

General Notice Letter
mailing - 2/6/91
62278

Tonolli Superfund Site
Addressees

A & B Scrap	Kearny Scrap Metals
Angler's Roost	Laurel Paper & Metal
Anthracite Battery Mfg. Co.	Donald Leiby
Atlas Lederer	R.E. Leppo
Barrett Battery, Inc.	Levines Iron & Metal, Inc.
Battery Warehouse	M. Lobosco
Beacon Metal Company, Inc.	Manassas Scrap Metal Co.
E.B. Beal, Inc.	Mansbach Metals Co.
Bearoff Cinder	Morris Iron & Steel
Begart & Memel, Inc.	Heinie Munitz
Bethlehem Motors	New Point Scrap
H. Bixon & Son	Nolt's Factory Warehouse
Boggs Scrap Iron & Metal	Parkwood Iron & Metal
Brookside Country Club	Pearlman, Jerome
C & C Cullet Supply	Penn Builders Supply Co.
C & G Enterprises	Phillips, Dave
Camerota Scrap Recycline	Pirchesky, Bernard
Canton Smelting & Refining	Port Warehouse & Distrib.
Capital Scrap Iron & Metal, Inc.	T.A. Predel & Co., Inc.
Commercial Iron & Metal	Polson Metal
Commercial Metals Company	Prime Battery Mfg., Inc.
Cramco Solder Alloys	Recycleiron, Inc.
Curcio Scrap	William Reed Associates
Daniels & Miller	Ross, Art
Danny's Metals	Roumm's Scrap Material Co.
Davis Industries	Scott Smelting Corp.
Dayco Corporation	Sherwin Metal Reclaiming
Deitch Co.	Sitkin, Lewis
Dalphon & Walsh Salvage, Inc.	Square Deal Waste Co.
Emm Ess Metals	Standard Lead Co.
Federal Metals & Alloys	State Line Scrap Co., Inc.
Aaron Ferer & Sons Co.	Swan Hose Division
Hazel Auto Parts	Tomson Brothers
Independent Trading Co.	Tube City Iron & Metal
M. Jacobs & Sons, Inc.	Virginia Scrap Iron & Metal
Ray E. Johnson	B. Weitsman & Son, Inc.
K & W Battery	J. Wenarsky Sons
S. Kaplin & Sons	W.F. Wimmer Company
D. Katz & Sons, Inc.	Wire & Metal Separation Sys.

Total: 78 letters

AR200373



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III
841 Chestnut Building
Philadelphia, Pennsylvania 19107

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

In Reply Refer To: 3HW21

FEB 1 1981

Howard Jacobs
M. Jacob & Sons
2 Factory Street
Derby, CT 06418

Re: Tonolli Corporation Superfund Site
Nesquehoning, Carbon County, PA

Dear Mr. Jacobs:

The U.S. Environmental Protection Agency (EPA) by this letter notifies you that M. Jacob And Sons is a Potentially Responsible Party (PRP) under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. Section 9601 et seq., for contamination at the Tonolli Corporation Site (the Site) which is located on PA State Route 54 in Nesquehoning Borough, Carbon County, Pennsylvania. EPA's records show that inorganic contamination originating at the Tonolli Site has impacted the ground water and surface water around the Site, and may potentially impact the drinking water supplies of nearby residences.

Under Section 107(a) of CERCLA, responsible parties include: 1) present owners or operators of a site; 2) owners or operators at the time of disposal; 3) any person who arranged for disposal or treatment of hazardous substances at a site, and 4) transporters of hazardous substances to a site. EPA's records indicate that your company arranged for the transport, treatment and/or disposal of scrap batteries or lead dross at the Tonolli Site. EPA has completed a review of various types of transactional documents that were collected from the Tonolli Site office. These documents include material receipt reports, bills of lading, invoices, weight tickets, copies of checks, purchase orders, and driver trip reports. A copy of a sample transactional document that pertains to your company's involvement with Tonolli Corporation is enclosed for your reference.

AR200374

Under Sections 106(a) and 107(a) of CERCLA, responsible parties may be obligated to implement any needed response actions as determined by EPA and may also be liable for all costs incurred by the government in responding to any release or threatened release of hazardous substances at a site. Such costs can include, but are not limited to, expenditures for investigation, planning, cleanup of a site, and enforcement.

EPA has undertaken substantial response activities at the Tonolli Site, including the removal of contaminated material from a storage tank and stabilization of a surface impoundment. EPA has also incurred costs relating to site investigation, PRP identification and other enforcement activities.

On August 12, 1988, EPA mailed letters to several parties which notified them of their status as PRPs for the Tonolli Site. As a result of EPA's August 12, 1988 correspondence, a group of forty-six (46) PRPs agreed to conduct a Remedial Investigation and Feasibility Study (RI/FS) for the Tonolli Site pursuant to an Administrative Consent Order with EPA. The RI/FS includes the following activities:

Remedial Investigation (RI) - Further investigations to define the nature and extent of soil, air, ground and surface water contamination at the site, identification of the hydrogeological characteristics and an assessment of the impact on the biotic receptors at the site; and

Feasibility Study (FS) - A study to evaluate potential remedial alternatives with emphasis on risk reduction through actions that utilize treatment to permanently and significantly reduce the toxicity, mobility, or volume of hazardous substances, pollutants, or contaminants.

