# PERIODIC REVIEW REPORT for the FORMER AMES/HILLS PLAZA SITE (SITE NO. C907029)

# JAMESTOWN, NEW YORK

October 2022 0265-012-001

Prepared for:

# REHC5, LLC

435 Main Street
PO Box 241
Dunkirk, New York 14048

Prepared By:



TurnKey Environmental Restoration, LLC 2558 Hamburg Turnpike, Suite 300 Buffalo, NY 14218

# PERIODIC REVIEW REPORT

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#### 1.0 Introduction

TurnKey Environmental Restoration, LLC (TurnKey), in association with Benchmark Environmental Engineering and Science, PLLC, has prepared this Periodic Review Report (PRR), on behalf of REHC5, LLC (REHC5) to summarize the post-remedial status of New York State Department of Environmental Conservation (NYSDEC) Brownfield Cleanup Program (BCP) Former Ames/Hills Plaza Site (Site) (C907029).

This PRR has been prepared in accordance with the NYSDEC DER-10 *Technical Guidance for Site Investigation and Remediation* (May 2010) and the NYSDEC's Institutional and Engineering Controls (IC/EC) Certification Form has been completed for the Site (see Appendix A.

This PRR and the associated form have been completed for the post-remedial activities at the Site for the June 22, 2017 to June 22, 2022 reporting period.

#### 1.1 Site Background

The Former Ames/Hills Plaza Site is located in the City of Jamestown, County of Chautauqua, New York (see Figure 1). The Site addressed as 15 South Main Street, includes two adjoining parcels (SBL: 387.49-1-4.1 and 387.49-1-6) is approximately 5.8-acres. The Site was formerly used as a furniture production, automobile repair and filing operations, and metal working, including foundries and machine shops.

The Site is bordered by the Chadakoin River to the north and east, South Main Street to the west, and Harrison Street to the south (see Figure 2).

# 1.2 Remedial History

REHC5 entered into a Brownfield Cleanup Agreement (BCA), (Site #C907029) with the NYSDEC in 2005 to investigate and remediate the Site under the BCP. REHC5 then completed the investigation and remediation of the Site under the supervision of the NYSDEC and NYSDOH.

The Remedial Investigation/Interim Remedial Measures (RI/IRM) Work Plan was approved by the NYSDEC in 2005. The RI included the installation of soil borings, excavation of test pits, installation of groundwater monitoring wells, geophysical survey, and

1



0265-012-001

indoor air sampling. RI results indicated elevated polycyclic aromatic hydrocarbons (PAHs), certain metals, and petroleum contamination above guidelines.

During the RI, any area of petroleum contamination was identified, and was remediated as an Interim Remedial Measure (IRM). The IRM included the removal of 760 tons of contaminated soils and removal of a 1,000-gallon underground storage tank. Post-removal confirmatory soil samples confirmed the IRM achieve the remedial goals, and the area was backfilled with clean fill.

A Remedial Action Work Plan was submitted in February 2006, and the selected remedy included the completed IRMs, placement of a cover system, and compliance with the Environmental Easement and Site Management Plan.

The cover system was completed in 2006, and includes the asphalt parking lot buildings, and landscaped areas. The Remedial Action Report was submitted in December 2006.

The remedial program was successful in achieving the remedial objectives for the Site, and the Site Management Plan (SMP) and Final Engineering Report (FER) were approved by the Department in December 2006. An Environmental Easement was filed with the Chautauqua County Clerk on December 8, 2006, and the NYSDEC issued a Certificate of Completion (COC) for the Site on December 22, 2006.

## 1.3 Compliance

At the time of the Site inspection, the Site was compliant with the Department's approved SMP.

#### 1.4 Recommendations

Based on the post-remedial status for the Site, TurnKey makes the following recommendation for the Site.

#### • Site Closeout

REHC5, LLC has completed 16 years of post-COC site management and maintained conformance with the SMP during the entire time. Requirements of the SMP, including the



institutional and engineering controls; and, land-use and groundwater use restrictions are included in the Environmental Easement that is maintained with the land.

Based on the status of the Site, and duration of post-COC conformance, at this time the Site is recommend for Site Closure.



