



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J.F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203-2211

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OVERNIGHT MAIL

February 14, 1991

TO: ALL ADDRESSEES ON ATTACHED LIST

RE: De Minimis Settlement Offer for the Landfill and Resource Recovery Site in North Smithfield, Rhode Island

Dear Addressees:

The purpose of this letter is to inform you of certain inaccuracies on page 3 of Appendix A to the Administrative Order by Consent that was recently mailed to you for signature in connection with EPA's de minimis settlement offer for the Landfill and Resource Recovery Site. More specifically, it has come to EPA's attention that the settlement payments presently listed for the de minimis transporters on page 3 of Appendix A result in a slightly less per gallon payment by the de minimis transporters than that required of the de minimis generators.

It is not and has never been EPA's intention to require a higher per gallon payment from generators than from transporters in this de minimis settlement. Therefore, this calculation error has been corrected so that both de minimis generators and de minimis transporters are required to pay the same per gallon settlement payment of approximately \$13.14 per gallon. A revised page 3 to Appendix A is enclosed for use in this settlement. This revision results in a slightly higher total settlement payment required from each de minimis transporter in order to settle with EPA.

This letter is being sent by overnight mail to the three de minimis eligible transporters and their associated de minimis eligible generators in order to facilitate discussions among these parties.

Sincerely,

Mary L. Borg

Mary L. Borg
Assistant Regional Counsel

cc: All other De Minimis Eligible Parties



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