

DESCRIBE ANY FINANCIAL INCENTIVES PLANNED TO SPUR DEVELOPMENT AND/OR CLEANUP AND PROPOSED FUNDING SOURCES: (Tax incentives, etc.)

This program is for site assessment only, cleanup money is not being offered as part of this program.

A portion of the funds for construction of the Bike Path is through the Dept. of Energy.

DESCRIBE PUBLIC INTEREST AND/OR COMMUNITY INVOLVEMENT IN SITE REUSE PLANNING:

The proposed development of the bike path has broad support, including the Wichita City Council, citizens, and other public organizations. The proposed bike path is recommended in the McAdams Neighborhood Plan, Wichita PROS Plan, and is included in the Wichita CIP.

Signature:

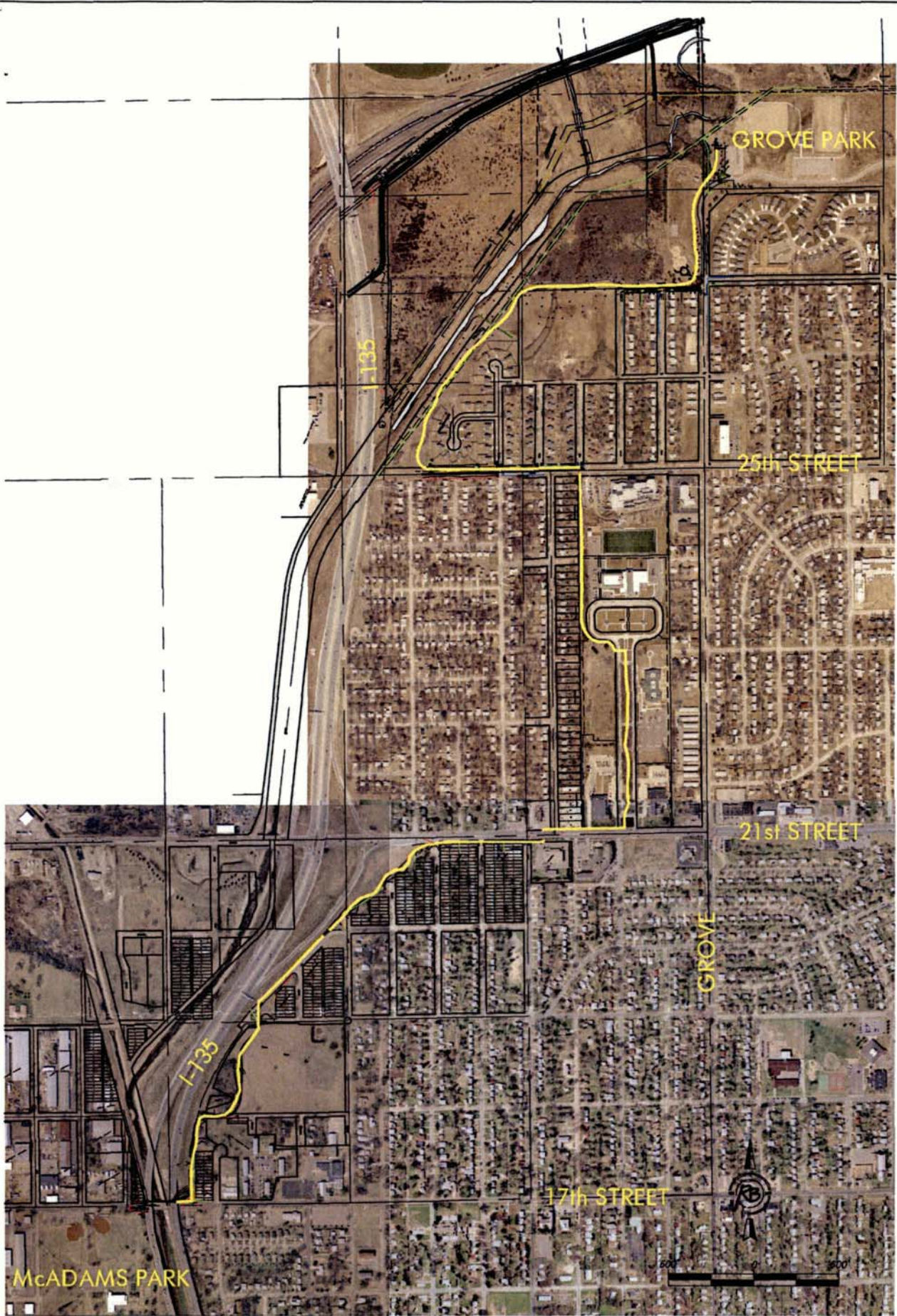


Date:

3/29/10

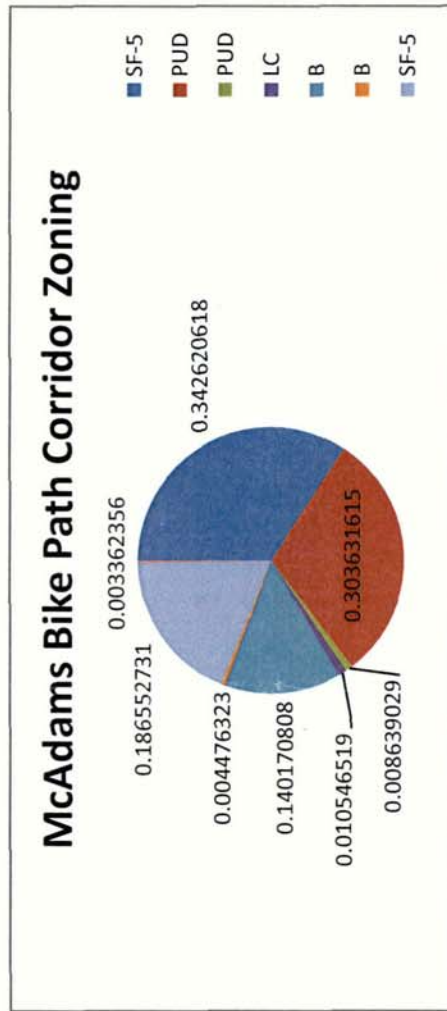
PLEASE RETURN FORM TO:

**DOUG DOUBEK, Unit Chief
Remedial Section
Kansas Department of Health and Environment
Bureau of Environmental Remediation
1000 SW Jackson, Suite 410
Topeka, Kansas 66612**



McADAMS BIKE PATH ROUTE

OBJECTID	ZONING	USERNAME	LASTUPDATE	Shape_Leng	Shape_Area	Percent (Area)
1	SF-5		18991230	5638.60414281000	92960.15416930000	34%
2	PUD		4/28/2006	3120.87264408000	82381.62051700000	30%
3	PUD		4/28/2006	194.43209896900	2343.94970167000	1%
4	LC		12/21/2004	578.38043039500	2861.49176427000	1%
5	B		18991230	1780.97576089000	38031.27798200000	14%
6	B		18991230	338.12908574300	1214.52022291000	0%
7	SF-5			2559.77749356000	50615.66563130000	19%
8	SF-5	jschiffelbein	9/9/2008	149.08039280000	912.27770458100	0%
					271320.95769303100	100%



DOCUMENTATION FORM

DATE: April 21, 2010

SUBJECT: Post-award site eligibility determination,
pursuant to ORC consultation process
Kansas Department of Health and Environment (KDHE), Grantee

**McAdams Bike Path Corridor
Wichita, KS 67214 and 67219**

Note: McAdams Bike Path runs parallel to 135 (North) at 135 and E. 13th St (McAdams Park), intersects 135 at E. 25th Street and ends at N. Grove St. & E. 27th St. (Grove Park). The City of Wichita, KS owns the bike path corridor area and petroleum assessment activities will be completed along the pathway to determine if the planned bike path has been impacted by petroleum contaminants from surrounding service stations.

FROM: Devin Pollock
Brownfields Project Officer

THROUGH: Robert W. Richards
Attorney, Office of Regional Counsel

TO: KDHE Wichita Assessment Site File, BF98780301

The following is a post-award site eligibility review for a petroleum assessment cooperative agreement under CERCLA § 104(k) with KDHE under Grant No. BF-98780301 for fiscal year 2006. This review has been done pursuant to the Region 7 Brownfields post-award site eligibility determination process (revised March, 2010). This review is solely for the property known as the McAdams Bike Pathway Corridor, Wichita, KS 67219.

The referenced property are within the jurisdiction of the grantee and historically was used as the City Right-of-way. The site is properly identified as a petroleum site, and is a Brownfields site within the definition of CERCLA § 101(39)(A) and is not excluded under any exclusion listed under CERCLA § 101(39)(B).

The grantee has never owned the property and did not operate, dispose, transport, or arrange for disposal of hazardous substances at the property, and is not affiliated with any party that did so. Thus, the grantee is not a potentially responsible party for the site pursuant to CERCLA § 107 for the referenced property. The City of Wichita, KS currently owns the property and is providing the grantee access.

Additionally, the State has provided its written determination that the property is classified as a low risk petroleum contamination site; there is no viable responsible party responsible for the petroleum contamination, the grantee is not responsible for the petroleum contamination, and there are no petroleum contamination cleanup orders for the site.

In conclusion, I have reviewed the property identified above and have determined that it is eligible for Brownfields funding under the referenced cooperative agreement.