

26

91166



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III

841 Chestnut Building  
Philadelphia, Pennsylvania 19107

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

FEB 16 1989

DISTRIBUTION LIST ENCLOSED

Re: Tonolli Corporation Superfund Site

Dear Sir/Madam:

On August 12, 1988 the United States Environmental Protection Agency ("EPA") informed you of your potential liability with regard to a release of hazardous substances at the Tonolli Corporation Site, and extended to you and other potentially responsible parties an opportunity to participate in a Remedial Investigation/Feasibility Study ("RI/FS") at this site. The August 12 letter also indicated that EPA might, under appropriate circumstances, issue a "special notice" letter pursuant to Section 122 of CERCLA establishing a statutorily defined period for negotiations to develop an agreement under which the RI/FS would be conducted. Section 122(e) of CERCLA authorizes issuance of such letters where the EPA determines that a period of negotiations would facilitate an agreement with potentially responsible parties ("PRPs") for taking response action at a Superfund site. The statute directs EPA to notify PRPs of an Agency decision to waive the settlement procedures set forth in Section 122 and to explain why use of such procedures is inappropriate.

Having received your response which gives no indication that you are willing to contribute or participate in the response action required at the site, EPA has determined that a period of formal negotiations under Section 122 of CERCLA would not facilitate an agreement for the conduct of an RI/FS and that such negotiations would not expedite remedial action at the site. Accordingly, EPA hereby notifies you that the Agency shall not issue a Section 122 "special notice" letter for this response action.

EPA has, however, received a proposal in the form of the enclosed letter to conduct the remedial work at the Tonolli Site and has extended a 90-day negotiation period to other PRPs who have expressed an interest in performing the RI/FS. If you wish to reconsider your position and contribute to the remedial work in conjunction with the current group of PRPs, please inform Mr. Reed Neuman and EPA in writing.

AR200205

Your letter should indicate the appropriate name, address, and telephone number for further contact with you or your designated representative. Please contact Mr. Neuman or EPA at the following addresses:

Mr. Reed Neuman  
Fox, Weinberg & Bennett  
1714 Massachusetts Avenue, N.W.  
Washington, D.C. 20036  
(202) 778-2300

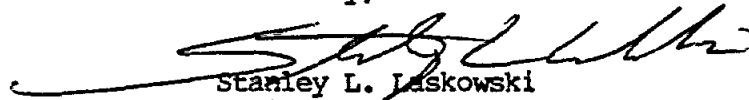
Ms. Donna M. McCartney  
U.S. EPA, Region III  
PA CERCLA Remedial Enforcement Section (3HW12)  
841 Chestnut Bldg.  
Philadelphia, PA 19107  
(215) 597-1101

If we receive no positive response from you, EPA will assume that your position remains as stated in your previous correspondence to us. EPA may respond to specific concerns raised in your correspondence at a later time.

Please be advised that, at a later date you or your company may be asked to undertake, or may be liable for, any additional corrective measures necessary to protect public health, welfare, or the environment at or in the vicinity of the Tonolli Site. Such measures include, but are not limited to: designing and implementing an EPA-approved remedial alternative; and providing any monitoring and maintenance necessary after remedial measures are completed.

If you have any questions regarding this letter, or wish to discuss this issue further with EPA, please contact Ms. Donna McCartney of my staff at (215) 597-1101.

Sincerely,

  
Stanley L. Laskowski  
Acting, Regional Administrator

Enclosures: Distribution List  
PRP Group Proposal Letter  
EPA Letter to Settling PRPs