#### 2.0 SITE OVERVIEW

The Former Ames/Hills Plaza Site is located in City of Jamestown, County of Chautauqua, New York and is an approximate 5.8 acre Site (see Figures 1 and 2). The Site is bordered by Chadakoin River to the north and east, South Main Street to the west, and Harrison Street to the south.

The Site is currently developed with the renovated former Ames/Hills department store building located on the eastern portion of the Site. Other Site improvements include asphalt pavement access roads, parking lots, concrete walkways, green space areas, and wood mulch cover system. Along the north and east boarder of the Site is a public access river walk that follows the Chadkoin river bank. The site is primarily used as commercial medical offices.

The contamination of the Site was well characterized through the collection and analysis of groundwater, surface soil, subsurface soil, indoor air, and soil vapor samples. Semi-Volatile Organic Compounds (SVOCs) and metals contamination was present in the surface and subsurface soil across the Site. Petroleum impacts were localized to the north/northwest corner of the Site due to the presence of an underground storage tank (UST). Both the petroleum contaminated soils and UST were removed and disposed off-Site during the interim remedial measure (IRM).

The cover system has been implemented across the entire Site with the following features:

- A minimum of two feet thick layer of clean soil in green space areas
- A minimum of six inch thick layer of wood mulch in green space areas with mature trees
- Asphalt in areas for parking lots and access roads (minimum 4-inches gravel and 2-inches asphalt)
- Concrete for building foundation (minimum 4-inches gravel and 2-inches concrete) and walkways

Remedial activities were completed in December 2006. The FER and SMP for the Site were approved by the Department in December 2006. The Certificate of Completion (COC) was issued for the Site on December 22, 2006.



#### 3.0 REMEDY PERFORMANCE

Annual inspections have been completed at the Site since 2007. A TurnKey qualified environmental professional completed the 2018-2022 annual site inspections on July 25, 2018, May 31, 2019, May 28, 2020, July 7, 2021, and July 19, 2022. The Site inspection includes a walk-over of the entire BCP Site to visually observe and document the use and integrity of the cover systems, including wood mulch thickness measurements. Additionally, the southwestern bank of the Chadakoin River is visually inspected for petroleum contamination emitting from the subsurface. Overall, the site was deemed to be compliant with the Site Management Plan (SMP) requirements at the time of the site inspection.

Mulch thickness complied with the SMP, with measured thicknesses ranging from 6 inches to 10 inches, asphalt and concrete surface cover appeared in good condition, and no evidence of impacts were noted in the creek.

The completed IC/EC Certification form and site photographs are included in Appendix A and Appendix B, respectively.



#### 4.0 SITE MANAGEMENT PLAN

The Former Ames/Hills Plaza Site post-remedial Site Management Plan (SMP) was approved by the NYSDEC in December 2006. The SMP provides a detailed description of all procedures required to manage remaining contamination at the Site after completion of the Remedial Action, including: (1) implementation and management of all Institutional and Engineering Controls; and, (2) performance of periodic inspections, certification of results, and submittal of Periodic Review Reports.

A brief description of these SMP components is presented below.

#### 4.1 Soil/Fill Management Plan

A SFMP was included in the approved-SMP for the Site. The SFMP provides guidelines for the management of soil and fill material during any intrusive activities.

No intrusive activities requiring management of on-Site material or imported materials occurred during the reporting period.

#### 4.2 Operation, Monitoring and Maintenance Plan

The OM&M Plan consists of three major components, including the Inspection Procedures; Final Cover System Conditions, and Inspection Reporting.

- Inspection Procedure annual inspection of the cover system
- Final Cover System Condition detail issues identified, including sloughing, cracking, erosion, distressed vegetation and damage. Reporting of maintenance issue to the Department.
- Inspection Reporting Annual, or as revised by pre-approval of the Department, submittal of inspection report findings and certification form. Current reporting period is every 5 years.

#### 4.3 Excavation Work Plan

The Excavation Work Plan, which is included within the approved-SFMP for the Site, provides guidelines for the management of soil/fill material during any future intrusive activities.

No intrusive activities were completed during the reporting period.



#### 4.4 Environmental Easement

The Environmental Easement details the requirements of the site owner's to comply with the SMP, including the SFMP and OM&M Plan, as described above. The Environmental Easement also describes the Institutional and Engineering Controls (IC/ECs), as described below.

