



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
ONE CONGRESS STREET, SUITE 1100
BOSTON, MA 02114-2023**

August 20, 2007

Mr. Richard W. Gates, Remediation Project Manager
Corporate Environmental Programs
General Electric Company
159 Plastics Avenue
Pittsfield, MA 01201

Via Electronic and U.S. Mail

Re: Conditional Approval of General Electric's May 25, 2007 submittal titled *East Street Area 2-North Final Removal Design/Removal Action Work Plan Addendum*, GE-Pittsfield/Housatonic River Site, Pittsfield, Massachusetts.

Dear Mr. Gates:

This letter contains the Environmental Protection Agency's (EPA) conditional approval of the above-referenced *East Street Area 2-North Final Removal Design/Removal Action Work Plan Addendum*, (the "Addendum") dated May 25, 2007. The Addendum 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.

Pursuant to Paragraph 73 of the CD, EPA, after consultation with the Massachusetts Department of Environmental Protection (MDEP), approves the above-referenced submittal, subject to the following conditions:

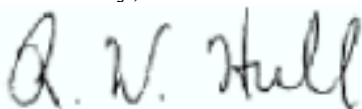
1. GE shall pave, repair, or replace the areas of degraded pavement depicted in Figure 4 of the Addendum. In addition, GE shall pave, repair, or replace any other areas identified by EPA, GE, or its contractors that have been characterized as paved but contain areas of degraded pavement, and may, in the future, choose to add a soil cover to paved areas. Such paving, repair or replacement shall be conducted either prior to the initiation of, during, or within 30 days of the conclusion of the soil excavation and removal activities at East Street Area 2-North, except for those areas of pavement that potentially could be impacted or damaged by activities associated with the demolition of buildings 7, 17, 17-C, 19, 11, and 16. Such areas potentially impacted by demolition shall be repaired within 30 days of the conclusion of the demolition activities. GE shall notify EPA prior to the commencement of paving and repair activities and allow EPA an opportunity to inspect the areas that are being paved and repaired. GE shall notify EPA upon the completion of the paving and repair activities. All areas paved and repaired are subject to EPA inspection, as well as the remainder of East Street Area 2-North, to determine if all required areas have been paved or repaired.

2. GE shall submit for EPA approval a proposal for the modification of the spatial averaging areas for East Street Area 2-North to include a new averaging area to represent the exposure area represented by the lease of property to the purchaser of GE Plastics. The new averaging area shall not be greater than the area shown on Exhibit 1 to the Fifth Modification of the Consent Decree. GE shall submit such proposal within 30 days of the effective date of the lease.
3. Within 15 days of the date of this letter, GE shall submit for approval a revision of Attachment E, Post-Removal Site Control Plan, to address the following issues:
 - a. GE shall include a figure in the Post-Removal Site Control Plan (Attachment E) that clearly identifies the areas that have been characterized as unpaved (that is, areas that will be Open Soil/Vegetated areas in the Environmental Restriction and Easement (“ERE”)) and the areas that have been characterized as paved or have not been characterized, including existing buildings and building foundations (that is, areas that will be Other Ground Covering Feature Areas in the ERE). EPA recommends excluding those buildings which have been characterized in an unpaved grid frequency.
 - b. The text of the Post-Removal Site Control Plan (Attachment E) shall be structured to more clearly and distinctly address the inspection, maintenance, and tracking of each different type of area: paved (including buildings and building foundations), unpaved, and paved covered by soil. The text shall contain a separate section for the inspection, maintenance, and tracking of “paved” areas, that is, Other Ground Covering Feature Areas.
 - c. The text of Attachment E shall state that inspection reports shall be submitted within 30 days of inspection and that any deficiencies shall be corrected within 90 days of any inspection.

EPA reserves all of its rights under the CD, including but not limited to, the right to perform additional sampling and/or require additional sampling or Response Actions, if necessary, to meet the requirements of the CD.

If you have any questions, please contact me at (617) 918-1882.

Sincerely,



Richard W. Hull
GE Facility Project Manager

cc:

Dean Tagliaferro, EPA

John Kilborn, EPA

Holly Inglis, EPA

Rose Howell, EPA

Thomas Angus, MDEP

Sue Steenstrup, MDEP

Jane Rothchild, MDEP

Dale Young, MA EOEPA

Nancy E. Harper, MA AG

Mayor James Ruberto, City of Pittsfield

Public Information Repository (Berkshire Athenaeum)

Tom Hickey, PEDDA

Pittsfield Department of Health

Andrew Silfer, GE

Mike Carroll, GE

Rod McLaren, GE

James Bieke, Goodwin Procter LLP

James Nuss, ARCADIS BBL

Jeffrey Bernstein, BCK Law

Linda Palmieri, Weston Solutions

K.C. Mitkevicius, USACE