

From: [Pierre Bernier](#)
To: [ENRD, PUBCOMMENT-EES \(ENRD\)](#)
Subject: Public Comments D.J. Ref. No. 90-11-2-32/2
Date: Monday, December 17, 2012 4:43:15 PM
Attachments: [MARITIME-C55006248.pdf](#)

Assistant Attorney General,
Environment and Natural Resources Division

Reference: United States and Massachusetts
v. AVX Corporation, D.J. Ref. No. 90-11-2-32/2

Please find attached our comment.

Sincerely,
Pierre Bernier
Maritime Terminal, Inc.

Consider the environment. Please do not print this e-mail unless you really need to.



MARITIME TERMINAL INC.

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December 17, 2012

Ignacia S. Moreno
Assistant Attorney General
Environment and Natural Resources Division
U.S. DOJ-ENRD
P.O. Box 7611
Washington, D.C. 20044-7611

Re: United States and Massachusetts v. AVX Corporation, D.J. Ref. No. 90-11-2-32/2

Dear Ms. Moreno,

I am writing to express my support for the Supplemental Consent Decree under which AVX Corporation will pay \$366.25 million (with interest) as part of the cleanup of PCB contamination at the New Bedford Harbor Superfund Site.

As a business person in the New Bedford/Fairhaven area, I am concerned about the pace at which the cleanup has taken to date, and am very concerned about the impact to the environment that will continue to occur if PCB and metals contaminated sediments are allowed to remain on the Harbor bottom in direct contact with the ecosystem for as long as the up to the four additional decades the EPA currently estimates the remedy could take in the absence of the AVX settlement. I am aware of the danger to the environment and to the food chain that contaminated sediments represent if they are left in place in the Harbor, thus I strongly believe that every effort to speed up the cleanup must be made to lessen the risks to the ecosystem and human health.

I support the Supplemental Consent Decree which establishes the terms of the settlement with AVX Corporation, as it will accelerate the cleanup of the Harbor. I believe that accelerating the clean up of the harbor with the settlement funds is in the interest of the greater New Bedford area, its businesses, and its citizens. I would urge the EPA to be flexible and allow the settlement funds to be used in a manner which best serves the interests of the citizens of New Bedford and Fairhaven, who for decades have suffered serious environmental and economic harm because of the presence of the contamination. Besides being a hazard to the environment and human health, the presence of contamination in our community and in our Harbor has cast a shadow over all activities related to the Harbor, including the business sector I work in, as well as all local businesses with ties of any kind to the Harbor (which represents a large swath of the

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citizenry of the region). Accelerating the pace of the Harbor cleanup using these settlement funds will have a positive benefit on all aspects of life in this region, and therefore I am in favor of this Supplemental Consent Decree.

Sincerely,

A handwritten signature in black ink, appearing to read "Pierre Bernier", written over a horizontal line.

Pierre Bernier



Manager, Stevedoring Operations