



GE
159 Plastics Avenue
Pittsfield, MA 01201
USA

Transmitted via Electronic Mail and Overnight Courier

September 15, 2008

Ms. Susan Steenstrup
Section Chief, Special Projects
Bureau of Waste Site Cleanup
Massachusetts Department of Environmental Protection
436 Dwight Street
Springfield, MA 01103

Mr. Dean Tagliaferro
EPA Project Coordinator
c/o Weston Solutions, Inc.
10 Lyman Street
Pittsfield, MA 01201

**Re: GE-Pittsfield/Housatonic River Site
20s Complex (GEC120)
Summary of Annual ERE Inspection for 2008**

Dear Ms. Steenstrup and Mr. Tagliaferro:

On August 28, 2008, the General Electric Company (GE) performed a visual inspection of Tax Parcel J10-10-101, the former 20s Complex at GE's facility in Pittsfield, Massachusetts, in accordance with the Consent Decree (CD) for the GE-Pittsfield/Housatonic River Site and the Post-Removal Site Control Plan (PRSCP) included in GE's *Final Completion Report for the 20s Complex Removal Action* (March 2005). A Grant of Environmental Restriction and Easement (ERE) was recorded for this property, along with the adjacent portion of Woodlawn Avenue (Parcel J10-10-102), in February 2005; and the 20s Complex was subsequently transferred to the Pittsfield Economic Development Authority (PEDA) in March 2005. Until such time as PEDA conveys an interest in the 20s Complex to another party, GE is required to perform an annual ERE inspection to determine whether site conditions at the time of the inspection or activities conducted since the last inspection are consistent with the provisions of the ERE. This letter presents the results of the fourth annual ERE inspection conducted by GE since the transfer of the 20s Complex to PEDA in March 2005.

In accordance with the CD and the PRSCP, the annual ERE inspection consists of two components. The first component consists of a review of several ERE-related documents including, as appropriate: (i) the ERE itself, (ii) the Plan of Restricted Area, (iii) any conditional exceptions approved under the ERE (if known), (iv) any recorded amendments to and/or releases from the ERE, (v) the most recent topographic mapping, and (vi) any Post-Work Notification Forms (Exhibit E to the ERE) available to GE. The second component consists of a visual inspection of the 20s Complex to determine whether there is visual evidence that any of the following have occurred since the last annual inspection:

- Activities at or uses that are potentially contrary to the restrictions stated in the ERE;
- Utility construction or maintenance work or any building construction, modification, addition, and/or demolition;

- Soil excavations that involved more than 10 cubic yards of soil;
- Significant soil erosion; and/or
- Significant pavement construction, disturbance, and/or removal/excavation, including, without limitation, alteration of the Other Ground-Covering Feature Area shown on the Plan of Restricted Area.

Following the inspection, GE is required to submit a summary report, which is to include a summary of the findings of the inspection, an identification (based on the visual inspection) of any instances of potential non-compliance with the ERE, and a copy of a completed Annual Inspection Check List (which was provided as an exhibit to the PRSCP).

On August 28, 2008, GE conducted the 2008 annual ERE inspection for the 20s Complex. Since no known new ERE-related documentation has been generated since transfer of this area to PEDDA, GE reviewed the existing documentation (i.e., ERE, Plan of Restricted Area, and topographic map included in the Final Completion Report). The visual inspection revealed no changes in the physical condition of the property since the time of the last inspection in October 2007. In addition, no evidence of any of the other above-listed conditions since the time of the October 2007 inspection was observed, as documented in the attached Annual Inspection Check List.

Please feel free to contact me at (413) 448-5902 with any questions or comments.

Sincerely,



Michael T. Carroll
Manager, Pittsfield Remediation Programs

Attachment

cc: T. Conway, EPA*
J. Kilborn, EPA
H. Inglis, EPA
R. Howell, EPA*
M. Gorski, MDEP
J. Rothchild, MDEP
A. Symington, MDEP*
K.C. Mitkevicius, USACE
L. Palmieri, Weston (2 copies)
Mayor J. Ruberto, City of Pittsfield
T. Hickey, Director, PEDDA

J. Bernstein, BCK Law
T. Bowers, Gradient
J. Gagnon, O'Reilly, Talbot & Okun
R. McLaren, GE*
A. Silber, GE*
R. Gates, GE*
J. Bieke, Goodwin Procter
S. Gutter, Sidley Austin
J. Nuss, ARCADIS
GE Internal Repositories
Public Information Repositories

(* without attachments)

ANNUAL INSPECTION CHECK LIST
20s COMPLEX RAA

DOCUMENT REVIEW

Conducted By: Mike Hassett Representing: ARCADIS
Review Start Date: July 28, 2008

1. Check here to confirm that the Grant of Environmental Restriction and Easement has been reviewed.
2. Check here to confirm that the Plan of Restricted Area (as revised if appropriate) has been reviewed.
3. Are there any recorded amendments to or releases from the ERE, and/or any known conditional exceptions under the ERE, and/or any Post-Work Notification Forms (ERE Exhibit E) which have been submitted by the Grantor under the ERE and of which the reviewing party has a copy?

No
 Yes - If yes, review those items for background informational purposes and list them below (along with the book and page reference in the Registry of Deeds where applicable). (Note that the document reviewer has no obligation to verify the accuracy or completeness of any of these documents, either as of the time they were prepared or as compared to current conditions).

4. Review Completed: August 27, 2008

VISUAL ON-SITE INSPECTION

Conducted By: Mike Hassett Representing: ARCADIS
Inspection Start Date: August 28, 2008

1. List other individuals and their company/agency that were present during the visual on-site inspection.
Jim Gagnon (O'Reilly, Talbot, & Okun on behalf of PEDDA)
Susan Steenstrup (MDEP)

2. Is there any visual evidence of activities and uses of the property since the last inspection that are potentially contrary to the restrictions of the ERE?

No
 Yes - If yes, describe below.

3. Is there any visual evidence of utility work or building construction, modification, addition, or demolition since the last inspection?

No
 Yes - If yes, describe below and show the location(s) of such activity on a plan.

ANNUAL INSPECTION CHECK LIST
20s COMPLEX RAA

4. Is there any visual evidence of soil excavation that generated more than 10 cubic yards of soil since the last inspection?

No

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

5. Is there any visual evidence of excessive soil erosion since the last inspection?

No

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

6. Is there any visual evidence of significant pavement construction, disturbance, or excavations since the last inspection, including without limitation, alteration of the Other Ground Covering Feature Areas shown on the Plan on the Restricted Areas?

No

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

7. If any of the conditions listed in the responses to Questions 3 through 6 appears to have altered the surface grade of the the property compared to the surface grade shown on the topographic survey map included in Attachment C of the Final Completion Report or the most current drawing of such grade (if available), identify the approximate area/location of such grade change on a plan.

8. Inspection Completed: August 28, 2008