


## **ACCESS AUTHORIZATION**

1. I, Alexander A. Curcio, am the Property Owner of the facility located at the Biotech Industries, LLC Site (Site) and as such I have the authority to sign this authorization.
2. I grant authorization to the United States Environmental Protection Agency (EPA), its officers, employees, contractors and other authorized representatives to enter the property located at 3561 Plateau Road, Newton, NC 28658. This authorization allows EPA, its officers, employees, contractors and other authorized representatives to have access to the Site to conduct sampling and/or an emergency or time-critical removal action or for oversight purposes. EPA's activities at the Site may include, but not be limited to, the following:
  - a) the taking of such soil, water, and air samples as may be determined to be necessary;
  - b) the sampling of any solids or liquids stored or disposed of on-site;
  - c) the sampling of all drums, tanks or other containers on-site to characterize such materials;
  - d) other actions related to the investigation of surface or subsurface contamination;
  - e) the taking of a response action, including:
    - a. stabilizing the site, transferring/bulking material from leaking unstable containers to appropriate containers;
    - b. segregating all materials based on compatibility,
    - c. providing a comprehensive inventory of all hazardous and nonhazardous material being stored on site;
    - d. restricting access to the Site by repairing damages areas of the fencing surrounding the Site and installing new locks;
    - e. transporting and properly disposing of all waste and waste-contaminated soil to a facility approved by the EPA;
    - f. crushing empty drums for off-site disposal and dismantling and decontaminating tanks;
  - f) performing confirmation soil sampling and treating or disposing of impacted soil;
  - g) transporting equipment onto and about the Site as necessary to accomplish the above activities;
  - h) inspecting and copying all documents related to the operations of the Site; and
  - i) inspecting and coping all documents relating to the generation, treatment, storage, disposal, or sources of hazardous substances at the Site.
3. The consent for access and use granted herein will commence on January 25, 2011, and will continue until EPA completes the removal action.
4. I have been notified that these actions by EPA are undertaken pursuant to its response authority under Section 104(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA or Superfund), 42 U.S.C. Section 9604(a)
5. I have been notified that parties found responsible pursuant to Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), may be liable for all costs EPA incurs in connection with the response which are not inconsistent with the National Contingency Plan (NCP), at 40 CFR Part 300.

6. Please return this signed and dated Access Authorization to:

**Kenneth B. Rhame**, On-Scene Coordinator  
Emergency Response and Removal Branch  
Environmental Protection Agency, Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, GA 30303

Date: 1.25.11

Name:   
(Signature)

Name: ALEXANDER CURCIO  
(Please print or type)

Title: PRESIDENT  
Company Name: BIOTECH INDUSTRIES  
Address: 3501 PLATEAU RD  
NEWTON NC 28658