Harrison Thermal Systems site.



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Site Management Form
3/8/2012



SITE DESCRIPTION

SITE NO. 932113

SITE NAME Delphi Harrison Thermal Systems

SITE ADDRESS: 200 Upper Mountain Road **ZIP CODE:** 14094

CITY/TOWN: Lockport

COUNTY: Niagara

ALLOWABLE USE: Commercial and Industrial

SITE MANAGEMENT DESCRIPTION

SITE MANAGEMENT PLAN INCLUDES:	YES	NO
IC/EC Certification Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Monitoring Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Operation and Maintenance (O&M) Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Periodic Review Frequency: 1 year

Periodic Review Report Submittal Date: 01/15/2013

Description of Institutional Control

GM Components Holdings, LLC

200 Upper Mountain Road

Environmental Easement

Block: 1

Lot: 1

Sublot:

Section: 108

Subsection: 13

S_B_L Image: 108.13-1-1

Ground Water Use Restriction

IC/EC Plan

Landuse Restriction

Monitoring Plan

Site Management Plan

Soil Management Plan

Description of Engineering Control

GM Components Holdings, LLC

200 Upper Mountain Road

Environmental Easement

Block: 1

Lot: 1

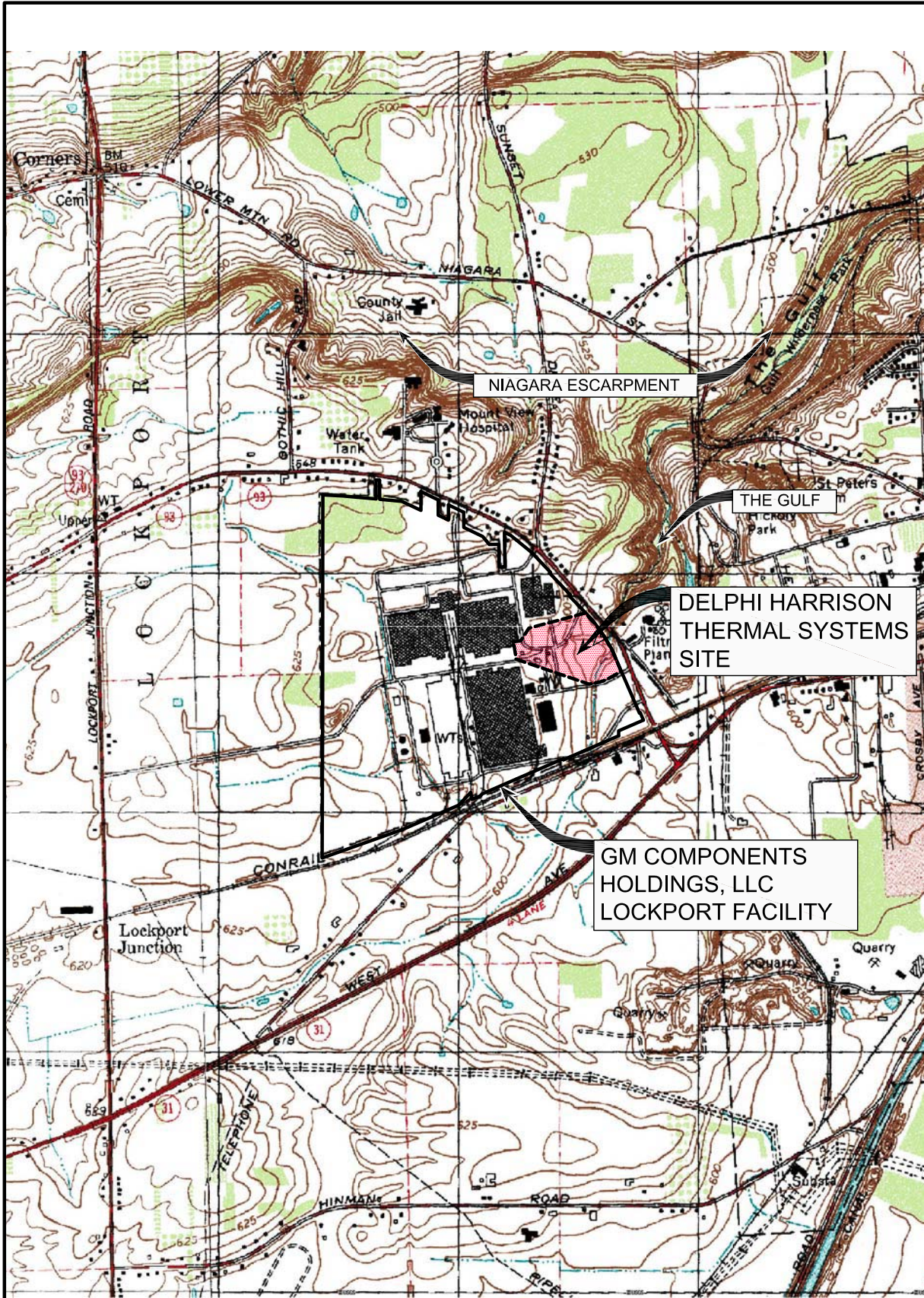
Sublot:

Section: 108

Subsection: 13

S_B_L Image: 108.13-1-1

Fencing/Access Control



NOTE:

BASE MAP ADAPTED FROM U.S.G.S.
TOPOGRAPHIC MAPS DOWNLOADED
FROM TERRASERVER.MICROSOFT.COM



GM COMPONENTS HOLDINGS, LLC

PERIODIC REVIEW REPORT

DELPHI HARRISON THERMAL SYSTEMS SITE

200 UPPER MOUNTAIN ROAD
LOCKPORT, NEW YORK

SITE NUMBER 9-32-113

SITE PLAN

PROJECT No.

21.0056546.00

FIGURE No.

1

SCALE IN FEET



DRAWN BY: DEW

DATE: DECEMBER 2011



**GZA GeoEnvironmental of
New York**

NEW YORK
state department of
HEALTH

Nirav R. Shah, M.D., M.P.H.
Commissioner

Sue Kelly
Executive Deputy Commissioner

March 8, 2012

Mr. Robert Schick, Acting Director
Division of Environmental Remediation
NYS Dept. of Environmental Conservation
625 Broadway - 12th Floor
Albany, NY 12233-7011

Re: Final Engineering Report
Delphi Harrison Thermal Systems
Site #932113
Lockport (T), Niagara County

Dear Mr. Schick:

I reviewed the March 2012 Final Engineering Report for the Delphi Harrison Thermal Systems site located in the Town of Lockport, Niagara County, and understand that all remedial components specified in the March 2005 Record of Decision have been successfully implemented as the final remedy. Since contaminated soil and groundwater remains on-Site after completion of the Remedial Action, long-term Institutional and Engineering Controls (IC/ECs) are in place to protect human health and the environment.

Based on this information, I believe the actions taken are protective of human health. If you have any questions, please contact me at (518)-402-7860.

Sincerely,



Richard J. Fedigan, Section Chief
Northern Section
Bureau of Environmental Exposure Investigation

cc: A. Salame-Alfie, Ph.D.
S. Bates/ K. Anders
M. Cruden, DEC Albany
J. Devald, NCHD
G. Sutton/Mr. G. May, DEC Region 9

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New York State Department of Environmental Conservation

Division of Environmental Remediation

Office of the Director, 12th Floor

625 Broadway, Albany, New York 12233-7011

Phone: (518) 402-9706 • Fax: (518) 402-9020

Website: www.dec.ny.gov



Joe Martens
Commissioner

MAR 13 2012

GM Components Holdings, LLC
c/o General Motors LLC
Attn: Director of Remediation MC:480-206-1E0
30009 Van Dyke Avenue
Warren, MI 48090-9026

Re: Certificate of Completion
Site Name: Delphi Harrison Thermal Systems Site
Site No. 932113
Lockport(C), Niagara County

Dear Site Owner:

Congratulations on having satisfactorily completed the remedial program at the Delphi Harrison Thermal Systems Site. Enclosed please find an original, signed Certificate of Completion. The New York State Department of Environmental Conservation (Department) is pleased to inform you that the Final Engineering Report is hereby approved, allowing the Certificate of Completion (COC) to be issued for the above-referenced site. This also results in the reclassification of the site on the Registry of Inactive Hazardous Waste Disposal Sites ("Registry").

Please note that you are required to perform the following tasks:

- If you are the site owner, you must record a notice of the COC in the recording office for the County (or Counties) where any portion of the site is located within 30 days of issuance of the COC; or if you are a prospective purchaser of the site, you must record a notice of the COC within 30 days of the date that you acquire the site. If you are a non-owner, you must work with the owner to assure the notice of COC is recorded within the time frame specified. A standard notice form is attached to this letter;
- Issue a fact sheet to the site contact list describing the institutional and engineering controls (IC/ECs, if any) that are required at the site. The fact sheet shall be mailed no sooner than 20 days from the date of this letter and shall also include notification that the site's Registry classification has been changed. If the site is being delisted from the Registry (to Class C), the fact sheet shall be mailed within five business days of this letter and state the Department's intention to delist the site and announce a 30-day public comment period prior to Registry delisting; and



- Implement the Department-approved Site Management Plan (SMP) which details the activities necessary to assure the performance, effectiveness, and protectiveness of the remedial program. You must report the results of these activities to the Department in a Periodic Review Report (PRR) which also includes any required IC/EC Certifications. The site IC/ECs are identified on the attached Site Management Form. The next PRR including the certification of the IC/ECs is due to the Department in January 2013.

