

Innocent Owner/Operator Public Notification Letter

I.M. IOP Applicant Letterhead

Date

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

U. R. Adjacent Property Owner
123 Main Street
Anywhere, TX 00000

Re: Notification of Application to TCEQ Innocent Owner/Operator Program (IOP)
Site Address (123 Main Street)
Anywhere, TX 00000, Anywhere County
IOP Project No. XXX

Dear Adjacent Property Owner:

This letter was prepared to inform you that an application has been submitted to the IOP of the Texas Commission on Environmental Quality (TCEQ) by the owners/operators of **[Name of Site]** located at **[Site Address]** adjacent to your property at **[Recipient's Address]**. The application was submitted in response to the discovery of **[Type Contamination]** in **[Type Media]** on **[Name of Site's]** property, which the owners/operators contend has migrated to their property from an off-site source.

Additionally, **[Name of Other Applicants]** is/are included in the application and is/are listed as **[Interest in Property]**.

The law creating the IOP became effective September 1, 1997 and was drafted to provide immunity from liability under the Texas Water Code and Health and Safety Code for owners/operators of property that has been contaminated by an off-site source. The law also provides for issuance of a certificate confirming the person is an innocent owner/operator and thereby not liable for the contamination if the person makes an adequate demonstration to the TCEQ that the contamination has migrated from an off-site source and that activities on the property did not contribute to the contamination. The owner/operator of **[Name of Site]** has submitted an application and site investigation report for TCEQ review requesting an evaluation of information they believe will support their status as innocent owner or operator.

You are not required to respond to this letter; however, if you have any information that may affect the TCEQ's evaluation of contamination on the **[Site Name]** property or have any questions regarding this notice, please contact the **[IOP Project Manager]** at **[telephone with area code]** with questions concerning this notice. Any such information must be provided within 14 days of receipt of this letter and may be sent to the above IOP Project Manager via Fax at (512) 239-1212, sent by regular mail to the TCEQ, Voluntary Cleanup Section, MC 221, P.O. Box 13087, Austin, Texas 78711-3087 or by express mail at 12100 Park 35 Circle, Austin, Texas 78753. Please reference **[IOP No.]** in any correspondence. Please refer to IOP number **[IOP #XXX]** when contacting TCEQ. Should you have any questions of **[Applicant]**, please contact _____ at **(XXX) XXX-XXXX**.

Sincerely,

I.M. IOP Applicant
Title

cc: TCEQ, IOP Project Manager, Voluntary Cleanup Section, MC-221