AR200206

TONOLLI CORPORATION SITE - PRP CONTACTS

DISTRIBUTION LIST

<u>Party Represented</u>	<u>Contact Point</u>
Midlane Salvage Co.	Nathan Barshay Barshay, Indick & Malanga 1139 E. Jersey St. Elizabeth, NJ 07201 201-354-3955
Novey Metal Co.	Sol Novey 2 W. Pine St. Clearfield, PA 16830 814-765-4125
Ansam Metals Corp.	Samuel Kahan 1026 E. Patapsco Ave. P.O. Box 3408 Baltimore, MD. 21225 301-335-8220
Elman Recycling Co., Inc.	Joseph Elman, President 920 Spencer St. Syracuse, NY 13204 471-0254
Senser Metals	Paul Senser, President Senser Metals Co., Inc. 701 Hopocan Ave. Barberton, OH 44203 216-745-4473
Edward Arnold Scrap Processors Inc.	Edward Arnold, Jr. 2216 Angling Rd. Corfu, NY 14036 716-762-9080
Best Battery Co., Inc.	Joel Sher Goldstein & Sher, P.A. 1709 Charles Center South 36 South Charles St. Baltimore, MD 21201 301-727-5400

AR200207

Kovatch Truck Center Inc.

John Kovatch, Jr.  
One Industrial Complex  
Nesquehoning, PA 18240  
717-669-9461

Battery Systems, Inc.

Charles Broadrick  
490 Crile Rd.  
Washington, PA 15301  
412-228-7500

Metal Bank of America  
Jacobsen Metal Co.

John Mattioni  
Mattioni, Mattioni & Mattioni, Ltd.  
399 Market St., 2<sup>nd</sup> floor  
Phila., PA 19106  
215-629-1600

Towanda Iron & Metal-TIMCO

Winifred Prendergast  
Ballard, Spahr, Andrews & Ingersoll  
30 S. 17<sup>th</sup> St., 20<sup>th</sup> floor  
Phila., PA 19103  
215-564-1800

Superior Companies

Ronald Ehinger  
Barett & McNagny  
215 E. Berny St.  
P.O. Box 2263  
Fort Wayne, Indiana 46801  
219-423-9551

U.S. Auto Radiator Mfg. Corp.

Robert Zimmerman  
Handy & Harman  
Township Line & Whitehall Rd.  
RD 3  
Norristown, PA 19403  
215-539-3900

Cycle Systems, Inc.

James Conner  
P.O. Box 611  
2580 Broadway S.W.  
Roanoke, VA 24004  
703-981-1211

I. Deutch & Sons, Inc.

Sidney Deutch  
311 Baymiller St.  
Cincinnati, OH 45203

AR200208

Frank Calandra, Inc.

Jack Calandra, President  
600 Arch St.  
P.O. Box 187  
Cresson, PA 16630  
814-886-4121

A. Edelstein & Son, Inc.

David Katz  
Spengler, Nathanson, Heyman,  
McCarthy & Durfee  
1000 National Bank Bldg.  
Toledo, OH 43604-1169  
419-241-2201

Alexandria Scrap Corp.

Stanley Asrael  
2324 Mill Rd.  
P.O. Box 1268  
Alexandria, VA 22313  
703-683-8800

Maxnor Metals

Norman Schipper, President  
225-237 Ridgewood Ave.  
Newark, NJ 07108

Mid-City Scrap Iron & Salvage Co.

Louis Gitlin  
548 State Rd.  
Westport, MASS 02790  
508-675-7831

AR200209

Party Represented

Contact Point

Maryland Metals

Cynthia Hahn  
Cook, Howard, Downes & Tracy  
210 Allegheny Ave.  
P.O. Box 5517  
Towson, MD 21204  
301-494-9163

Atlantic Battery Corp.

Jeffrey Gerber  
546 E. 42nd St.  
Paterson, NJ 07513  
210-523-3378

Wimco Metals, Inc.

Bradley Tupi  
Reed, Smith, Shaw & McClay  
Mellon Square  
435 6th Ave.  
Pittsburgh, PA 15219-1886  
412-288-3131

Winston Morrow Corp.

James G. Fausone, Esq.  
Dykema Gossett  
35th Floor  
400 Renaissance Ctr.  
Detroit, MI 48243  
313-568-6800

North East Industrial Batteries, Inc.

Robert Lee, Jr., Pres.  
P.O. Box 6  
Levittown, PA 19057  
215-788-8000

Zuckerman Metals, Inc.

Marty Zuckerman  
211 E. 5th St.  
P.O. Box 528  
Front Royal, VA 22630

Allan Industries

Richard Allan  
P.O. Box 999  
Wilkes-Barre, PA 18703  
717-826-0123

Weinstein Co.

