

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY -  
REGION I



SDMS DocID

460592

IN THE MATTER OF:

Aerovox Facility  
New Bedford, Massachusetts

Aerovox Incorporated  
Respondent

ADMINISTRATIVE ORDER ON  
CONSENT

U.S. EPA Region I  
RCRA  
Docket No. RCRA-1-99-0054

Proceeding Under Section 7003  
of the Resource Conservation  
and Recovery Act, as amended,  
42 U.S.C. §§ 6973

FIRST AMENDMENT AGREEMENT

Aerovox Incorporated ("Respondent") and the United States Environmental Protection Agency ("EPA") hereby agree to this Amendment Agreement as follows:

1. As of the Effective Date of this Amendment Agreement, Paragraph 67 of the Administrative Order on Consent in the Matter of Aerovox Facility, New Bedford, Massachusetts, Aerovox Incorporated, Respondent (AOC Docket No. RCRA-1-99-0054) shall be amended to read as follows:
  67. No later than June 30, 2001, Respondent shall deposit \$225,000 into the Trust Fund. No later than December 31, 2001, Respondent shall deposit \$200,000 into the Trust Fund. In addition, no later than March 15, 2002, Respondent shall deposit into the Trust Fund the amount by which ten (10) percent of Respondent's net profits for the previous year exceeds \$200,000, based on Respondent's audited year-end financial results and generally accepted accounting principles.
2. Upon execution of this Amendment Agreement by authorized representatives of both EPA and Respondent, the Effective Date of this Amendment Agreement will be December 31, 2000.
3. All other paragraphs of AOC Docket No. RCRA-1-99-0054 remain in full force and effect.

The undersigned representative of Respondent certifies that he is fully authorized to enter into the terms and conditions of this Amendment Agreement and to bind Respondent to this document.

Agreed this 5<sup>th</sup> day of February, 2001.

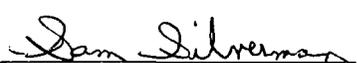
By:   
Robert D. Elliott

Title: President and CEO

It is so ORDERED and AGREED this 9<sup>th</sup> day of February, 2001.

BY:  DATE: 2/9/01

Ira Leighton  
Acting Regional Administrator  
Region I  
U.S. Environmental Protection Agency

BY:  DATE: 2-8-01

Sam Silverman  
Acting Director, Office of Environmental Stewardship  
Region I  
U.S. Environmental Protection Agency