Please contact Mr. Glenn M. May at 716-851-7220, if you have any questions regarding any of these items

Sincerely,

Robert W. Schick, P.E.

Acting Director

Division of Environmental Remediation

Enclosures

ec w/ enclosures:

S. Bates – NYSDOH
M. Forcucci – NYSDOH
G. May
G. Sutton
M. Cruden
M. Desmond

NYSDEC STATE SUPERFUND PROGRAM (SSF)
CERTIFICATE OF COMPLETION

CERTIFICATE HOLDER(S):

Name

GM Components Holdings, LLC

Address

30009 Van Dyke Avenue, Warren, MI 48090-9026

SITE INFORMATION

Site No.: 932113 **Site Name:** Delphi Harrison Thermal Systems

Order on Consent: Index No. B9-0553-99-06 **Order Execution Date:** 11/08/2011

Site Owner: GM Components Holdings, LLC

Street Address: 200 Upper Mountain Road

Municipality: Lockport **County:** Niagara **DEC Region:** 9

Site Size: 22.700 Acres

Tax Map Identification Number(s): 108.13-1-1

A description of the property subject to this Certificate is attached as Exhibit A and a site survey is attached as Exhibit B.

CERTIFICATE ISSUANCE

This Certificate of Completion, hereinafter referred to as the "Certificate," is issued pursuant to 6 NYCRR §375-1.9.

This Certificate has been issued upon satisfaction of the Commissioner, following review by the Department of the final engineering report and data submitted pursuant to the Order on Consent as well as any other relevant information regarding the Site, that the applicable remediation requirements set forth in the Environmental Conservation Law (ECL) and 6NYCRR Part 375 have been or will be achieved in accordance with the time frames, if any, established in the remedial work plan.

The remedial program for the Site has achieved a cleanup level that would be consistent with the following categories of uses:

Allowable Uses under the SSF: Commercial and Industrial

The Remedial Program includes use restrictions or reliance on the long term employment of institutional or engineering controls which are contained in the approved Site Management Plan and an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Niagara County with recording identifier 2011-17072.

LIABILITY LIMITATION

Upon issuance of this Certificate of Completion, and subject to the terms and conditions set forth herein, the Certificate holder(s) shall be entitled to the liability limitation provided in 6NYCRR §375-2.9. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the Site and to a person who develops or otherwise occupies the Site, subject to certain limitations as set forth in 6NYCRR §375-2.9(d). The liability limitation shall be subject to all rights reserved to the State by ECL §27-1321 and any other applicable provision of law.

CERTIFICATE TRANSFERABILITY

This Certificate may be transferred to the Certificate holder's successors or assigns upon transfer or sale of the Site as provided by 6NYCRR §375-1.9(f)-(g).

CERTIFICATE MODIFICATION/REVOCATION

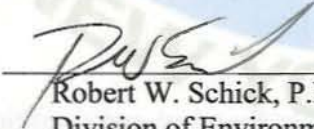
This Certificate of Completion may be modified or revoked by the Commissioner following notice and an opportunity for a hearing in accordance with 6NYCRR §375-1.9(e)(2) upon a finding that:

- (1) the remedial party has failed to manage the controls or monitoring in full compliance with the terms of the approved remedial program;
- (2) there has been a failure to comply with the terms and conditions of the order;
- (3) there was a misrepresentation of a material fact tending to demonstrate that the cleanup levels were reached;
- (4) the terms and conditions of any environmental easement have been intentionally violated or found to be not protective or enforceable;
- (5) for good cause;
- (6) environmental contamination at, on, under, or emanating from the site if, in light of such conditions, the site is no longer protective of public health or the environment, and the remedial party is not in good faith negotiating, and/or following its approval by the Department, implementing a work plan to achieve conditions at the site which are protective of public health and the environment;
- (7) non-compliance with the terms of the order, the remedial work plan, site management plan, or the certificate of completion after notice of the failure and reasonable opportunity to cure has been afforded to the remedial party by the Department as provided for at paragraph 375-1.9(e)(2);
- (8) fraud related to the remedial program for the site committed by the certificate holder;
- (9) a finding by the Department that a change in an environmental standard, factor, or criterion upon which the remedial work plan was based renders the remedial program implemented at the site no longer protective of public health or the environment, and the remedial party is not in good faith negotiating, and/or following its approval by the Department, implementing a work plan to achieve conditions at the site which are protective of public health and the environment; or
- (10) a change in the site's use subsequent to the Department's issuance of the certificate of completion, unless additional remediation is undertaken which shall meet the standard for protection of the public health and environment that applies to this site.