Morgan Graham  
Phillips, Lytle, Hitchcock,  
Blaine & Huber  
3400 Marine Midland Ctr.  
Buffalo, NY 14203  
716-847-8400

AR200210

Louis Mack Co., Inc.

Alvin G. Mack, V. Pres.  
750 Warren Ave.  
Portland, Maine 04103  
207-773-0273

Bethlehem Steel Corp.

Richard McCarthy  
Bethlehem Steel Corp.  
Room 839 Steel Gen. Office  
Bethlehem, PA 18016  
215-694-6109

Damato Paperstock Corp.

Samuel Saffron  
Werksman, Saffron, Cohen  
& Sylvester  
Kramer Lumber Bldg.  
89 Central Ave. P.O. Box 164  
Clifton, NJ 07011  
201-546-6611

Dixon

Frank Dixon, Pres.  
328 N. 14th St.  
Lebanon, PA 17042  
717-272-4655

General Metals & Smelting Co.

George Oshry, Pres.  
47 Topeka St.  
Boston, Mass. 02118  
627-442-2050

J.F.R. Salvage Inc.

Joseph Raimo  
P.O. Box 412 Rt. 115  
Wind Gap, PA 18091  
215-863-6071

City Scrap & Salvage Co.

James Bickett  
Joondeph & Shaffer  
Suite 700  
Akron Centre Plaza  
50 S. Main St.  
Akron, OH 44308-1881  
216-376-4500

Crown Battery

Lee Keonig  
1445 Majestic Dr.  
P.O. Box 990  
Fremont, OH 43420-0990  
419-334-7181

PASCAP Co, Inc.

Ralph Capasso, Pres.  
4250 N. 2nd St.  
Bronx, NY 10475  
212-325-7200

AR200211

Delaware Metals Corp.

Howard Brown, Pres.  
3100 N. 2nd St.  
Phila., PA 19133  
215-426-7508

Interstate Burlap & Bag, Inc.

N. Theodore Sommer  
Hinman, Howard & Kattell  
700 Security Mutual Bldg.  
80 Exchange St.  
Binghamton, NY 13901-3490  
607-723-5341

Trenco, Inc.

Richard Cohen  
Leib, Kraus, Grispin & Roth  
328 Park Ave.  
P.O. Box 310  
Scotch Plains, NJ 07076-0310  
201-322-6200

Interstate Battery

Edward Borden, Jr.  
1334 Walnut St., 4th Floor  
Phila., PA 19107

Kramer Industries Inc.  
Recycle Iron, Inc.  
I. Kramer & Sons, Inc.

Richard Baird  
Goodwin, Procter & Hoar  
Exchange Place  
Boston, MA 02109

Batteries, Inc.

Charles Johnson, Jr.  
Lewis, Ciccarello & Friedberg  
Suite 700, One Valley Square  
P.O. Box 1746  
Charleston, W VA 25326

Towanda Iron & Metal, Inc.

Tyson Coughlin  
Ballard, Spahr, Andrews & Ingersol  
30 S. 17th St. - 20th Floor  
Phila., PA 19102  
215-564-1800

=

Ashland Metal Co.

Herb Eisenstadter  
R.D. 1 Germanville Rd.  
P.O. Box 132  
Ashland, PA 17921  
717-875-0602

AR200212



Giordano Waste Material Co.

Joseph McCormick, Jr.  
Weinberg & McCormick  
109 Haddon Ave.  
Haddonfield, NJ 08033  
609-795-1600

Anzon Inc./Associated Lead, Inc.

Walter Pounds, Pres.  
2545 Aramingo Ave.  
Phila., PA 19125  
215-427-3000

North Shore Salvage Corp.

Thomas Rosamilia  
181 Denton Ave.  
New Hyde Park, NY 11040  
516-746-8454

Staiman Industries, Inc.

Bruce Becker  
Becker, Card & Levy, P.C.  
Endicott Trust Bldg.  
148 Vestal Parkway East  
Vestal, NY 13850  
607-754-0106

Azcon Scrap Corp.

