



United States Environmental Protection Agency
One Congress Street Suite 1100
Boston, MA 02114-2023

March 26, 2008

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

Via Electronic and U.S. Mail

Re: Conditional Approval of GE's July 27, 2007 submittal titled *Supplement to the Pre-Design Investigation Report for Unkamet Brook*

Dear Mr. Gates:

This letter constitutes EPA's conditional approval of the *Supplement to the Pre-Design Investigation (PDI) Report for Unkamet Brook* dated July 27, 2007 (the "Supplement"). This Supplement 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 (MassDEP), approves the Supplement subject to the following conditions:

1. There appears to be an error with regard to the Unkamet Brook West parcel designations. According to Figure 1 in the Supplement, the parcel associated with Building OP-3 is L12-2-2 and not L2-2-2 as stated in the letter.
2. A site walk to determine the extent of paved areas and areas of degraded pavement was conducted on August 1, 2007 by EPA and their consultant and GE's consultant. Three figures are attached that indicate EPA's classification of the condition of the pavement in certain areas following the site walk. The figures classify the Removal Action Area ("RAA") into three separate categories: (i) "Unpaved," (ii) "Degraded Pavement," or (iii) "Paved." In the Second Supplement (described below), GE shall submit (a) revised figures for the entire RAA that clearly identify the areas that have been or will be characterized as unpaved, the areas that have been or will be characterized as paved, and the areas that have not been characterized, including existing buildings and building foundations, (b) an evaluation showing how the unpaved and paved areas on GE-owned properties and how the non-GE-owned properties meet the characterization requirements, (c) a proposal for additional sampling as necessary to meet the applicable characterization requirements, and (d) a proposal for the

restoration of degraded pavement on GE-owned property if GE elects to characterize these areas as paved, including a timeline and a figure showing all areas that will be restored. If GE elects not to restore degraded pavement on GE-owned property, then GE shall characterize such areas as unpaved and identify the areas as such in the Figures.

For non-GE-owned areas, GE shall identify paved areas, unpaved areas, and areas of degraded pavement. Although the classification of paved vs. unpaved areas in non-GE-owned properties does not affect the characterization requirements, it may affect remediation requirements. In degraded pavement areas, GE may have to repair, inspect, and maintain such pavement if GE elects to leave in place a not-to-exceed polygon located beneath degraded pavement.

3. GE shall submit revised figures in the Second Supplement that accurately depict the location of all utility lines and all utility corridors in the Removal Action Area. All utility lines that have been surveyed shall be depicted on the revised figures at their surveyed locations. GE shall evaluate each utility corridor to ensure that each has been characterized pursuant to the characterization methods for utility corridors specified in Section 2.6.1.7 of the Pre-Design Investigation Report. If necessary, GE shall propose additional sampling to comply with these characterization methods for the evaluation of existing utility corridors.
4. GE shall submit information and data that describes the nature and extent of the surface cover within the portion of Parcel K12-9-1 depicted in attached Figure 2 as a landscaped area, prior to the covering of the area with fill. The information and data shall demonstrate and identify specific areas that were paved or unpaved, the integrity of the building slabs and paved ground cover, and the extent of characterization sampling conducted prior to the placement of fill. If any areas within the landscaped area were unpaved prior to the placement of fill or if GE cannot provide sufficient information to demonstrate that certain areas were paved or were covered by building foundations that were in acceptable condition, then GE shall demonstrate that such unpaved areas meet the unpaved sampling grid requirements. If it is determined that the unpaved sampling grid requirements were not met, then GE shall propose additional sampling of such areas that meets unpaved grid and depth sampling requirements.

In addition, GE will be required to maintain the integrity of the soil cover over areas determined to be paved/building slabs (or the underlying pavement/slabs should the soil cover be removed) for the purpose of meeting Performance Standards.

5. GE submitted a proposal (Modeling Proposal) for conducting the characterization and modeling of the watershed and other activities on May 17, 2007. A meeting between GE, the City and EPA is necessary to assess the impact of the City's actions on the Unkamet Brook watershed upstream of the GE facility prior to initiating the modeling activities. GE shall schedule a meeting with the City to determine the City's actions and potential impacts on the Unkamet Brook

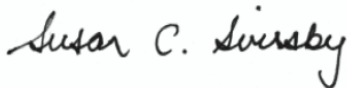
Remainder Work Plan. GE shall schedule the meeting as soon as possible, but the meeting shall occur no later than 60 days after the date of this letter.