#### 4.5 Engineering and Institutional Control Requirements and Compliance

As detailed in the Environmental Easements, several Institutional and Engineering Controls (IC/ECs) need to be maintained as a requirement of the BCA for the Site.

#### 4.5.1 Institutional Controls

- Implementation of the SMP.
- Implementation of the O&M Plan.
- Land-Use Restriction the controlled property may be used for commercial and/or industrial use only.
- Groundwater-Use Restriction the use of groundwater for potable and nonpotable purposes is prohibited, without treatment to render it safe for the intended purpose;

## 4.5.2 Engineering Controls

• Cover System – The cover system, including building foundations, concrete sidewalks, concrete or asphalt driveways and parking areas, and landscaped vegetated/mulched areas are all being maintained in compliance with the SMP.

At the time of the site inspections, the Site was fully compliant with all engineering and institutional control requirements.

# 4.6 Annual Inspection and Certification Program

The Annual Inspection and Certification Program outlines the requirements for the Site, to certify and attest that the institutional controls and/or engineering controls employed



at the Site are unchanged. The Annual Certification will primarily consist of an annual Site Inspection to complete the auto-generated NYSDEC Institutional and Engineering Controls (IC/EC) Certification Form. The site inspection will verify that the IC/ECs:

- Are in place and effective.
- Are performing as designed.

#### And that:

- Nothing has occurred that would impair the ability of the controls to protect the public health and environment.
- Nothing has occurred that would constitute a violation or failure to comply with any operation and maintenance plan for such controls.
- Access is available to the Site to evaluate continued maintenance of such controls.

Annual site inspections were completed by a TurnKey Qualified Environmental Professional (QEP) on July 25, 2018, May 31, 2019, May 28, 2020, July 7, 2021, and July 19, 2022. At the time of the inspections, the Site was compliant with the SMP requirements.

The Site is connected to municipal water supply, and no observable use of groundwater was noted during the site inspection.

The Site includes paved roadways/walkways, green space (mulch covered), and parking areas, and area were deemed competent with no apparent penetrations of the cover system noted. During annual site inspections, mulched areas are inspected to verify that a minimum of six-inches of mulch is present. Mulch thickness was greater than six-inches in all cases. Figure 2 shows the locations and thickness of the mulch across the Site.

Visual inspection of the Chadokain River was also completed, with no visual evidence of contaminant emissions noted along the river bank adjacent to the site.

The completed Institutional and Engineering Controls Certification Form is included in Appendix A. A photolog of the site inspection is included in Appendix B.



# 5.0 CONCLUSIONS AND RECOMMENDATIONS

Conclusions and recommendations are as follows:

• At the time of the site inspection, the Site was in compliance with the Site Management Plan.

The following modifications are recommended for the Site.

• Site Closure



# 6.0 DECLARATION/LIMITATION

TurnKey Environmental Restoration, LLC personnel conducted the annual site inspections for Brownfield Cleanup Program Site No. C907029, located in Jamestown, New York, according to generally accepted practices. This report complied with the scope of work provided to REHC5 by TurnKey Environmental Restoration, LLC.

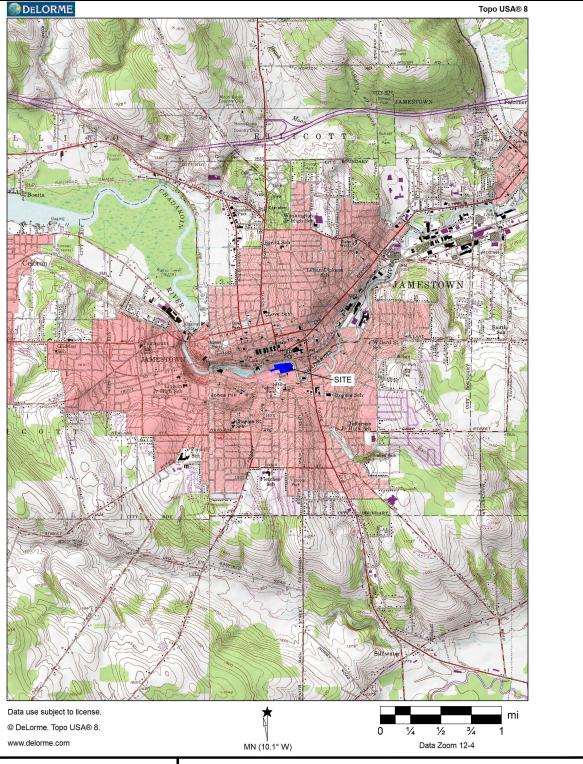
This report has been prepared for the exclusive use of REHC5. The contents of this report are limited to information available at the time of the site inspection. The findings herein may be relied upon only at the discretion of REHC5. Use of or reliance upon this report or its findings by any other person or entity is prohibited without written permission of TurnKey Environmental Restoration, LLC.



