



ANTHONY D. CORTESE, Sc. D.  
Commissioner

57320  
ORIG: M. Hohman  
cc: Paul Keough  
E. Fitzpatrick

*The Commonwealth of Massachusetts*  
*Executive Office of Environmental Affairs*  
*Department of Environmental Quality Engineering*  
*One Winter Street, Boston 02108*

May 25, 1983

Mr. Paul Keough  
Acting Regional Administrator  
U.S. Environmental Protection Agency  
JFK Federal Building  
Boston, MA 02203

*U.S. Environmental Protection Agency*  
*Litigation Document*

*see file*  
*Hacker*  
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JUN 1 1983  
WASTE RESPONSE &  
COMPLIANCE BRANCH

Dear Mr. Keough:

The Department of Environmental Quality Engineering is hereby requesting CERCLA assistance to initiate a remedial investigation and feasibility study, as well as initial remedial measures at the New Bedford site. The Department is requesting that a Superfund State Contract be initiated at this site.

Pursuant to CERCLA Section 104(c)(3), the Department offers the following assurances regarding the State's responsibilities:

1. Authorization already exists for ten or fifty percent funding matches for this site under M.G.L. c. 21E; and the State will be applying for credit for out-of-pocket, non-federal funds expended or obligated between January 1, 1978 and December 11, 1980 (CERCLA credit period).
2. The Department acknowledges its responsibility to assure mutually agreeable operations and maintenance costs of remedial action taken pursuant to CERCLA at the New Bedford site. It is understood that the nature and extent of such operation and maintenance activities will be dependent upon the remedial actions jointly agreed upon by DEQE and EPA.
3. The Department also acknowledges its responsibility to assure at a mutually agreeable cost the availability of a hazardous waste disposal facility acceptable to the EPA, which has been inspected within the last year, and which is in compliance with the requirements of Subtitle C of the Solid Waste Disposal Act for off-site storage, destruction, treatment, or secure disposition of hazardous substances from the New Bedford site.

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REGION I  
WASTE MGMT. DIVISION

I believe the foregoing information is sufficient to begin initiating a Superfund State Contract for the New Bedford site. Please contact Yee Cho at the Division of Hazardous Waste (292-5591) if any additional information is required.

Very truly yours,



Anthony D. Cortese, Sc.D  
Commissioner

ADC/BB/am

cc: Paul T. Anderson  
Russ Isaac  
Tom McMahon  
Bill Simmons