

St. Johnsbury Brownfield Program

OWNER PARTICIPATION AGREEMENT

Site Name _____ Parcel Id # _____
Address _____, St. Johnsbury, Vermont Zip _____

I/we, _____, the undersigned owner(s) of the referenced property, agree to participate in the St. Johnsbury Brownfield Program. I/we understand that by being an active participant in this program, I/we agree that:

- My/our property will be included in the Site Inventory; which allows the Town of St. Johnsbury to track the progress of sites within the St. Johnsbury Brownfield Program. Program progress will be provided to the U.S. EPA Brownfield Program within St. Johnsbury's quarterly grant reports.
- Documents and information concerning the site which are relevant to the redevelopment and reuse will be shared with potential developers;
- I/we will disclose to and share with the Town of St. Johnsbury all prior environmental assessment actions and records concerning the site;
- I/we hereby grant access to the site to the Town of St. Johnsbury's environmental consultant(s) for any and all purposes in connection with the environmental assessment. I/we acknowledge having received a copy of, and reviewed, a detailed description of the nature and type of access which may be involved in connection with my/our participation in the Brownfield Assessment Program.
- I/we hereby hold the Town of St. Johnsbury and its environmental consultant(s) harmless and free from any and all liability.

I/we understand that:

- I/we have a right to terminate my/our voluntary participation in this program, and that notification of termination must be submitted in writing to the St. Johnsbury Planning Commission;
- some of the information collected by the Town of St. Johnsbury and/or its environmental consultant(s) will be considered public information, and upon request, may need to be made available for public review. I/we understand that my/our proprietary information will not be made public. If at any time I/we wish to revoke my/our consent to the non-proprietary information concerning my/our site, then and in that event I/we may be required to reimburse any public funds theretofore expended in connection with my/our site;
- the Town of St. Johnsbury may be required to complete a Section 106 Historic Review for property/buildings over 50 years old;
- the Town of St. Johnsbury or its environmental consultant(s) may be required to disclose any detected or perceived imminent threats to human health or the environment to the appropriate government agencies. For instance, if a tank is observed leaking fuel, the Town of St. Johnsbury or its environmental consultant(s) will be required to report the event to the Vermont Agency of Natural Resources; and,
- under Vermont law, the site owner is responsible for notifying the Vermont Agency of Natural Resources immediately regarding releases that have knowingly occurred, such as known contaminant spills. The State

Town of St. Johnsbury
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St. Johnsbury, VT 05819

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may require additional site work, which may or may not be funded by the St. Johnsbury Brownfield Program depending on the circumstances.

Subject to this permission/participation, Town of St. Johnsbury agrees to:

- include this property/site in its program and provide access to program benefits;
- maintain the confidentiality of owner's proprietary information, to the extent allowed by law;
- consult with the owner(s) prior to establishing Site Work Plan activities; and
- provide the owner(s) with a copy of draft and final assessment reports, which will identify whether a contaminant release occurred or is suspected to have occurred.

Acknowledgement:

Property Owner (signature)

Town Manager
Town of St. Johnsbury, Vermont

Corporate Officer/Owner (signature)

Date

Date