



GE  
159 Plastics Avenue  
Pittsfield, MA 01201  
USA

*Transmitted via Overnight Courier*

December 21, 2007

Mr. Richard Hull  
United States Environmental Protection Agency  
1 Congress Street, Suite 1100 (HBO)  
Boston, MA 02114-2023

Ms. Susan Steenstrup  
DEP Project Coordinator  
Bureau of Waste Site Cleanup  
Department of Environmental Protection  
436 Dwight Street  
Springfield, MA 01103

**Re: GE-Pittsfield/Housatonic River Site  
Former Oxbow Areas J and K (GEC420)  
Summary of 2007 Conditional Solution Inspection Activities**

Dear Mr. Hull and Ms. Steenstrup:

On November 29, 2007, the General Electric Company (GE) completed the first annual review and inspection of properties located within Former Oxbow Areas J and K, at which Conditional Solutions have been implemented under the Consent Decree (CD) for the GE-Pittsfield/Housatonic River Site. Those properties are Parcels K10-11-1, K10-11-2, K10-11-3, and K10-13-1. GE sent letters to the owners of these properties on June 21, 2007, notifying them of the implementation of Conditional Solutions at their properties. For such non-GE-owned properties at which a Conditional Solution has been implemented, the CD requires certain annual post-remediation review and inspection activities.

Once a Final Completion Report for Former Oxbow Areas J and K Removal Action has been finalized, it will establish requirements for the performance of the annual post-remediation review and inspection activities at the properties with Conditional Solutions. In the meantime, for purposes of the 2007 inspections, GE followed the procedures outlined in Paragraphs 36 and 38 and Appendix Q of the CD and GE's *Final Removal Design/Removal Action Work Plan for Former Oxbow Areas J and K* (Final Work Plan; September 2005), with the modifications on which GE and EPA have agreed for such inspections at other areas subject to the CD.

As part of these activities, GE reviewed the most recent property records from the Pittsfield Tax Assessor's Office, as well as the deed records at the Berkshire Middle District Registry of Deeds and determined there has not been a change in ownership of any of the parcels subject to a Conditional Solution. In addition, GE reviewed the Final Work Plan, which describes the Conditional Solutions, as well as the technical drawings from the Addendum to Final Work Plan (April 2006), which depict anticipated post-remediation site features and topography.

GE also conducted a visual site inspection of each property (to the extent possible given any access limitations) to evaluate whether any of the following have occurred since completion of the remediation activities and implementation of the Conditional Solutions:

- 1) Any change in activities or uses of the property that would be potentially inconsistent with the land use for which the Conditional Solution was implemented;
- 2) Installation of a new utility or repair or replacement of an existing utility that involved disturbance of soil;
- 3) Any excavations, construction, or other activities or conditions that resulted in the disturbance of ten (10) cubic yards of soil or greater, regardless of depth; and
- 4) If any of the activities described in # 2 or # 3 above are noted, any reduction of the surface grade, compared to that shown in the relevant technical drawings from the Addendum to Final Work Plan (or any more up-to-date map, if available).

The results of the November 2007 inspection were documented in an Annual Inspection Checklist for each property. Copies of the completed forms are attached. As documented in these forms, the property record reviews indicated that there has been no change in ownership of any of the properties involved. Results of the November 2007 visual inspection indicated that a monitoring well was installed on Parcel K10-11-2. This well was installed by GE on November 27, 2007 with EPA approval. No evidence of changes to the surface grade was evident. No other activities or conditions listed above were observed at these properties since the implementation of the Conditional Solutions.

As required by the CD, these properties will be inspected annually. Following each inspection, an inspection report will be prepared and submitted to EPA and MDEP.

Please call me if you have any comments or questions.

Sincerely

Richard Gates, EGB

Richard Gates  
Remediation Project Manager

#### Attachments

G:\GE\GE\_Pittsfield\_CD\_Former\_Oxbow\_Areas\_I\_and\_K\Reports and Presentations\Inspections\602711324Ltr.doc

cc: Dean Tagliaferro, EPA  
Tim Conway, EPA  
Holly Inglis, EPA  
Rose Howell, EPA\*  
Linda Palmieri, Weston (2 copies)  
K.C. Mitkevicius, USACE  
Anna Symington, MDEP\*  
Jane Rothchild, MDEP\*  
Nancy E. Harper, MA AG\*  
Mayor James Ruberto, City of Pittsfield

Michael Carroll, GE\*  
Rod McLaren, GE\*  
Andrew Silfer, GE\*  
Peter Wojcik, GE\*  
James Nuss, ARCADIS BBL  
James Bieke, Goodwin Procter LLP  
Property Owners – Above-Listed Parcels  
Public Information Repositories  
GE Internal Repository

\* cover letter only

**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

**PARCEL NUMBER**                     K10-11-1                    

**DOCUMENT REVIEW**

Conducted By: Elizabeth Bremer, ARCADIS BBL Phone Number: (315) 671-9444  
Representing: GE Review Start Date: 11/14/2007

1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Plan, technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (and any alternative plan proposed by GE for the comparison described in Item 5 on next page), and any subsequent work plan(s) approved and implemented pursuant to Paragraph 35 of the Consent Decree have been reviewed.
  
2.  Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office for this property have been reviewed.
  
3. Has there been a change in ownership of this property?  
 No  
 Yes - If yes, list the new owner's name and mailing address below and indicate whether a notice of the Conditional Solution has been or will be sent to the new owner.  
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4. Review Completed Date:                     11/14/2007

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS BBL Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/29/2007

1. List other individuals and their company/agency that were present during the visual site inspection.  
                    Mike Argue, Weston Solutions, Inc.                      
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2. Is there any visual evidence of changes in activities and uses of the property since the last inspection that are potentially inconsistent with the land use for which the Conditional Solution was implemented (e.g., commercial or recreational, as appropriate)?  
 No  
 Yes - If yes, describe below.  
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3. Is there any visual evidence of installation of a new utility or repair or replacement of an existing utility that involved disturbance of soil within the property since the last inspection?  
 No  
 Yes - If yes, describe below and show the location(s) of such activity on a plan.  
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**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

4. Is there any visual evidence of excavations, construction, or other activities or conditions that resulted in the disturbance of 10 cubic yards of soil or greater, regardless of depth, within the property?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

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5. If any of the conditions listed in the responses to Questions 3 and 4 appears to have altered the surface grade of the property compared to the surface grade shown on the technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade change on a plan and compare the new surface grade in such area(s) to the surface grade in the above-listed drawings and/or plan. (If GE proposes use of an alternative plan for this comparison, include a copy of that plan and describe the rationale for its proposed use.)

6. Inspection Completed Date: 11/29/2007

**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

**PARCEL NUMBER** K10-11-2

**DOCUMENT REVIEW**

Conducted By: Elizabeth Bremer, ARCADIS BBL Phone Number: (315) 671-9444  
Representing: GE Review Start Date: 11/14/2007

1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Plan, technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (and any alternative plan proposed by GE for the comparison described in Item 5 on next page), and any subsequent work plan(s) approved and implemented pursuant to Paragraph 35 of the Consent Decree have been reviewed.
2.  Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office for this property have been reviewed.
3. Has there been a change in ownership of this property?  
 No  
 Yes - If yes, list the new owner's name and mailing address below and indicate whether a notice of the Conditional Solution has been or will be sent to the new owner.  
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\_\_\_\_\_  
\_\_\_\_\_
4. Review Completed Date: 11/14/2007

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS BBL Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/29/2007

1. List other individuals and their company/agency that were present during the visual site inspection.  
Mike Argue, Weston Solutions, Inc.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
2. Is there any visual evidence of changes in activities and uses of the property since the last inspection that are potentially inconsistent with the land use for which the Conditional Solution was implemented (e.g., commercial or recreational, as appropriate)?  
 No  
 Yes - If yes, describe below.  
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3. Is there any visual evidence of installation of a new utility or repair or replacement of an existing utility that involved disturbance of soil within the property since the last inspection?  
 No  
 Yes - If yes, describe below and show the location(s) of such activity on a plan.  
Installation of a monitoring well on west side of restaurant on Parcel K10-11-2. No change in surface grade is evident.  
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**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

4. Is there any visual evidence of excavations, construction, or other activities or conditions that resulted in the disturbance of 10 cubic yards of soil or greater, regardless of depth, within the property?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

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5. If any of the conditions listed in the responses to Questions 3 and 4 appears to have altered the surface grade of the property compared to the surface grade shown on the technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade change on a plan and compare the new surface grade in such area(s) to the surface grade in the above-listed drawings and/or plan. (If GE proposes use of an alternative plan for this comparison, include a copy of that plan and describe the rationale for its proposed use.)

6. Inspection Completed Date: 11/29/2007

**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

**PARCEL NUMBER**                     K10-11-3                    

**DOCUMENT REVIEW**

Conducted By: Elizabeth Bremer, ARCADIS BBL Phone Number: (315) 671-9444  
Representing: GE Review Start Date: 11/14/2007

1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Plan, technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (and any alternative plan proposed by GE for the comparison described in Item 5 on next page), and any subsequent work plan(s) approved and implemented pursuant to Paragraph 35 of the Consent Decree have been reviewed.
  
2.  Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office for this property have been reviewed.
  
3. Has there been a change in ownership of this property?  
 No  
 Yes - If yes, list the new owner's name and mailing address below and indicate whether a notice of the Conditional Solution has been or will be sent to the new owner.  
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\_\_\_\_\_  
\_\_\_\_\_
  
4. Review Completed Date:                     11/14/2007

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS BBL Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/29/2007

1. List other individuals and their company/agency that were present during the visual site inspection.  
                    Mike Argue, Weston Solutions, Inc.                      
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2. Is there any visual evidence of changes in activities and uses of the property since the last inspection that are potentially inconsistent with the land use for which the Conditional Solution was implemented (e.g., commercial or recreational, as appropriate)?  
 No  
 Yes - If yes, describe below.  
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3. Is there any visual evidence of installation of a new utility or repair or replacement of an existing utility that involved disturbance of soil within the property since the last inspection?  
 No  
 Yes - If yes, describe below and show the location(s) of such activity on a plan.  
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**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

4. Is there any visual evidence of excavations, construction, or other activities or conditions that resulted in the disturbance of 10 cubic yards of soil or greater, regardless of depth, within the property?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

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5. If any of the conditions listed in the responses to Questions 3 and 4 appears to have altered the surface grade of the property compared to the surface grade shown on the technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade change on a plan and compare the new surface grade in such area(s) to the surface grade in the above-listed drawings and/or plan. (If GE proposes use of an alternative plan for this comparison, include a copy of that plan and describe the rationale for its proposed use.)

6. Inspection Completed Date: 11/29/2007





**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECK LIST FOR OXBOW AREAS J AND K**

4. Is there any visual evidence of excavations, construction, or other activities or conditions that resulted in the disturbance of 10 cubic yards of soil or greater, regardless of depth, within the property?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

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5. If any of the conditions listed in the responses to Questions 3 and 4 appears to have altered the surface grade of the property compared to the surface grade shown on the technical drawings included in the Addendum to Final Removal Design/Removal Action Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade change on a plan and compare the new surface grade in such area(s) to the surface grade in the above-listed drawings and/or plan. (If GE proposes use of an alternative plan for this comparison, include a copy of that plan and describe the rationale for its proposed use.)

6. Inspection Completed Date: 11/29/2007