

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



APPROVAL

February 2, 2005

David Silverstone
Chief Executive Officer
Regional Water Authority
90 Sargent Drive
New Haven, CT 06511-5966

RE: Request for Modification to Dioxin Sampling Plan
Supplemental Scope of Study
Former New Haven Water Company Property
Hamden, Connecticut
Consent Order No. SRD-128

Dear Mr. Silverstone:

The Remediation Section of the Department of Environmental Protection has reviewed the Letter titled, "Clarification and Additional Information for Dioxin Sampling Modification identified in December 14, 2004 Request for Modification to Sampling Plan and Addendum to "Supplemental Scope of Study, Former New Haven Water Company Property, Middle School Site, Hamden, Connecticut,"" dated January 18, 2005, prepared for the Regional Water Authority ("RWA") by Leggette, Brashears & Graham, Inc. ("LBG") and received on January 19, 2005 ("Letter"). The Letter was submitted following:

- (1) The Department's July 19, 2004 Conditional Approval of the Work Plan titled, "Supplemental Scope of Study, Former New Haven Water Company Property, Hamden, Connecticut," dated April 16, 2004, and the "Addendum and Modification to "Supplemental Scope of Study, Former New Haven Water Company Property, Hamden, Connecticut,"" dated June 28, 2004, all prepared for the Regional Water Authority by Leggette, Brashears & Graham, Inc. (collectively referred to as the "Work Plan");
- (2) The Department's October 6, 2004 Approval of a letter dated August 5, 2004 requesting modification to the Work Plan; and,
- (3) The Department's January 12, 2005 Conditional Approval of a letter dated December 14, 2004 requesting modification to the Work Plan.

The Work Plan and subsequent requests for modification were submitted pursuant to paragraph B.3.b of Consent Order No. SRD-128 issued on April 16, 2003.

The Letter proposes sampling protocol for dioxin and furan analysis of samples containing polychlorinated biphenyls (PCBs) at the portion of the Newhall Street Neighborhood site in Hamden occupied by Hamden Middle School, a portion of the Hamden Community Center, and properties located at 249-251 and 253-255 Morse Street.

The Letter is hereby approved.

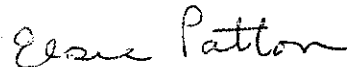
Nothing in this approval shall affect the Commissioner's Authority to institute any proceeding, or take any other action to prevent or abate pollution, to recover costs and natural resource damages, and to impose penalties for violations of law including but not limited to violations of any permit issued by the Commissioner. If at any time the Commissioner determines that the approved actions have not fully characterized the extent and degree of pollution, the Commissioner may institute any proceeding, or take any action to require further investigation. This approval relates only to pollution or contamination identified in the above referenced Work Plan.

In addition, nothing in this determination shall relieve any person of his or her obligations under applicable federal, state and local law.

No provision of this approval and no action or inaction by the Commissioner shall be construed to constitute an assurance by the Commissioner that the actions taken pursuant to this approval will result in compliance.

If you have any questions pertaining to this matter, please contact Shannon W. Pociu of my staff at (860) 424-3546.

Sincerely,



Elsie Patton
Acting Director
Planning and Standards Division
Bureau of Waste Management

EP:SWP

cc: Thomas Chaplik, Regional Water Authority
Gregory A. Sharp, Murtha Cullina LLP
Jeff Lennox, Leggette, Brashears & Graham, Inc.
Michael Manolakas, Leggette, Brashears & Graham, Inc.
Mayor Carl Amento, Town of Hamden
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Terry Iacone, DEP
Meg Harvey, DPH
Kevin Hood, ERI

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