GE shall submit a Second Supplement to the PDI Report that addresses conditions 2, 3 and 4 above within 30 days of the date of this letter. In the Second Supplement, GE shall propose, for EPA approval, deadlines for the submittal of the Conceptual RD/RA work plans for the Unkamet Brook-West and the Unkamet Brook-Remainder areas.

If there is any conflict between the Performance Standards as described in the Supplement, the PDI Report, or in the other documents approved hereunder, and as set forth in the Consent Decree and/or Statement of Work, the Consent Decree and Statement of Work shall control. EPA reserves the right to perform additional sampling and/or require additional response actions, if necessary, to meet the requirements of the Consent Decree.

Please contact me if you have any questions.

Sincerely,

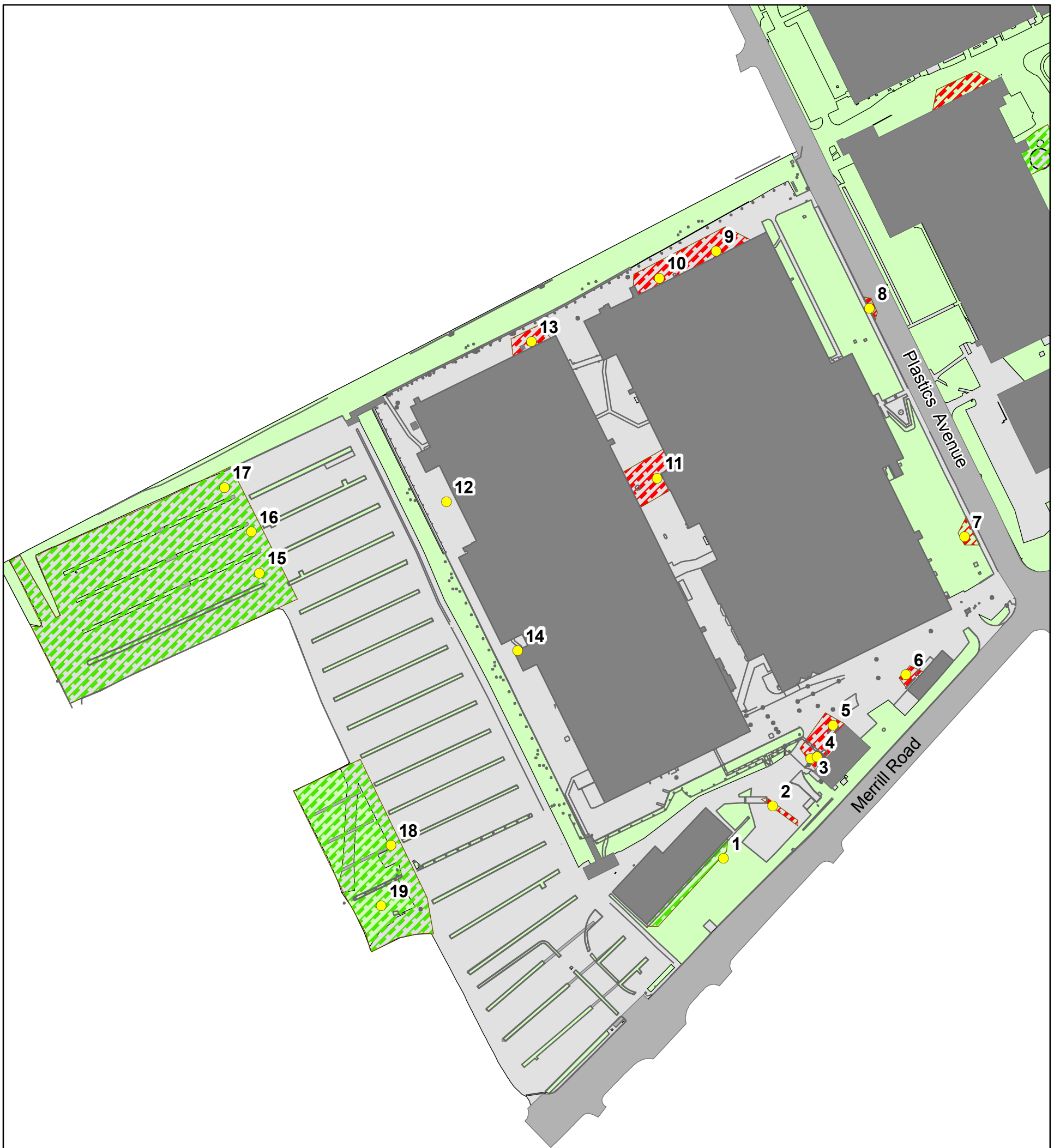


Susan C. Svirsky
Project Manager

Attachments

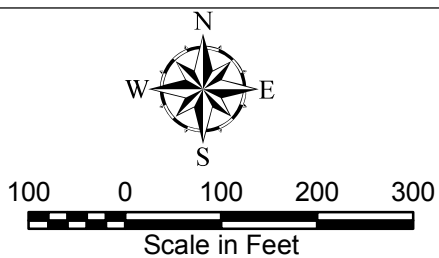
cc: Dean Tagliaferro, EPA
John Kilborn, EPA
Richard Hull, EPA
Rose Howell, EPA
Holly Inglis, EPA
Dale Young, MA EOE
Mike Backunas, MDEP
