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cc: Steve Ells RGR
Mel Hohman HAA

EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS

100 Cambridge Street Boston, Massachusetts 02202

James S. Hoyte
Secretary

July 17, 1984

Mr. Michael Deland
Regional Administrator
Environmental Protection Agency
JFK Federal Building
Boston, MA 02203

RE: June 29 letter on New Bedford

Dear Michael:

I am writing in response to your letter about issues raised at the meeting you chaired in Fairhaven on June 18. Let me assure you that Commissioner Bickford intends to take all available measures to enforce the ban. He and I have met, and in addition to his assurances, he is also preparing a plan which I will forward to you in the very near future.

The issue of siting a PCB waste facility is not so clear. Although Chapter 21 D of the Massachusetts General Laws and the regulations implementing this act provide for the exemption of emergency response from the siting process, the dredging with removal to a permanent site appears to our legal counsel to be a final action which then would trigger the requirements of 21 D, including the filing of a site-specific Notice of Intent.

I suggest that our staffs meet in the near future to discuss what problems this might raise. Although we are all concerned and committed to an expeditious resolution of the Achesnet River hot spot, we should also be concerned about the impact such resolution will have on the community in which the dredging material will be placed.

Sincerely,



James S. Hoyte
Secretary