# **FIGURES**



## FIGURE 1





2558 HAMBURG TURNPIKE SUITE 300 BUFFALO, NY 14218 (716) 856-0635

PROJECT NO.: 0265-012-001

DATE: JULY 2022

DRAFTED BY: CEH

## SITE LOCATION & VICINITY MAP

2022 PERIODIC REVIEW REPORT

FORMER AMES/HILLS PLAZA SITE 15 SOUTH MAIN STREET JAMESTOWN, NEW YORK PREPARED FOR

REHC5, LLC

#### DISCLAIMER.

DISCLAIMENT.

PROPERTY OF TURNKEY ENVIRONMENTAL RESTORATION, LLC. IMPORTANT: THIS DRAWING PRINT IS LOANED FOR MUTUAL ASSISTANCE AND AS SUCH IS SUBJECT TO RECALL AT ANY TIME. INFORMATION CONTAINED HEREON IS NOT TO BE DISCLOSED OR REPRODUCED IN ANY FORM FOR THE BENEFIT OF PARTIES OTHER THAN NECESSARY SUBCONTRACTORS & SUPPLIERS WITHOUT THE WRITTEN CONSENT OF TURNKEY ENVIRONMENTAL RESTORATION, LLC.



# **MULCH THICKNESS MEASUREMENT LOCATIONS**

FORMER AMES/HILLS PLAZA SITE 15 SOUTH MAIN STREET JAMESTOWN, NEW YORK 2022 PERIODIC REVIEW REPORT

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JOB NO.: 0265-012-001

<u>DISCLAIMER.</u> PROPERTY OF TURNKEY ENVIRONMENTAL RESTORATION, LLC. IMPORTANT: THIS DRAWING PRINT IS LOANED FOR MUTUAL ASSISTANCE AND AS SUCH IS SUBJECT TO RECALL AT ANY TIME. INFORMATION CONTAINED DISCLOSED OR REPRODUCED IN ANY FORM FOR THE BENEFIT OF PARTIES OTHER THAN NECESSARY SUBCONTRACTORS & SUPPLIERS WITHOUT THE WRITTEN CONSENT OF TURNKEY ENVIRONMENTAL RESTORATION, LLC.

FIGURE 2

# **APPENDIX A**

# INSTITUTIONAL & ENGINEERING CONTROLS CERTIFICATION FORM





# Enclosure 2 NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Site Management Periodic Review Report Notice Institutional and Engineering Controls Certification Form



| Sit       | te No.   | C907029   | Site Details   |                     | Box 1    |      |
|-----------|--|---|--|---------------------|----------|------|
| Sit       | te Name Fo   | ormer Ames/Hills Pla                              | aza  |                     |          |      |
| Cit<br>Co | te Address:<br>ty/Town: Ja<br>bunty: Chauta<br>te Acreage: | auqua   | Zip Code: 14701  |                     |          |      |
| Re        | eporting Peri  | od: June 22, 2017 to                              | June 22, 2022  |                     |          |      |
|           |  |   |  |                     | YES      | NO   |
| 1.        | Is the infor   | mation above correct                              | ?  |                     | X        |      |
|           | If NO, inclu   | ude handwritten abov                              | e or on a separate sheet.  |                     |          |      |
| 2.        |  | or all of the site proper<br>mendment during this | erty been sold, subdivided, merged<br>Reporting Period?              | d, or undergone a   |          | X    |
| 3.        |  | been any change of ι<br>CRR 375-1.11(d))?         | use at the site during this Reporting                                | g Period            |          | X    |
| 4.        | •  | federal, state, and/or<br>e property during this  | local permits (e.g., building, discha<br>Reporting Period?           | arge) been issued   |          | X    |
|           |  |   | ions 2 thru 4, include documenta<br>previously submitted with this c |                     |          |      |
| 5.        | Is the site  | currently undergoing                              | development?   |                     |          | X    |
|           |  |   |  |                     |          |      |
|           |  |   |  |                     | Box 2    |      |
|           |  |   |  |                     | YES      | NO   |
| 6.        |  | ent site use consisten<br>al and Industrial       | t with the use(s) listed below?                                      |                     | X        |      |
| 7.        | Are all ICs  | in place and function                             | ing as designed?   | $\bar{\mathbf{X}}$  |          |      |
| _         | IFT  |   | HER QUESTION 6 OR 7 IS NO, sign<br>E THE REST OF THIS FORM. Othe     |                     | ind      |      |
| Α (       | Corrective N   | leasures Work <del>Plan r</del>                   | must be submitted alon <del>g with</del> this                        | form to address the | nese iss | ues. |
|           |  |   |  |                     |          |      |
| Sig       | gnature of Ov  | vner, Remedial Party o                            | or Designated Representative   | Date                |          |      |

