Connecticut Department of
ENERGY &
ENVIRONMENTAL
PROTECTION

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CONDITIONAL APPROVAL

August 7, 2019

Received 8/9/2019

Mr. Matthew Calvert
Eversource Energy Service Company
107 Selden Street
Berlin, CT 06037

Re: Berlin Settling Basin
107 Selden Street
Berlin, CT
Consent Order (CO) COWSPCB 16-002

Dear Mr. Calvert:

The Storage Tank & PCB Enforcement Unit of the Emergency Response and Spill Prevention Division of the Bureau of Materials Management and Compliance Assurance (BMMCA) has reviewed the document entitled, *Berlin Settling Basin Remedial Action Plan*, dated January 2019 (the Plan) received by the BMMCA on January 25, 2019, prepared for Eversource by Weston and Sampson. The Plan was submitted pursuant to paragraph B.1.e. of Consent Order # COWSPCB 16-002, issued on December 26, 2018 (the CO). Additional information supplementing the Plan was requested by DEEP to Eversource via email correspondence on various dates from May 2019 through June 2019. Responses to DEEP comments and requests were provided by Eversource on May 17, 2019 and June 18, 2019.

Based upon the Plan and supplemental information provided by Eversource in response to the DEEP requests, the documents fulfill the requirements of B.1.e. and hereby is **approved with conditions**.

This approval is subject to the following conditions:

(1) The site is subject to the cleanup provisions outlined within the Toxic Substance and Control Act (TSCA) 40 CFR 761. Therefore, on June 27, 2019, the United States Environmental Protection Agency (USEPA) issued a *PCB Cleanup and Risk-Based Disposal Approval under 40 CFR 761.61(a) and (c) Berlin Settling Basin* (USEPA Approval) authorizing Eversource to proceed with the Plan. It is expected that all conditions listed in the USEPA Approval shall be adhered to in order to satisfy cleanup and disposal of PCBs at the site consistent with the CO.

This approval does not relieve you of the obligation to obtain any other authorizations as may be required by Federal, State or Local laws or regulations. Nothing herein precludes DEEP from taking any action or instituting any proceeding should actions to date prove inadequate or for any other appropriate purpose.

If you have any questions regarding the above, please contact Gary Trombly by e-mail gary.trombly@ct.gov or phone at (860) 424-3486.

Sincerely,

Peter Zack, Director
Emergency Response & Spill
Prevention Division

cc: Kimberly Tisa, US EPA R1 PCB Coordinator

Sent Certified Mail #
Return Receipt Requested