The Certificate holder(s) (including its successors or assigns) shall have thirty (30) days within which to cure any deficiency or to seek a hearing. If the deficiency is not cured or a request for a hearing received within such 30-day period, the Certificate shall be deemed modified or vacated on the 31st day after the Department's notice.

Joseph J. Martens
Commissioner
New York State Department of Environmental Conservation

By:


Robert W. Schick, P.E., Acting Director
Division of Environmental Remediation

Date: MARCH 13, 2012

NOTICE OF CERTIFICATE OF COMPLETION
Inactive Hazardous Waste Disposal Site Program
Pursuant to 6 NYCRR Part 375-1.9(d)

Delphi Harrison Thermal Systems, Site No. 932113
200 Upper Mountain Road, Lockport, Niagara County, New York, 14094
Tax Map Identification Number 108.13-1-1

PLEASE TAKE NOTICE, the New York State Department of Environmental Conservation (Department) has issued a Certificate of Completion (Certificate) pursuant to 6 NYCRR Part 375 to GM Components Holdings, LLC for a parcel approximately 22.7 acres in size located at 200 Upper Mountain Road in the City of Lockport, Niagara County.

PLEASE TAKE NOTICE, the Certificate was issued upon satisfaction of the Commissioner, following review by the Department of the final engineering report and data submitted pursuant to the Order on Consent, as well as any other relevant information regarding the Site, that the remediation requirements set forth in ECL Article 27, Title 13 have been or will be achieved in accordance with the time frames, if any, established in the remedial work plan.

PLEASE TAKE NOTICE, the remedial program for the Site has achieved a cleanup level that would be consistent with the following categories of uses (actual site use is subject to local zoning requirements):

- ☐ Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)i.
- ☐ Restricted Residential Use, as set forth in 6 NYCRR 375-1.8(g)(2)ii.
- ☒ Commercial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iii.
- ☒ Industrial Use, as set forth in 6 NYCRR 375-1.8(g)(2)iv.

Further, the use of groundwater is restricted and may not be used, unless treated in accordance with the requirements provided by the New York State Department of Health, or a local County Health Department with jurisdiction in such matters and such is approved by the Department as not inconsistent with the remedy.

PLEASE TAKE NOTICE, since the remedial program relies upon use restrictions or the long term employment of institutional or engineering controls; such institutional or engineering controls are contained in an Environmental Easement granted pursuant to ECL Article 71, Title 36 which has been duly recorded in the Recording Office for Niagara County as Instrument No. 2011-17072.

PLEASE TAKE NOTICE, the Environmental Easement requires that the approved site management plan (SMP) for this property be adhered to. The SMP, which may be amended from time to time, may include sampling, monitoring, and/or operating a treatment system on the property, providing certified reports to the NYSDEC, and generally provides for the management of any and all plans and limitations on the property. A copy of the SMP is available upon request by writing to the Department's Division of Environmental Remediation, Site Control Section, 625 Broadway, Albany, New York 12233.

PLEASE TAKE NOTICE, provided that the Environmental Easement, SMP and Certificate are complied with, the Certificate holder(s) shall be entitled to the liability limitation provided in 6 NYCRR Part 375-2.9. The liability limitation shall run with the land, extending to the Certificate holder's successors or assigns through acquisition of title to the Site and to a person who develops or otherwise occupies the Site, subject to certain limitations as set forth in 6 NYCRR Part 375-2.9. The liability limitation shall be subject to all rights reserved to the State by 6 NYCRR Part 375-2.9 and any other applicable provision of law.

PLEASE TAKE NOTICE, any change of use of the site, as defined in 6 NYCRR 375, must be preceded by notice to the Department in accordance with 6 NYCRR 375-1.11(d). A transfer of any or all of

Delphi Harrison Thermal Systems, Site No. 932113
200 Upper Mountain Road, Lockport, Niagara County, New York

the property constitutes a change of use.

PLEASE TAKE NOTICE, the Certificate may only be transferred to the Certificate holder's successors or assigns upon transfer or sale of the Site as provided by 6 NYCRR Part 375-1.9. Failure to comply with the regulatory requirements for transfer **WILL** bar the successors and assigns from the benefits of the Certificate.

PLEASE TAKE NOTICE, the Certificate may be modified or revoked by the Commissioner as set forth in the applicable regulations.