Lawrence Demase  
Rose, Schmidt, Hasley & DiSalle  
900 Oliver Bldg.  
Pittsburgh, PA 15222-5369  
412-434-8600

Federated-Fry Metals

Dan Weaver  
6th Ave. & 41st. St.  
Altoona, PA 16602

Zelmore Brothers

Milton Munk, Jr.  
450 Main St.  
Mt. Pleasant, PA 15666-1598

Parker Biery

Parker Biery  
P.O. Box 74  
Mt. Pocono, PA 18344

Blinderman & Son

Leonard Cohn  
Cohn & Mayrosh  
612 Main St.  
Hellertown, PA 18055  
215-838-7013

AR200213.

Rausch Auto

Charles Stopp  
Steckel & Stopp  
1036 Main St. Box 159  
Slatington, PA 18080  
215-767-3861

Meyer & Saba Metal

Arthur Piccone  
Hourigan, Kluger, Spohrer & Quinn  
Suite 700  
United Penn Bank Bldg.  
Wilkes-Barre, PA 18701  
717-825-9401

Frank H. Nott, Inc.

P. Bradley Nott, Jr.  
P.O. Box 27225  
Richmond, VA 23261

United Alloys & Steel Corp.

Edward Linder, Pres.  
35-49 Hannah St.  
P.O. Box 608  
Buffalo, NY 14240-0608

J & J Metals

Barry Gartenberg, Pres.  
489 Frelinghuysen Ave.  
Newark, NJ 07114

Deleo Recycling

Steven Angstreich  
Finney, Mann & Burkett, P.C.  
1616 Walnut St.  
18th Floor  
Phila., PA 19103

Reliable Junk Co.

Abraham Sclar, Pres.  
E. 5th & East Sts.  
Frederick, MD 21701

Armstrong Containers, Inc.

James Roberts  
10330 Roosevelt Road  
Westchester, IL 60153

Taracorp Industries

George Webb, Jr.  
Taracorp Ind., Hoyt Plant  
16th & Cleveland Blvd.  
Granite City, IL 62040

International Alloys

Larry Schipper, Pres.  
171 Ridgedale Ave.  
P.O. Box 509  
Florham Park, NJ 07932

AR200214

Joe's Auto Wreckers

Ronald Edelman  
Fuhrman & Edelman  
The Aristone Bldg.  
State Highway Rt. 73  
Maple Shade, NJ 08052

Acme Metals & Recycling, Inc.

George Sachs, Pres.  
64 Napier St.  
P.O. Box 3218  
Springfield, Mass. 01101

Auburn Golf Cart

John Jones, III  
P.O. Box 149  
13 Westwood Ctr.  
Pottsville, PA 17901

Vincent Golf Cart Sales

John D. Eddy  
Eddy & Osterman  
2600 Grant Bldg.  
Pittsburgh, PA 15219

William Port's Sons, Inc.

Robert Port, Pres.  
435 Border City Rd.  
Geneva, NY 14456

Sanders Lead Co., Inc.

Wade McLendon  
P.O. Drawer 707  
Troy, Alabama 36081

=

Medi-Ray, Inc.

Barry Dansky, V. Pres.  
150 Marbledale Rd.  
Tuckahoe, NY 10707

Quick Cable

John Shannon, Jr., Pres.  
2501 Eaton Lane  
Racine, WI 53404-1797

M. Kimerling & Sons, Inc.

Joseph Kimerling, Pres.  
P.O. Box 10184  
Birmingham, Alabama 35202

Westinghouse Electric Corp.  
(Philips)

Roger Wills, Jr., Law Dept.  
Westinghouse Bldg.  
Gateway Center  
Pittsburgh, PA 15222

AR200215

Moskowitz Brothers

Jeffrey Harmon  
Porter, Wright, Morris & Arthur  
250 E. 5th St.  
Cincinnati, OH 45202-4166

Belmont Metals, Inc.

