

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
New England Office – Region I
One Congress Street, Suite 1100
Boston, Massachusetts 02114-2023

April 7, 2008

Mr. Andrew T. Silfer, P.E.
General Electric Company
159 Plastics Avenue
Pittsfield, Massachusetts 01201

Sent via US Mail and Electronic Mail

RE: EPA’s Conditional Approval of the Revised Pilot Study Report for Silver Lake Sediments

Dear Mr. Silfer:

EPA has completed its review of GE’s report entitled “*Pilot Study Report for Silver Lake Sediments*” and submitted as revised January 8, 2008 hereinafter “Report”).

With respect to any other work plans or submittals related to Silver Lake or Silver Lake Bank Soils, nothing in this conditional approval shall be interpreted to supersede the approval, the conditions in a conditional approval, or the disapproval of such GE submittals, unless expressly stated as such by EPA. EPA reserves all its review and compliance rights under the Consent Decree regarding such GE submittals.

Pursuant to Paragraph 73 of the CD, EPA, after consultation with the Massachusetts Department of Environmental Protection (MassDEP), conditionally approves the Report subject to the following conditions:

1. It became apparent in the implementation of the Pilot Study that accurate survey information was critical to successful implementation of the tying-in of the cap to the lake shoreline and bank soil removal, and in responding to any oil-stained soil that may be encountered during the implementation of the capping project. Therefore, GE shall perform a survey with transects that insure topographic accuracy at 100 foot intervals

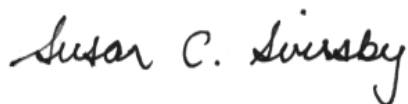
from 15 feet beyond the top of bank to 10 feet (or further as necessary) laterally into the lake from the edge of water, and subsequently coordinate this survey data with the lake bathymetry data and existing bank topography. Surveying shall be conducted at additional locations if there are significant differences in topography between the transects. This information shall be reported and used in the Conceptual Removal Design/Removal Action Work Plan for Silver Lake Sediments (“Work Plan”). Note that additional surveying may also be necessary for the bank soil response actions, including obtaining sufficient information for flood storage calculations and the appropriate location for a walking path.

2. GE and the Agencies shall perform a field reconnaissance to confirm the location of all outfalls and intake structures in Silver Lake. Prior to such reconnaissance, GE shall confirm that all outfalls have been identified and their status (active or abandoned and where) and identify the source of all active outfalls. A map depicting all outfall locations and their status shall be included in the Work Plan. For abandoned outfalls, GE shall submit a proposal in the Work Plan to remove the visible portion of the outfall and ensure that the outfalls are properly abandoned such that they cannot provide a preferential pathway to the Lake.

The final design document shall include the design for both the lake sediment and bank soil.

GE shall submit the Conceptual Work Plan within 90 days of receipt of this letter. If you have any questions please give me a call.

Sincerely,

A handwritten signature in cursive script that reads "Susan C. Svirsky".

Susan C. Svirsky, Project Manager

cc: Mike Carroll, GE

Rod McLaren, GE
Dick Gates, GE
Jim Nuss, ARCADIS BBL
Stuart Messur, ARCADIS BBL
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