



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

Southeast Regional Office • 20 Riverside Drive, Lakeville MA 02347 • 508-946-2700

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February 4, 2010

Scott Alfonse, Director
Office of Environmental Stewardship
City of New Bedford – City Hall
133 William Street
New Bedford, Massachusetts 02740

RE: **NEW BEDFORD**
Release Tracking Number: 4-15685
Parker Street Waste Site
New Bedford High School
**CONDITIONAL APPROVAL TO CONDUCT A
RELEASE ABATEMENT MEASURE**

Dear Mr. Alfonse:

On November 26, 2010, the Massachusetts Department of Environmental Protection, Bureau of Waste Site Cleanup (MassDEP), received a Release Abatement Measure Plan (the RAM Plan) related to the Parker Street Waste Site (the Site) submitted in accordance with 310 CMR 40.0000, the Massachusetts Contingency Plan (the MCP). The RAM Plan, dated October 2010 and prepared on behalf of the City of New Bedford (the City) by TRC Companies, Inc. (TRC), details activities related to contaminated soil removal at the New Bedford High School portion of the Site, specifically in the vicinity of sample location HF-31. Activities to be conducted, as described in the RAM Plan, include, but are not limited to: in-situ pre-excavation soil sampling to evaluate excavation limits; excavation of soils regulated as PCB Remediation Waste, pursuant to 40 CFR §761.3; direct loading of this soil into lined roll-off containers to be transported to, and disposed of at, an appropriately licensed facility; excavation of approximately an additional 94 cubic yards of non-PCB Remediation Waste soil to accomplish risk-reduction under the MCP; direct loading of the soil into lined roll-off containers and transportation and to, and disposal at, an appropriately licensed facility. Air monitoring, dust suppression and storm water run-off control measures will be implemented during the entirety of the work, as described in the RAM Plan. Unauthorized access to the work area will be controlled by the installation of a temporary chain-link fence around the work area. Upon completion of the excavation, the area will be backfilled with certified suitable material obtained from off-site sources, topped with approximately 6 inches of loam and seeded or finished with sod. Each of these components of the proposed work is more fully described in the RAM Plan, and further clarification on decontamination procedures, soil management and the extent of the excavation was also provided in a TRC Memorandum dated December 21, 2010.

MassDEP acknowledges that the City posted public notices of the availability of a draft version of the RAM Plan and held a public comment period from October 22, 2010 through November 10,

2010. The City prepared and distributed a summary of written comments received and responses to the comments. This document was distributed electronically on November 22, 2010 and is available for public viewing, along with the RAM Plan and the clarification Memorandum on the City's website at: <http://www.newbedford-ma.gov/McCoy/sitemap/nbhs.html> under the section titled *HF-31 Area Soil Removal*.

Pursuant to 310 CMR 40.0443(2), MassDEP hereby provides conditional approval to the City to implement the RAM as detailed in the above referenced submittals, and in accordance with the conditions described herein.

1. The City, or its contractor, shall provide MassDEP a minimum of seventy-two hours notice prior to commencing field work associated with the RAM Plan. When providing such notice, please provide the name and contact cellular phone number of the person responsible for project management and oversight at the Site;
2. The work proposed in the RAM Plan anticipates off-site disposal of all excavated material. However, Section 5.0 of the RAM Plan and Section 2.1 of Appendix C, the Soil Management Plan identifies the possibility of reusing some of the soils on-Site. In addition, Section 3 of the Soil Management Plan identifies the possibility of stockpiling soils on-Site. As a condition of this approval, no excavated soil should either be reused or stockpiled on the New Bedford High School Campus. Soils should be removed from the NBHS Campus on the same day that they are excavated utilizing lined, covered roll off containers. As allowed by 310 CMR 40.0034(4), and as described in Section 3.2 of the Soil Management Plan, if deemed necessary, soil can be temporary stored at another City-owned secure location provided the following occurs:
 - a) MassDEP is notified of the temporary storage location prior to the transport of the material;
 - b) The roll off containers are lined, prepared for storage at the temporary location and covered in a manner that will ensure that rainwater or other precipitation does not infiltrate the storage container; and,
 - c) The storage area is secured and locked at the end of each work day.
3. Pursuant to 310 CMR 40.0443(3) the RAM activities shall be conducted as described in the RAM Plan, as clarified in the December 2010 Memorandum and as approved herein. Any proposed modifications to the RAM Plan must be submitted in writing to MassDEP for review and approval prior to implementation.

Please be advised that, pursuant to 310 CMR 40.0445(1), a RAM Status Report must be submitted to MassDEP within one hundred and twenty (120) days from the date of MassDEP's receipt of the RAM Plan, and every six (6) months thereafter until a RAM Completion Report, prepared in full accordance with 310 CMR 40.0446 is submitted.

All inquiries regarding this matter should be directed to Molly Cote at the letterhead address or by calling (508) 946-2792. All future communication regarding this matter must reference Release Tracking Number: **4-15685**.

Sincerely,



Leonard J. Pinaud, Chief
State & Federal Site Management Section
Bureau of Waste Site Cleanup

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cc: MassDEP-SERO-Data Entry

David Johnston, Acting Regional Director

Millie Garcia-Serrano, Deputy Regional Director

Scott W. Lang, Mayor - City of New Bedford

City of New Bedford - Health Department

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