Jane Rothchild, MDEP
Susan Steenstrup, MDEP
K.C. Mitkevicius, USACE
Linda Palmieri, Weston Solutions
Scott Campbell, Weston Solutions
Jim Nuss, BBL
Andrew Corbin, BBL
Mayor James Ruberto, City of Pittsfield
MA Dept of Highways,
Rights of Way Bureau
Jeff Gardner,
Berkshire Community College

Michael Carroll, GE
Andrew Silber, GE
Rod McLaren, GE
Jim Bieke, Goodwin Proctor LLP
Laurence Kirsch, Goodwin Proctor
John Wood, GE Plastics
Steve Urschel, GE Plastics
Scott LeBeau, General Dynamics
Larry Dixon, CSX Transportation
Property Owner – Parcel L12-1-5
Property Owner – Parcel K11-7-8
Property Owner – Parcel L11-4-112
Property Owner – Parcel L11-4-213
Property Owner – Parcel L12-1-2
Property Owner – Parcel L12-1-3
Property Owner – Parcel L12-1-4
Public Information Repositories
Nina Johnson, U.S. Navy



Note:
 - Areas shown in solid grey and green denote paved and unpaved areas as depicted in ARCADIS BBL draft survey dated 2007.
 - Areas shown in green or red hatching are general and do not reflect a hard survey and are considered to be within the boundary for the RAA.

