APPENDIX G
Examples of Property Access Consent Forms

CONSENT FOR ACCESS TO PROPERTY FOR SAMPLING

Name: _____ Daytime Phone Number: _____

Address(es) of Property(ies): _____

_____

I consent to officers, employees, and authorized representatives of the United States Environmental Protection Agency (EPA) entering and having access to my property for the purpose of taking [DESCRIBE NUMBER OF SAMPLING LOCATIONS AND DEPTHS] which are necessary to implement the cleanup of lead contamination in the soil.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind. I understand that EPA or authorized representatives of EPA will contact me at least one week in advance before the soil samples are collected. This agreement is only for the purpose of soil sampling and no other work.

_____
Date

☐ I grant access to my property

☐ I do not grant access to my property

_____ _____
Signature Signature

☐ I would also like EPA to have a lead expert contact me to schedule a free inspection to identify potential lead hazards in my home and provide safety tips.

United States Environmental Protection Agency Region
6 1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

CONSENT FOR ENTRY AND ACCESS TO PROPERTY FOR SAMPLING

Description of property (including address) for which consent to access is granted:

Example: XXXX Street, Texarkana, Arkansas, more particularly described as a lot measuring approximately 3,000 square feet, including a two-room wood structure of approximately 300 square feet

Name of Signatory: _____

Address: _____

_____

_____ Phone: (_____)_____

Relationship to property (*e.g.*, owner, lessee, agent or employee of owner, etc.):

I HEREBY CONSENT to officers, employees and parties authorized by the U.S. Environmental Protection Agency (EPA), entering and having continued access to the property described above at reasonable times for the following purposes (List the activities to be undertaken on the property): Example:

- Sample collection including: (1) the gathering of soil from the outside area of the property; (2) drawing water from the tap; and (3) vacuuming the inside area of any inhabitable structure in order to collect dust.

- Taking photographs to record the sampling process.

I realize that these actions are undertaken pursuant to EPA's response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42

U.S.C. Sections 9601-9675. This written permission is given by me voluntarily with the knowledge of my right to refuse and without threats or promises of any kind.

This agreement expires on: _____
(Date)

I HEREBY WARRANT that I have authority to make this access agreement.

_____ _____
Date Signature

_____
Print name

CONSENT FOR ACCESS TO PROPERTY
FOR SAMPLING AND TO TAKE RESPONSE ACTION

Name: _____ Daytime Phone Number: _____

Address(es) of Property(ies): _____

_____

I consent to officers, employees, and authorized representatives of the United States Environmental Protection Agency (EPA) entering and having access to my property for the purpose of sampling and taking a response action including: (1) preparing for and excavation of soil from my property; (2) backfilling the excavated area(s) with clean soil and/or backfill; and (3) restoring any grass or other vegetation or structures to their pre-excavation state. These activities are necessary to implement the cleanup of lead contamination in the soil.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind. I understand that EPA or authorized representatives of EPA will contact me approximately two weeks in advance before the removal of soil begins, to discuss the steps involved in the excavation and removal program and all measures EPA will take to restore my yard. I also understand that if there is any damage to structures such as sidewalks that is caused by the work conducted by EPA or authorized representatives of EPA, then EPA or authorized representatives of EPA shall repair such damage.

_____
Date

☐ I grant access to my property

☐ I do not grant access to my property

_____
Signature

_____
Signature

XXXX TRIBE OF OKLAHOMA

PROPERTY ACCESS CONSENT AGREEMENT
FOR SAMPLING AND TO TAKE RESPONSE ACTION

The Property which is the subject of this agreement is described as follows:

NE 1/4 SE 1/4, Section 6, Township 28 North, Range 24 East, Xxxx County, Oklahoma otherwise described as Beaver Springs Park and Tribal Office which includes the Pow Wow grounds (hereinafter the Property).

THIS_____DAY OF_____, 1999, by authority of the Xxxx Tribal Business Committee, permission is hereby granted to officers, employees and parties authorized by the United States Environmental Protection Agency (EPA) entering and having continued access to the Property until 4:30 pm (CST) on _____, to conduct the following work (hereinafter the work):

(1) To perform necessary response actions (*e.g.*, excavation of contaminated soil, backfilling with clean soil or gravel, and sodding or seeding) to address lead and other metals from mining waste contamination on the above-described lands in accordance with the EPA Record of Decision issued August 27, 1997;

(2) To take necessary samples of environmental media to identify lead and other metals that may be a threat to public health or welfare or the environment.

Nothing contained in this permit shall operate to delay or prevent a termination of Federal trust responsibilities with respect to the Property by the issuance of a fee patent or otherwise during the term of the work; however, such termination shall not serve to terminate the work. The Xxxx Tribal Business Committee shall notify EPA of any change in status or ownership of the Property.

The Xxxx Tribal Business Committee realizes that the work will be undertaken pursuant to EPA's Superfund authority under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Sections 9601-9675.

This written permission is given by the Xxxx Tribal Business Committee voluntarily with the knowledge of its right to refuse and without threats or promises of any kind.

The Xxxx Tribal Business Committee is the property owner or a responsible representative of the property owner and I, Xx Xxxx, as Chairman of that Committee, warrant that I have authority to make this access agreement.

_____ _____

Xx Xxxx
Xxxx Tribal Chairman
Xxxx Tribe of Oklahoma

Date

_____ _____

U.S. Environmental Protection Agency

Date

CONSENT FOR ACCESS TO PROPERTY TO TAKE RESPONSE ACTION

Name: _____ Daytime Phone Number: _____

Address(es) of Property(ies): _____

_____

I consent to officers, employees, and authorized representatives of the United States Environmental Protection Agency (EPA) entering and having access to my property for the purpose of taking a response action including: (1) preparing for and excavation of soil from my property; (2) backfilling the excavated area(s) with clean soil and/or backfill; and (3) restoring any grass or other vegetation or structures to their pre-excavation state. These activities are necessary to implement the cleanup of lead contamination in the soil.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind. I understand that EPA or authorized representatives of EPA will contact me approximately two weeks in advance before the removal of soil begins, to discuss the steps involved in the excavation and removal program and all measures EPA will take to restore my yard. I also understand that if there is any damage to structures such as sidewalks that is caused by the work conducted by EPA or authorized representatives of EPA, then EPA or authorized representatives of EPA shall repair such damage.

_____
Date

☐ I grant
access to my property

☐ I do not grant
access to my property

_____
Signature

_____
Signature