In addition to the above actions, all PRPs may be asked at a later date to undertake, or may be liable for, any additional corrective measures necessary to protect public health, welfare, and the environment. Such measures may include, but are not limited to:

1. Designing and implementing the EPA-approved remedial alternative;
2. Providing any monitoring and maintenance necessary after remedial measures are completed.

AR200375

The PRP group has formed a Steering Committee and procured the services of a contractor to implement the RI/FS tasks. EPA has approved the PRP group's work plan for the RI/FS, and the field work began in late August 1990. EPA encourages all PRPs to voluntarily participate in the required response actions for the Site. Companies wishing to participate in the cooperative PRP activities for the RI/FS should contact the Tonolli Site Steering Committee at the following address:

Tonolli Site Steering Committee
c/o Thomas J. Courtney
Johnson Controls, Incorporated
5757 North Green Bay Avenue
P.O. Box 591
Milwaukee, Wisconsin 53201

If you decide to participate in the RI/FS process with the existing group of PRPs, please indicate this decision in a letter to the EPA official identified below within fourteen (14) calendar days of receipt of this letter. We request that you contact both EPA and the Steering Committee regarding this matter to ensure that proper records are maintained for the Tonolli Site. Your letter should indicate the appropriate name, address, and telephone number for further contact with you. If we do not hear from your company by that time, EPA will assume that your company declines any involvement in the RI/FS. EPA may later invite you to undertake the design and implementation of the selected remedy upon the PRP's completion of the RI/FS.

If your company is already engaged in voluntary action, or involved in a lawsuit regarding this site, you should not interpret this letter to advise or direct you to restrict or discontinue any such activities. On the other hand, this letter should not be interpreted as endorsing any such efforts. You should report, however, the status of those discussions or that action in your letter to us. You should also be aware that this Site is currently included on EPA's National Priorities List (NPL). Once the Site is placed on the NPL, it cannot be deleted until after an RI/FS has been completed and the necessary remedial work concluded in accordance with the RI/FS Guidance and EPA's National Contingency Plan.

AR200376

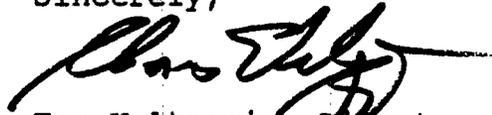
Please forward your response to:

Donna M. McCartney (3HW21)
U.S. Environmental Protection Agency, Region III
841 Chestnut Building
Philadelphia, PA 19107

The factual and legal discussions contained in this letter are intended solely for notification and information purposes. They are not intended to be, and cannot be relied upon as, a final Agency position on any matter set forth herein.

If you have any questions regarding the foregoing, please contact the remedial project manager, Donna M. McCartney, at (215) 597-1101.

Sincerely,



Tom Voltaggio, Director
Hazardous Waste Management Division

Enclosure

cc: S. Hodges, 3RC33
T. Courtney

AR200377

ROUTING AND TRANSMITTAL SLIP

Date 10/22/90

TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. Susan Hodges (3RC22)	SHH	11/8
2. Pat Anderson (3HW21)	PA	
3. Laura Jansen (3HW20)	LJ	11/14/90
4. Ken Kryszczun (3HW20)	KK	11/8/90

Action	File	Note and Return
<input checked="" type="checkbox"/> Approval	For Clearance	Per Conversation
<input type="checkbox"/> As Requested	For Correction	Prepare Reply
<input type="checkbox"/> Circulate	For Your Information	See Me
<input type="checkbox"/> Comment	Investigate	<input checked="" type="checkbox"/> Signature
<input type="checkbox"/> Coordination	Justify	

REMARKS

General Notice Letter -
Tonolli Superfund Site ORIGINAL (Red)

This "model" letter will be used to generate individual letters for a mailing to newly identified PRPs. Please review & concur.

AR200379

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post) Denna M. McCartney 3HW21	Room No.—Bldg.
	Phone No. x1101

1-102

70: 1988 - 201-759

OPTIONAL FORM 41 (Rev. 7-76)
Prescribed by GSA
FPMR (41 CFR) 101-11.206



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III
841 Chestnut Building
Philadelphia, Pennsylvania 19107

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

In Reply Refer To:

Name
Address
Address

Re: Tonolli Corporation Superfund Site
Nesquehoning, Carbon County, PA

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AR200380

Under Sections 106(a) and 107(a) of CERCLA, responsible parties may be obligated to implement any needed response actions as determined by EPA and may also be liable for all costs incurred by the government in responding to any release or threatened release of hazardous substances at a site. Such costs can include, but are not limited to, expenditures for investigation, planning, cleanup of a site, and enforcement.

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AR200381

The PRP group has formed a Steering Committee and procured the services of a contractor to implement the RI/FS tasks. Most recently, EPA approved the PRP group's work plan for the RI/FS, and the field work began in late August 1990. EPA encourages all PRPs to voluntarily participate in the required response actions for the Site. Companies wishing to participate in the cooperative PRP activities for the RI/FS should contact the Tonolli Site Steering Committee at the following address:

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AR200382

Please forward your response to:

Donna M. McCartney (3HW21)
U.S. Environmental Protection Agency, Region III
841 Chestnut Building
Philadelphia, PA 19107

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Sincerely,

Tom Voltaggio, Director
Hazardous Waste Management Division

Enclosure

cc: S. Hodges, 3RC22
T. Courtney

AR200383