



Andrew T. Silfer

Leader, Pittsfield/Housatonic River

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Via Electronic Mail

February 17, 2020

Mr. Dean Tagliaferro
EPA Project Coordinator
U.S. Environmental Protection Agency
c/o Bluestone Environmental Group, Inc.
10 Lyman Street, Suite 2
Pittsfield, MA 01201

**Re: GE-Pittsfield/Housatonic River Site
Rest of River (GECD850)
Schedule for Submission of Rest of River Statement of Work**

Dear Mr. Tagliaferro:

Paragraph 22.x of the Consent Decree (CD) for this Site and Section II.I of the Modified RCRA Permit issued by EPA to GE on October 24, 2016 provide that, within seven days of the effective date of the Modified Permit (or relevant portions thereof), GE must submit to EPA a schedule for submission of the Rest of River Statement of Work (SOW) (or relevant components of it). Section II.I of the Modified Permit states further that that schedule must provide for the submission of the Rest of River SOW (or relevant components) no sooner than 90 days and no later than 120 days from the applicable effective date.

As you know, apart from the previously uncontested and severable portions, the Modified Permit will not be effective until EPA issues a revision of that permit. However, as stated in Section I of the Rest of River Settlement Agreement released on February 10, 2020, GE has agreed to commence and perform investigation and design work as contractual obligations effective upon the date on which all parties signed that agreement, which was February 10, 2020. Based on that provision, GE has, as a contractual matter, considered that date as the trigger date for submission of the SOW schedule letter and the Rest of River SOW in accordance with the timetables specified in Section II.I of the Modified Permit.

Accordingly, GE is submitting this schedule letter and it proposes, as a contractual matter, to submit a full Rest of River SOW within 120 days of the effective date of the Settlement

Agreement – i.e., by June 9, 2020. Correspondingly, that SOW will provides for the submittal of the specified investigation and design deliverables and the performance of the specified investigation and design activities as contractual obligations until a revised Modified Permit is issued.

Please let me know if you have any questions about this proposal.

Very truly yours,



Andrew T. Silfer, P.E.
GE Project Coordinator

cc:

Tim Conway, EPA*
Christopher Ferry, ASRC Primus*
Scott Campbell, Bluestone Environmental*
Michael Gorski, MassDEP*
John Ziegler, MassDEP*
Mark Tisa, MassDFG*
Traci Iott, CT DEEP*
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Rod McLaren, GE*
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