SITE NO. C907029 Box 3

**Description of Institutional Controls** 

Parcel Owner Institutional Control

**387.49-1-4.1** REHC-5

Soil Management Plan Landuse Restriction

**Ground Water Use Restriction** 

O&M Plan

i) Implementation of OM&M Plan, Soil/Fill Management Plan - 12/2006

ii) Maintenance of Cover System.

iii) Prohibition of use of groundwater

**387.49-1-6** REHC 5, Attn: Peter Krog

O&M Plan

Ground Water Use Restriction Soil Management Plan

Soil Management Plar Landuse Restriction

i) Implementation of OM&M Plan, Soil/Fill Management Plan - 12/2006

ii) Maintenance of Cover System.

iii) Prohibition of use of groundwater

Box 4

#### **Description of Engineering Controls**

Parcel <u>Engineering Control</u>

387.49-1-4.1

Cover System

i) Implementation of OM&M Plan, Soil/Fill Management Plan - 12/2006

ii)Maintenance of Cover System.

iii) Prohibition of use of groundwater

387.49-1-6

Cover System

i) Implementation of OM&M Plan, Soil/Fill Management Plan - 12/2006

ii)Maintenance of Cover System.

iii) Prohibition of use of groundwater

| Box 5 |  |
|-------|--|
|-------|--|

|    | Periodic Review Report (PRR) Certification Statements  |  |  |  |  |  |
|----|--|--|--|--|--|--|
| 1. | I certify by checking "YES" below that:  |  |  |  |  |  |
|    | a) the Periodic Review report and all attachments were prepared under the direction of, and reviewed by, the party making the Engineering Control certification;                                 |  |  |  |  |  |
|    | b) to the best of my knowledge and belief, the work and conclusions described in this certification are in accordance with the requirements of the site remedial program, and generally accepted |  |  |  |  |  |
|    | engineering practices; and the information presented is accurate and compete.  YES NO  |  |  |  |  |  |
|    | $X\square$ $\square$   |  |  |  |  |  |
| 2. | For each Engineering control listed in Box 4, I certify by checking "YES" below that all of the following statements are true:   |  |  |  |  |  |
|    | (a) The Engineering Control(s) employed at this site is unchanged since the date that the Control was put in-place, or was last approved by the Department;                                      |  |  |  |  |  |
|    | (b) nothing has occurred that would impair the ability of such Control, to protect public health and the environment;  |  |  |  |  |  |
|    | (c) access to the site will continue to be provided to the Department, to evaluate the remedy, including access to evaluate the continued maintenance of this Control;                           |  |  |  |  |  |
|    | (d) nothing has occurred that would constitute a violation or failure to comply with the Site Management Plan for this Control; and  |  |  |  |  |  |
|    | (e) if a financial assurance mechanism is required by the oversight document for the site, the mechanism remains valid and sufficient for its intended purpose established in the document.      |  |  |  |  |  |
|    | YES NO   |  |  |  |  |  |
|    | $\mathbf{X}\square$ $\square$  |  |  |  |  |  |
|    | IF THE ANSWER TO QUESTION 2 IS NO, sign and date below and DO NOT COMPLETE THE REST OF THIS FORM. Otherwise continue.  |  |  |  |  |  |
|    | A Corrective Measures Work Plan must be submitted along with this form to address these issues.  |  |  |  |  |  |
|    | Signature of Owner, Remedial Party or Designated Representative Date   |  |  |  |  |  |
|    |  |  |  |  |  |  |
|    |  |  |  |  |  |  |

