



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

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April 14, 2010

OFFICE OF THE
REGIONAL ADMINISTRATOR

Mr. Gary Moran
Deputy Commissioner
Department of Environmental Protection
Executive Office of Energy and Environmental Affairs (EOEEA)
One Winter Street
Boston, Massachusetts 02108

RE: New Bedford Harbor Superfund Site
State Enhanced Remedy

Dear Mr. Moran:

Thank you for your letter of March 22, 2010, regarding an expansion of the State Enhanced Remedy for the New Bedford Harbor Superfund Site. I have spoken with EOEEA Secretary Ian Bowles and with my staff to ensure EPA's review of this project is completed as expeditiously as possible. I also understand that subsequent to my call with Secretary Bowles, you have exchanged phone calls and emails with Matt Schweisberg and David Dickerson of my staff and that there was a site visit on April 12 that provided the federal resource agencies a first-hand look at the proposed South Terminal location. Your letter addressed several concerns raised in our letter dated February 11, 2010, and EPA looks forward to working with you and your staff through this cooperative approach as we review the proposed South Terminal CDF project. As you know, EPA's review will be consistent with how we would review any other proposal to construct a new terminal in coastal waters.

My staff is currently working with the other federal resource agencies, the City of New Bedford and the Commonwealth to coordinate our comments after the site visit so that all federal, state and local government concerns are explored and communicated to your office in a timely manner. We expect the range of concerns potentially could include developing additional viable alternatives, minimizing the terminal's impacts, identifying possible mitigation measures that may be available, and addressing community concerns (including any environmental justice issues).

I will continue to be involved in this project and look forward to working with your agency and the City to address any outstanding environmental issues consistent with the schedule outlined in your March 22 letter.

Sincerely,

A handwritten signature in black ink, appearing to read "H. Curtis Spalding".

H. Curtis Spalding
Regional Administrator

cc: Dave Dickerson
Matt Schweisberg
Cindy Catri