- Legend**
- Photo Location
 - Paved
 - Unpaved
 - Degraded Pavement
 - Unpaved

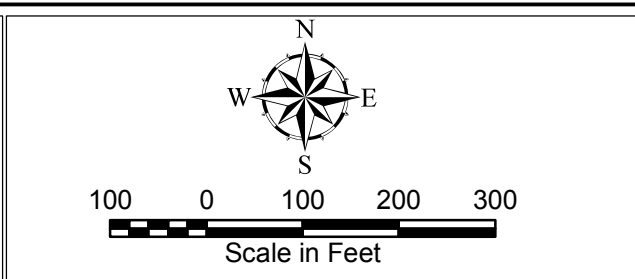


*Housatonic River Project
 Pittsfield, Massachusetts*

**FIGURE 1
 UNKAMET BROOK - FORMER WEST AREA
 ASPHALT INSPECTION PHOTO LOCATIONS
 1 AUGUST 2007**

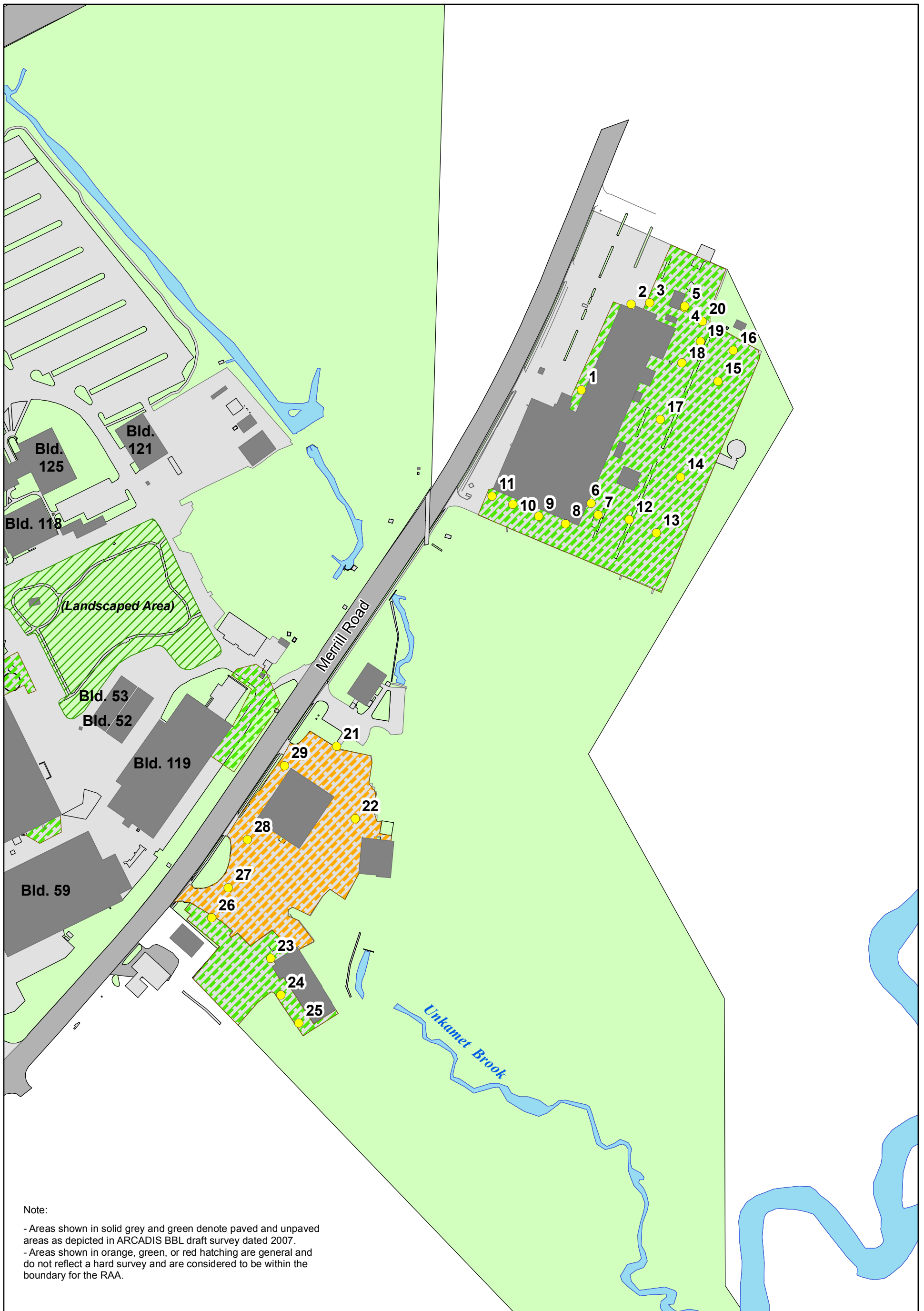


Legend	
	Paved
	Unpaved
	Landscaped Area
	Degraded Pavement
	Unpaved
	Degraded Pavement (Non-GE Owned)
	Photo Location

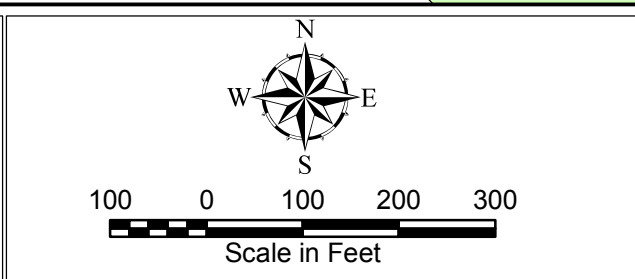


*Housatonic River Project
Pittsfield, Massachusetts*

**FIGURE 2
UNKAMET BROOK - FORMER NORTH AREA
ASPHALT INSPECTION PHOTO LOCATIONS
1 AUGUST 2007**



Legend	
	Photo Location
	Paved
	Unpaved
	Landscaped Area
	Unpaved
	Degraded Pavement (Non-GE Owned)



*Housatonic River Project
Pittsfield, Massachusetts*

**FIGURE 3
UNKAMET BROOK - FORMER EAST AREA
ASPHALT INSPECTION PHOTO LOCATIONS
1 AUGUST 2007**