Frank Amoroso  
Rivkin, Radler, Dunne & Bayh  
EAB Plaza  
Uniondale, NY 11556-0111

M.H. Brenners

Martin Cohn  
Laputka, Bayless, Ecker & Cohn  
6th Floor First Valley Bldg.  
Hazleton, PA 18201

General Scrap, Inc.

Martin Cowen  
Slavitt, Fish & Cowen  
17 Academy St.  
Newark, NJ 07102-2977

Speedway Metals Co.

John Metelica, III  
366 Deerfield St.  
Greenfield, MA 01301

New Castle Junk Co.

Bruce Chapnick  
Nadler, Nadler & Burdman Co.  
20 Federal Plaza West  
Suite 600  
Youngstown, OH 44503

Al-Jan Corp.

Sir/Madam  
Rt. 206, P.O. Box 546  
Byram Township, NJ 07874

Gary's U-Pull-It, Inc.

Donald Carlin  
502 Press Bldg.  
Binghamton, NY 13901

V & V Recycling

Robert Vernicek, Pres.  
Rt. 202  
Montville, NJ 07045

Pasco, Inc.

Steven Sparks  
Eckell, Sparks, Levy, Auerbach,  
Monte & Moses  
Legal Arts Bldg.  
344 W. Front St.  
P.O. Box 319  
Media, PA 19063

AR200216

Cousins Metal Industries

Ray Brand  
Brand & Brand  
100 Ring Rd. West  
Garden City, NY 11530

Harcon Corp.

Kenneth Wernick  
111 Devonshire St.  
Suite 805  
P.O. Box 368  
Boston, Mass 02101

Wallace Putkowski

Wallace Putkowski  
R.D. 6 Box 150  
Lehighton, PA 18235

Bridon American Corp.

Goerge Spohrer  
Hourigan, Kluger, Spohrer  
& Quinn  
Suite 700  
United Penn Bank Bldg.  
Wilkes-Barre, PA 18701-1867

Raleigh Junk Co.  
Midwest Corp.

Charles Johnson, Jr.  
Lewis, Ciccarello & Friedberg  
Suite 700 One Valley Square  
P.O. Box 1746  
Charleston, W VA 25326

City Metal Co., Inc.

Robert Steele  
Tillinghast, Collins & Graham  
One Old Stone Square  
Providence, RI 02903

Kress Auto Wreckers

Joseph Sklarosky  
Suite 100  
Park Bldg. 400 Third Ave.  
Kingston, PA 18704

N. Bantivoglio's Sons, Inc.

John Harte, III  
Archer & Greiner  
One Centennial Square  
P.O. Box 3000  
Haddonfield, NJ 08033-0968

AR200217

Peck Iron & Metal Co., Inc.

Aaron Peck  
3500 Elm Ave.  
P.O. Box 100  
Portsmouth, VA 23705

St. Joe Minerals Corp.

Diane Smith  
3333 Michelson Dr.  
Irvine, CA 92730

Mack Trucks, Inc.

Brian P. Bissey  
Mack Trucks, Inc.  
2100 Mack Blvd.  
Box M  
Allentown, PA 18105-5000  
215-439-3011

American Crane & Equipment Corp.

David Schaeffer, V. Pres.  
ACECO  
605 Old Swede Rd.  
Douglassville, PA 19518  
215-385-6061

Murmur Corporation

Homer J. Kirby, Pres.  
Murmur Corp.  
2823 N. Westmoreland  
Dallas, TX 75212

L. Lavetan & Sons, Inc.

Gary Hendler, Exec. V.P.  
L. Lavetan & Sons  
P.O. Box 389  
York, PA 17405  
717-843-0931

Babco Fabricating, Inc.

John Czarniecki, Pres.  
Babco  
1319 Scrubgrass Rd.  
Carnegie, PA 15106  
412-279-4644

H.D. Metal Co., Inc.

David Stein  
H.D. Metal Co.  
Boundary St.  
P.O. Box 1978  
Salisbury, MD 21801  
301-546-1111

Philipp Brothers, Inc.

Robert Hallman  
Cahill, Gordon & Reindel  
80 Pine St.  
New York, NY 10005

AR200218