# IC CERTIFICATIONS SITE NO. C907029

Box 6

#### SITE OWNER OR DESIGNATED REPRESENTATIVE SIGNATURE

I certify that all information and statements in Boxes 1,2, and 3 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

| I <u>Jonathan Geiger</u><br>print name                     | at <u>Graf Realty, 435 Main</u><br>print business ad |                           |
|--|--|---------------------------|
| am certifying as <u>Managin</u>                            | g Owner Entity                                       | (Owner or Remedial Party) |
| for the Site named in the Site Detail                      | s Section of this form.                              |                           |
| Signature of Owner, Remedial Party Rendering Certification | (Manager)<br>y, or Designated Representative         | 8/10/2022<br>Date         |

**EC CERTIFICATIONS** 

Box 7

#### **Qualified Environmental Professional Signature**

I certify that all information in Boxes 4 and 5 are true. I understand that a false statement made herein is punishable as a Class "A" misdemeanor, pursuant to Section 210.45 of the Penal Law.

print business address am certifying as a Qualified Environmental Professional for the (Owner or Remedial Party) Signature of Qualified Environmental Professional, for Stamp the Owner or Remedial Party, Rendering Certification (Required for PE)

# **APPENDIX B**

SITE PHOTOGRAPH LOG



#### Photo 1:



Photo 3:



Photo 2:





Photo 1: Subject property – cover system – looking west

Photo 2: Subject property – cover system – looking east

Photo 3: Subject property - Chadakoin River - looking northwest

Subject Property - Chadakoin River - looking northeast Photo 4:

Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

#### Photo 5:





Photo 6:





Photo 5: Subject property – cover system – looking east

Photo 6: Subject property – cover system – looking east

Photo 7: Subject property – cover system – looking east

Photo 8: Subject property – cover system – looking west

Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

#### Photo 9:



#### Photo 11:



Photo 10:





Photo 9: Subject property – parking area (No.7) – looking west

Photo 10: Subject property – parking area – looking west

Photo 11: Subject property – parking area (No.8) – looking southwest

Photo 12: Subject property - parking area (No.9) - looking west toward Main St.

Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

#### Photo 13:



Photo 15:



Photo 13: Mulch thickness location #1 - 9.5+"

Photo 14: Mulch thickness location #3 - 7.0+"

Photo 15: Mulch thickness location #5 - 8.0+"

Photo 16: Mulch thickness location #7 - 7.0+"

#### Photo 14:



Photo 16:



Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY



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Photo 2:





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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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Former Ames-Hills Plaza Site
15 South Main Street Jamestown, NY

TURNKEY

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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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Former Ames-Hills Plaza Site
15 South Main Street Jamestown, NY



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Former Ames-Hills Plaza Site 15 South Main Street Jamestown, NY TURNKEY

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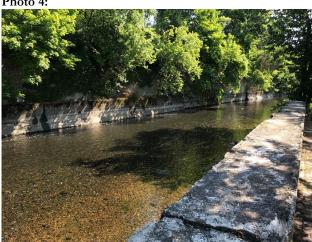


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Photo 11:



Photo 10:



Photo 12:



Photo 9: Subject property – parking area (No.7) – looking west

Photo 10: Subject property – parking area – looking west

Photo 11: Subject property – parking area (No.8) – looking southwest

Photo 12: Subject property – parking area (No.9) – looking west toward Main St.

Former Ames-Hills Plaza Site
15 South Main Street Jamestown, NY

TURNKEY

Photo Date: July 19, 2022

#### Photo 13:



#### Photo 15:



Photo 13: Mulch thickness location #1 - 8.0+"

Photo 14: Mulch thickness location #3 - 7.0+"

Photo 15: Mulch thickness location #5 - 7.0+"

Photo 16: Mulch thickness location #8 - 7.0+"

#### Photo 14:



#### Photo 16:

