



GE  
159 Plastics Avenue  
Pittsfield, MA 01201  
USA

*Transmitted via Overnight Courier*

December 18, 2008

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

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

**Re: GE-Pittsfield/Housatonic River Site  
Lyman Street Area (GEC430)  
Summary of 2008 Conditional Solution Inspection Activities**

Dear Mr. Tagliaferro and Ms. Steenstrup:

On November 21, 2008, the General Electric Company (GE) performed an inspection of properties located within the Lyman Street Area at which Conditional Solutions have been implemented under the Consent Decree (CD) for the GE-Pittsfield/Housatonic River Site. Those properties are Parcels I9-4-14 and I9-4-19 (which are commonly owned), Parcels I9-4-25, I9-4-202, and I9-4-203 (all commonly owned), Parcel I9-4-201, and Parcel I9-8-2. GE has sent letters to the owners of these properties 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 the Lyman Street Area Removal Action has been finalized, it will establish the final 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 2008 inspections, GE followed the procedures outlined in Paragraphs 36 and 38 and Appendix Q of the CD and Attachment D to GE's *Addendum to Final Removal Design/Removal Action Work Plan for Lyman Street Area* (Addendum to Final Work Plan; April 2006), with 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 had been a change in ownership of Parcels I9-4-14 and I9-4-19 since the last Conditional Solution inspection in November 2007. GE had provided notice to the new owner of these parcels of the Conditional Solution implemented at these parcels in a letter dated June 3, 2008. In addition, GE reviewed the *Final Removal Design/Removal Action Work Plan for Lyman Street Area* (Final Work Plan; September 2005), which describes the Conditional Solutions, as well as the technical drawings from the Addendum to Final Work Plan, which depict anticipated post-remediation site features and topography.

GE also conducted a visual site inspection of each property to evaluate whether any of the following had occurred since the prior Condition Solution inspection in November 2007:

- Any change in activities or uses of the property that would be potentially inconsistent with the land use(s) for which the Conditional Solution was implemented (i.e., commercial and/or recreational use, as specified in the Final Work Plan);
- Installation of a new utility or repair or replacement of an existing utility that involved disturbance of soil;
- Any excavations, construction, or other activities or conditions that resulted in the disturbance of 10 cubic yards of soil or greater, regardless of depth; and
- If any of the activities in the two preceding bullets are noted, any alteration 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 2008 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 had been a change in ownership of Parcels I9-4-14 and I9-4-19, but not of any of the other properties involved. In addition, the inspection showed no visual evidence of any of the above-listed activities or conditions at these properties since the last inspection.

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 the Massachusetts Department of Environmental Protection.

Please call me if you have any comments or questions.

Sincerely

*Richard Gates/EGC*

Richard Gates  
Remediation Project Manager

#### Attachments

cc: Tim Conway, EPA  
Holly Inglis, EPA  
Rose Howell, EPA\*  
Jane Rothchild, MDEP\*  
Michael Gorski, MDEP\*  
Nancy E. Harper, MA AG  
Linda Palmieri, Weston  
Mayor James Ruberto, City of Pittsfield  
Michael Carroll, GE\*  
Roderic McLaren, GE\*  
Peter Wojcik, GE\*

James Nuss, ARCADIS  
James Bieke, Goodwin Procter  
Property Owner – Parcels I9-4-14 & -19  
Property Owner – Parcels I9-4-25, -202, & -203  
Property Owner – Parcel I9-4-201  
Robert Dvorchik, WMECo  
Charles J. Nicol, Northeast Utilities  
Salvatore Giuliano, WMECo  
John Tulloch, WMECo  
GE Internal Repository

*\* cover letter only*

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

PARCEL NUMBER 19-4-14

DOCUMENT REVIEW

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702
Representing: GE Review Start Date: 11/21/2008

- 1. Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan...
2. Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office...
3. Has there been a change in ownership of this property?
4. Review Completed Date: 12/5/2008

VISUAL SITE INSPECTION

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702
Representing: GE Inspection Start Date: 11/21/2008

- 1. List other individuals and their company/agency that were present during the visual site inspection.
2. Is there any visual evidence of changes in activities and uses of the property since the last inspection...
3. Is there any visual evidence of installation of a new utility or repair or replacement of an existing utility...

**CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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 Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade changes 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: 11/21/2008

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

PARCEL NUMBER 19-4-19

DOCUMENT REVIEW

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Review Start Date: 11/21/2008

- Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan (Final Work Plan), technical drawings in the April 2006 Addendum to Final Work Plan (or any alternative plan proposed by GE), and any subsequent work plan(s) approved and implemented pursuant to Paragraph 35 of the Consent Decree, have been reviewed.
- Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office and the property deed at the Berkshire Middle District Registry of Deeds for the property have been reviewed.
- 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.  
GHEs Realty, LLC  
130 Pittsfield-Lenox Road  
Pittsfield, MA 01201  
A letter providing notice of the Conditional Solution implemented at the property was sent on June 3, 2008.
- Review Completed Date: 12/5/2008

VISUAL SITE INSPECTION

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/21/2008

- List other individuals and their company/agency that were present during the visual site inspection.  
Mike Argue - Weston Solutions, Inc.  
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- 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 (i.e., commercial and/or recreational use, as appropriate)?  
 No  
 Yes - If yes, describe below.  
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- 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 CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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 Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade changes 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: 11/21/2008

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

**PARCEL NUMBER** 19-4-25/-202

**DOCUMENT REVIEW**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Review Start Date: 11/21/2008

- Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan (Final Work Plan), technical drawings in the April 2006 Addendum to Final Work Plan (or any alternative plan proposed by GE), and any subsequent work plan(s) approved and implemented pursuant to Paragraph 35 of the Consent Decree, have been reviewed.
- Check here to confirm that the most recent property records from the Pittsfield Tax Assessor's Office and the property deed at the Berkshire Middle District Registry of Deeds for the property have been reviewed.
- 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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- Review Completed Date: 12/5/2008

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/21/2008

- List other individuals and their company/agency that were present during the visual site inspection.  
Mike Argue - Weston Solutions, Inc.  
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- 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 (i.e., commercial and/or recreational use, as appropriate)?  
 No  
 Yes - If yes, describe below.  
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- 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 CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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 Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade changes 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: 11/21/2008

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

**PARCEL NUMBER** 19-4-201

**DOCUMENT REVIEW**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Review Start Date: 11/21/2008

1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan (Final Work Plan), technical drawings in the April 2006 Addendum to Final Work Plan (or any alternative plan proposed by GE), 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 and the property deed at the Berkshire Middle District Registry of Deeds for the 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: 12/5/2008

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/21/2008

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 (i.e., commercial and/or recreational use, 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 CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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 Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade changes 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: 11/21/2008

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

PARCEL NUMBER 19-4-203

DOCUMENT REVIEW

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Review Start Date: 11/21/2008

- 1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan (Final Work Plan), technical drawings in the April 2006 Addendum to Final Work Plan (or any alternative plan proposed by GE), 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 and the property deed at the Berkshire Middle District Registry of Deeds for the 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: 12/5/2008

VISUAL SITE INSPECTION

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/21/2008

- 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 (i.e., commercial and/or recreational use, 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 CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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 Work Plan (or an alternative, more recent plan proposed by GE), identify the approximate area/location(s) of such grade changes 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: 11/21/2008

CONDITIONAL SOLUTION ANNUAL INSPECTION CHECKLIST

LYMAN STREET AREA REMOVAL ACTION

**PARCEL NUMBER** 19-8-2

**DOCUMENT REVIEW**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Review Start Date: 11/21/2008

1.  Check here to confirm that the description of the Conditional Solution in the Final Removal Design/Removal Action Work Plan (Final Work Plan), technical drawings in the April 2006 Addendum to Final Work Plan (or any alternative plan proposed by GE), 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 and the property deed at the Berkshire Middle District Registry of Deeds for the 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: 12/4/2008

**VISUAL SITE INSPECTION**

Conducted By: Paolo Filippetti, ARCADIS Phone Number: (585) 770-4702  
Representing: GE Inspection Start Date: 11/21/2008

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 (i.e., commercial and/or recreational use, 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 CHECKLIST**

**LYMAN STREET AREA REMOVAL ACTION**

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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6. Inspection Completed Date: 11/21/2008