



MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

Remediation and Redevelopment Division

Public Highway Institutional Control

Instructions

When environmental contamination is proposed to remain in place within a public highway owned or controlled by a county road commission or local unit of government, the "Public Highway Institutional Control" may be used to satisfy all of the requirements under Section 21310a(3)(c) of Part 213, Leaking Underground Storage Tanks, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA). In addition, the "Public Highway Institutional Control" may serve as an alternative instrument, with department approval, pursuant to Section 20121(9) of Part 201, Environmental Remediation, of the NREPA. Multiple signature pages may be necessary if there is more than one authority that owns or controls the public highway. All institutional control Reference Numbers assigned shall be predominantly displayed on the first page. The EGLE Reference Number can be obtained by emailing EGLE-RRD@Michigan.gov. If you have received a Reference Number over a year prior to finalizing the Public Highway Institutional Control, please send an email to EGLE-RRD@Michigan.gov to request a new Reference Number.

Section 1. Facility Information

EGLE Reference Number PHIC-RRD- _____ - _____ - _____

Site or Facility Name: _____ Site or Facility ID No.: _____

Site or Facility Street Address: _____

City: _____ State: _____ ZIP Code: _____

Name of Party Proposing Public Highway IC: _____

Email: _____

Street Address of Party Proposing Public Highway IC: _____

City: _____ State: _____ ZIP Code: _____

Contact Person: _____

Phone: _____ Fax: _____

- EGLE District Office: [] Cadillac [] Gaylord [] Grand Rapids [] Jackson [] Kalamazoo [] Lansing [] Saginaw Bay [] SE Michigan [] Upper Peninsula

Section 2. Affected Public Highway Information

1. Name of affected public highway(s) and nearest intersection:

2. Known or suspected contaminant(s) type (check all that apply):

Petroleum Volatile organic compounds Metals Other

If other:

3. Is residual/mobile nonaqueous-phase liquid present in the affected public highway:

Yes No

4. Media contaminated:

a. Soil depth to contaminated soil: _____

b. Groundwater depth to contaminated groundwater: _____

Predominant groundwater flow direction: _____

5. Provide a scaled drawing of the portion of the public highway subject to the institutional control that depicts the area impacted by regulated substances and the location of utilities in the impacted area, including storm water systems and municipal separate storm water systems. At a minimum, the scaled drawing should include:

a. A north arrow.

b. A graphical scale bar and scale statement (e.g. 1" = 50').

c. The limits of the source property plotted, to scale, showing the relationship to the county road commission or local unit of government and other affected parcels.

d. The public highway(s) name identified.

e. A statement identifying the Township, Range, Section, and Quarter Section where the parcel is located.

f. The limits of the affected public highway plotted to scale. This area should be hatched and labeled appropriately.

g. The location of significant site features such as buildings, drives, parking lots, and road surface.

h. Cross section illustrating affected public highway, media, utilities, and location and depth of contaminated media.

i. Most recent analytical data illustrating contaminant compounds and concentrations within the contaminated media.

6. Provide a complete list that identifies all parties with ownership and possessory or use property interests related to the public highway (including owners of real property, easement holders, utility franchise holders, and owners or operators of public utilities):

- a. Are any of the parties listed above affected by the contamination: Yes No
- b. Have all of the parties above affected by the contamination received notification of the existing conditions as part of a corrective action plan or pursuant to the due care requirements: Yes No

7. Exposure risks:

- a. Due to groundwater contamination (check all that apply):
- Drinking water Indoor air inhalation Surface water
- b. Due to soil contamination (check all that apply):
- Direct contact Ambient air inhalation Indoor air inhalation
- Leaching from soil to groundwater Direct transport to surface water
- Soil excavation/relocation

Based on the exposure risks identified above, insert a paragraph below which describes the affected media, the nature and extent of the hazardous substances, the cleanup criteria exceeded, the routes of potential exposure, any response activities or corrective actions that have been taken to address the contamination, and any activities that could result in exposure to hazardous substances that would cause this institutional control to not be protective of public health, safety, and welfare (e.g. use of the groundwater for consumption, irrigation, or any other use, management and disposal of groundwater for dewatering for construction purposes; any excavation or intrusive activity that would result in contaminated soils to be placed at the ground surface or otherwise exacerbate the extent of contamination).

Section 3. Storm Sewer System Certification

Is contamination present in or does the contamination have the potential to enter the storm sewer system (including separate storm sewer systems and combined sewers) as a result of the release from the underground storage tank system:

Yes No

If yes, please provide the information below and attach any drawings, tables, etc. that clearly identifies the nature and extent of the contamination that enters or has the potential to enter the storm sewer system.

Section 4. Submitter Information

I, as the submitter identified in Section 1, or the qualified consultant authorized to complete this document on the submitter's behalf, hereby attest to the accuracy of the statements in this document and all attachments and have provided this document to the county road commission or local unit of government.

Signature

Date

Printed/Typed Name: _____

Name of Company (if applicable): _____

Address: _____

City: _____ State: _____ ZIP Code: _____

Phone: _____ Fax: _____

Email: _____

Section 5. County Road Commission or Local Unit of Government Confirmation

Name of county road commission or local unit of government:

The aforementioned _____ (**county road commission or local unit of government above**) hereby confirms that there are no current plans to relocate, vacate, or abandon the public highway. With my signature below, I certify that I am legally authorized to sign on behalf of the _____ (**county road commission or local unit of government above**).

Signature of Authorized Official

Date

Printed/Typed Name of Authorized Official: _____

Title of Authorized Official: _____

Address: _____

City: _____ State: _____ ZIP Code: _____

Phone: _____ Fax: _____

Email: _____

If you need this information in an alternate format, contact EGLE-Accessibility@Michigan.gov or call 800-662-9278.

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This form and its contents are subject to the Freedom of Information Act and may be released to the public.