PLEASE TAKE NOTICE, the Certificate may be revoked if the Environmental Easement as implemented, if applicable, is not protective or enforceable.

PLEASE TAKE NOTICE, a copy of the Certificate can be reviewed at the NYSDEC's Region 9 office located at 270 Michigan Avenue, Buffalo, New York, by contacting the Regional Environmental Remediation Engineer.

WHEREFORE, the undersigned has signed this Notice of Certificate

(Remedial Party)

By: _____

Title: _____

Date: _____

STATE OF NEW YORK) SS:
COUNTY OF)

On the _____ day of _____, in the year 20__, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Signature and Office of individual
taking acknowledgment

Please record and return to:

(Remedial Party)

(Remedial Party address)

12/03/09



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
Site Management Form
3/8/2012



SITE DESCRIPTION

SITE NO. 932113

SITE NAME Delphi Harrison Thermal Systems

SITE ADDRESS: 200 Upper Mountain Road **ZIP CODE:** 14094

CITY/TOWN: Lockport

COUNTY: Niagara

ALLOWABLE USE: Commercial and Industrial

SITE MANAGEMENT DESCRIPTION

SITE MANAGEMENT PLAN INCLUDES:	YES	NO
IC/EC Certification Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Monitoring Plan	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Operation and Maintenance (O&M) Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Periodic Review Frequency: 1 year

Periodic Review Report Submittal Date: 01/15/2013

Description of Institutional Control

GM Components Holdings, LLC

200 Upper Mountain Road
Environmental Easement
Block: 1

Lot: 1

Sublot:

Section: 108

Subsection: 13

S_B_L Image: 108.13-1-1

Ground Water Use Restriction

IC/EC Plan

Landuse Restriction

Monitoring Plan

Site Management Plan

Soil Management Plan

Description of Engineering Control

GM Components Holdings, LLC

200 Upper Mountain Road

Environmental Easement

Block: 1

Lot: 1

Sublot:

Section: 108

Subsection: 13

S_B_L Image: 108.13-1-1

Fencing/Access Control

Address: 200 Upper Mountain Road, City of Lockport, Niagara County, New York.

Tax Map No: 108.13 - 1 - 1

Acreage: 22.683 ± acres.

SCHEDULE "A"
ENVIRONMENTAL EASEMENT AREA DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Lockport, County of Niagara, State of New York, and being part of Lots 3 and 4, Township 14, Range 7 of the Holland Land Company Survey, bounded and described as follows:

BEGINNING AT A POINT on the southwest line of Parcel No. 4 as shown on Map No. 4 of lands appropriated by The People of the State of New York for Upper Mountain Road Arterial at a distance of 186.60 feet southeasterly measured along the southwest line of Parcel No. 4 from the northwest corner hereof;

THENCE: The following four (4) courses and distances and along the southwest line of said Parcel No. 4:

1. South 42° - 33' - 00" East 235.90 feet to an angle point;
2. South 34° - 35' - 00" East 266.60 feet to an angle point;
3. South 29° - 31' - 00" East 201.50 feet to an angle point;
4. South 22° - 23' - 00" East 289.88 feet to a point on a non-tangent curve;

THENCE: Southwesterly, along a non-tangent curve to the right having a radius of 380.0 feet, a distance of 55.54 feet to a point of tangency;

THENCE: South 59° - 50' - 59" West a distance of 85.46 feet to a point of curvature;

THENCE: Southwesterly, along a curve to the right having a radius of 1020.0 feet, a distance of 180.95 feet to a point of tangency;

THENCE: South 77° - 10' - 53" West a distance of 162.57 feet to a point;

THENCE: North 71° - 50' - 15" West a distance of 1118.22 feet to a point;

THENCE: North 08° - 42' - 07" West a distance of 257.63 feet to a point said point being also on a southerly wall of Building No. 8;

THENCE: North 81° - 27' - 09" East, along said southerly wall of Building No. 8, a distance of 102.26 feet to a corner thereof;

THENCE: North 35° - 13' - 09" East a distance of 211.30 feet to a point;

THENCE: North 73° - 47' - 46" East a distance of 833.02 feet to the POINT OR PLACE OF BEGINNING.

THE ENGINEERING AND INSTITUTIONAL CONTROLS for the Remediation are set forth in more detail in the Site Management Plan ("SMP"). A copy of the SMP must be obtained by any party with an interest in the property. The SMP may be obtained from the New York State Department of Environmental Conservation, Division of Environmental Remediation, Site Control Section, 625 Broadway, Albany, NY 12233 or at derweb@wv.doc.state.ny.us.

