

Project Name:



**CERTIFIED ENVIRONMENTAL, INC.
PHASE I ESA LLP CERTIFICATION**

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.

Site Name: _____ **Site Address:** _____
Site City/State: _____ **Site Zip Code:** _____
Project Contact: _____ **Project Contact Telephone Number:** _____

1. Description of Structure / Property Being Inspected (e.g. Manufacturing, Office Building, School, etc.):

2. Describe why Phase I Environmental Site Assessment is Being Conducted (e.g. Property Acquisition, Lease Renewal, Brownfield Assessment, Corrective Action, Sale, Purchase, Exchange, etc.):

3. Special Requirements, Conditions, or Considerations Beyond Practice E 1527-05 (e.g. Detailed Scope of Work, Limited or Abbreviated Environmental Sampling Requested, etc.):

4. Identification of all Interested Parties Relying on Phase I ESA Report:
 - > Name and Address: _____
 - > Name and Address: _____
5. Identification of Site Contact and How Contact Can be Reached (Include Telephone No. if Applicable):

6. Special Project Terms and Conditions: _____
7. Any Other Specific Knowledge or Experience of the Subject Property Concerning the Environmental Condition of the Property (e.g. Previous Phase I ESA Reports, Correspondence, Documents, etc.):

- (1.) 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 *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*?

Form Completed by: _____ (Print Name) _____ (Signature) _____ (Date)