

EAS, INC.

ENVIRONMENTAL ASSESSMENT SERVICES, INC.

Environmental Assessment Authorization Form

Requested Service (Check Box)	RSRA_____	TSP_____	Phase I_____
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Date:

Site Information

Address:		
City:	State	Zip
Phone	Fax	
Email Address		

Requesting Agent

Name		
Position		
Firm		
Address:		
City:	State	Zip
Phone	Fax	
Email Address		

Site Contact

Name		
Position		
Firm		
Address:		
City:	State	Zip
Phone	Fax	
Email Address		

Authorizing / Billing Agent

Printed Name and Signature		
Position		
Firm		
Address:		
City:	State	Zip
Phone	Fax	
Email Address		

The attached Terms and Conditions and required initials, as well as, the attached proposal, are a portion of this document and should be considered as such.

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In order to qualify for one of the *Landowner Liability Protections (LLPs)* offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001 (the “*Brownfields Amendments*”), the *user* must provide the following information (if available) to the *environmental professional*. Failure to provide this information could result in a determination that “*all appropriate inquiry*” is not complete. In addition, certain information should be collected, if available, and provided to the environmental professional selected to conduct the Phase I.

This information is intended to assist the *environmental professional* but is not necessarily required to qualify for one of the *LLPs*. The information includes:

- (a) the reason why the Phase I is required,
- (b) the type of *property* and type of *property* transaction, for example, sale, purchase, exchange, etc.,
- (c) the complete and correct address for the *property* (a map or other documentation showing *property* location and boundaries is helpful),
- (d) the scope of services desired for the Phase I (including whether any parties to the *property* transaction may have a required standard scope of services on whether any considerations beyond the requirements of Practice E 1527 are to be considered),
- (e) identification of all parties who will rely on the Phase I *report*,

User Provided Information	YES	NO
Environmental cleanup liens that are filed or recorded against the site (40 CFR 312.25). Are you aware of any environmental cleanup liens against the <i>property</i> that are filed or recorded under federal, tribal, state or local law?		
Activity and land use limitations that are in place on the site or that have been filed or recorded in a registry (40 CFR 312.26). Are you aware of any AULs, such as <i>engineering controls</i> , land use restrictions or <i>institutional controls</i> that are in place at the site and/or have been filed or recorded in a registry under federal, tribal, state or local law?		
Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28). As the <i>user</i> of this <i>ESA</i> do you have any specialized knowledge or experience related to the <i>property</i> or nearby properties? For example, are you involved in the same line of business as the current or former <i>occupants</i> of the <i>property</i> or an adjoining <i>property</i> so that you would have specialized knowledge of the chemicals and processes used by this type of business?		
Relationship of the purchase price to the fair market value of the <i>property</i> if it were not contaminated (40 CFR 312.29). Does the purchase price being paid for this <i>property</i> reasonably reflect the fair market value of the <i>property</i> ? If you conclude that there is a difference, have you considered whether the lower purchase price is because contamination is known or believed to be present at the <i>property</i> ?		
Commonly known or reasonably ascertainable information about the <i>property</i> (40 CFR 312.30). Are you aware of commonly known or <i>reasonably ascertainable</i> information about the <i>property</i> that would help the <i>environmental professional</i> to identify conditions indicative of releases or threatened releases? For example, as <i>user</i> , (a.) Do you know the past uses of the <i>property</i> ? (b.) Do you know of specific chemicals that are present or once were present at the <i>property</i> ? (c.) Do you know of spills or other chemical releases that have taken place at the <i>property</i> ? (d.) Do you know of any environmental cleanups that have taken place at the <i>property</i> ?		
Commonly known or reasonably ascertainable information about the <i>property</i> (40 CFR 312.30). Are you aware of commonly known or <i>reasonably ascertainable</i> information about the <i>property</i> that would help the <i>environmental professional</i> to identify conditions indicative of releases or threatened releases? For example, as <i>user</i> , (a.) Do you know the past uses of the <i>property</i> ? (b.) Do you know of specific chemicals that are present or once were present at the <i>property</i> ? (c.) Do you know of spills or other chemical releases that have taken place at the <i>property</i> ? (d.) Do you know of any environmental cleanups that have taken place at the <i>property</i> ?		
The degree of obviousness of the presence of likely presence of contamination at the <i>property</i>, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31). As the <i>user</i> of this <i>ESA</i> , based on your knowledge and experience related to the <i>property</i> are there any <i>obvious</i> indicators that point to the presence or likely presence of contamination at the <i>property</i> ?		

Landowner Liability Protections, or *LLPs*, is the term used to describe the three types of potential defenses to Superfund liability in EPA's *Interim Guidance Regarding Criteria Landowners Must Meet in Order to Qualify for Bona Fide Prospective Purchaser, Contiguous Property Owner, or Innocent Landowner Limitations on CERCLA Liability* (“*Common Elements*” Guide) issued on March 6, 2003. 36 P.L. 107-118.

(1.) Environmental cleanup liens that are filed or recorded against the site (40 CFR 312.25).

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727 864 9880

PO Box 16161, Saint Petersburg, Florida 33733

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Are you aware of any environmental cleanup liens against the *property* that are filed or recorded under federal, tribal, state or local law?

(2.) Activity and land use limitations that are in place on the site or that have been filed or recorded in a registry (40 CFR 312.26).

Are you aware of any AULs, such as *engineering controls*, land use restrictions or *institutional controls* that are in place at the site and/or have been filed or recorded in a registry under federal, tribal, state or local law?

(3.) Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28).

As the *user* of this *ESA* do you have any specialized knowledge or experience related to the *property* or nearby properties? For example, are you involved in the same line of business as the current or former *occupants* of the *property* or an adjoining *property* so that you would have specialized knowledge of the chemicals and processes used by this type of business?

(4.) Relationship of the purchase price to the fair market value of the *property* if it were not contaminated (40 CFR 312.29).

Does the purchase price being paid for this *property* reasonably reflect the fair market value of the *property*? If you conclude that there is a difference, have you considered whether the lower purchase price is because contamination is known or believed to be present at the *property*?

(5.) Commonly known or reasonably ascertainable information about the *property* (40 CFR 312.30).

Are you aware of commonly known or *reasonably ascertainable* information about the *property* that would help the *environmental professional* to identify conditions indicative of releases or threatened releases? For example, as *user*,

- (a.) Do you know the past uses of the *property*?
- (b.) Do you know of specific chemicals that are present or once were present at the *property*?
- (c.) Do you know of spills or other chemical releases that have taken place at the *property*?
- (d.) Do you know of any environmental cleanups that have taken place at the *property*?

(6.) The degree of obviousness of the presence of likely presence of contamination at the *property*, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31).

As the *user* of this *ESA*, based on your knowledge and experience related to the *property* are there any *obvious* indicators that point to the presence or likely presence of contamination at the *property*?