



**REGION 1**

BOSTON, MA 02109

*Via Electronic Mail*

*Dated as of the date signed below*

Mr. Matthew Calacone  
Global Operations, Environment, Health & Safety  
General Electric Company  
1 Plastics Avenue  
Pittsfield, MA 01201

Re: Conditional Approval of General Electric's December 20, 2024 submittal titled *Upland Disposal Facility Revised Operation, Monitoring, and Maintenance Plan*, GE- Pittsfield/Housatonic River Site

Dear Mr. Calacone:

This letter contains the Environmental Protection Agency's (EPA) conditional approval of GE's *Upland Disposal Facility Revised Operation, Monitoring, and Maintenance Plan* (the "UDF Revised OMM Plan"). This UDF Revised OMM Plan is subject to the terms and conditions specified in the Consent Decree (CD) that was entered in U.S. District Court on October 27, 2000 and the UDF Revised OMM Plan dated December 16, 2020. EPA held a public input period regarding the UDF Revised OMM Plan from December 23, 2024 to February 10, 2025.

Pursuant to Section XV of the CD, EPA, after reasonable opportunity for review and comment by the Commonwealth of Massachusetts and the State of Connecticut, approves the Revised Final Design Plan subject to the following conditions.

1. GE shall periodically submit for EPA approval an updated UDF Revised OMM Plan when conditions warrant as required by EPA, but GE shall revise such Plan no later than prior to initiation of UDF consolidation operations. Note that there are several conditions in this Conditional Approval Letter (CAL) that will have to be addressed in the next update. Section 3.6: In response to Condition #16 in EPA's OMM Plan CAL dated September 12, 2024, GE did not change the EPA-required reporting period from annual to semi-annual as specified. GE shall change this reporting period to semi-annual in the UDF Revised OMM Plan to be issued prior to initiation of UDF consolidation operations (as described above) and shall then submit the reports semi-annually. GE also has specified a timeline of 72 hours for posting listed data to the public

website. This public posting requirement shall be modified if a different period is specified in the approved Quality of Life (QoL) Plan.

2. Section 4.5.1: GE shall address the length of time that daily cover material may remain in place in consultation with the selected contractor and shall include a proposal on this issue in the Supplemental Information Package for the UDF for EPA's review and approval.
3. Section 4.5.3 and Condition #23 of OMM Plan CAL dated September 12, 2024: GE did not include the required statement that "...any observed erosion or degradation of final cover will be repaired as soon as practicable upon observation." This procedure shall be specified in the next UDF Revised OMM Plan update.

EPA reserves all of its rights under the Decree, including but not limited to, the right to perform and/or require additional sampling, or response actions, if necessary, to meet the requirements of the Consent Decree. If there is any conflict between the Performance Standards as stated in the submittal and the Performance Standards as stated in the Consent Decree or the Revised Final Permit, the Consent Decree and/or the Revised Final Permit shall control.

Sincerely,

**RICHARD  
FISHER**

Digitally signed by  
RICHARD FISHER  
Date: 2025.03.10 12:21:35  
-04'00'

Richard Fisher  
Project Manager

cc:

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Josh Fontaine, EPA  
Christopher Smith, EPA  
Christopher Ferry, ASRC (EPA electronic repository)  
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*EPA Conditional Approval Letter  
GE-Pittsfield/Housatonic River Site  
Upland Disposal Facility Revised Operation, Monitoring, and Maintenance Plan*

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