



GE
159 Plastics Avenue
Pittsfield, MA 01201
USA

Transmitted via Overnight Courier

September 13, 2011

Michael Gorski
Regional Director, Western Region
Bureau of Waste Site Cleanup
Massachusetts Department of Environmental Protection
436 Dwight Street
Springfield, MA 01103

Dean Tagliaferro
EPA Project Coordinator
c/o Weston Solutions, Inc.
10 Lyman Street
Pittsfield, MA 01201

**Re: GE-Pittsfield/Housatonic River Site
20s Complex (GECD120)
Summary of Annual ERE Inspection for 2011**

Dear Mr. Gorski and Mr. Tagliaferro:

On August 16, 2011, the General Electric Company (GE) performed a visual inspection of the former 20s Complex (Tax Parcel J10-10-101) at GE's facility in Pittsfield, Massachusetts, in accordance with the Consent Decree (CD) for the GE-Pittsfield/Housatonic River Site and the Post-Removal Site Control Plan (PRSCP) included in GE's *Final Completion Report for the 20s Complex Removal Action* (March 2005). A Grant of Environmental Restriction and Easement (ERE) was recorded for this property, along with the adjacent portion of Woodlawn Avenue (Tax Parcel J10-10-102), in February 2005; and the 20s Complex was subsequently transferred to the Pittsfield Economic Development Authority (PEDA) in March 2005, making PEDA the Grantor of that ERE as it relates to the former 20s Complex. Until such time as PEDA conveys an interest in the former 20s Complex to another party, GE is required to perform an annual ERE inspection to determine whether site conditions at the time of the inspection or activities conducted since the last inspection are consistent with the provisions of the ERE. This letter presents the results of the seventh annual ERE inspection conducted by GE since the transfer of the 20s Complex to PEDA in March 2005.

As noted above, the ERE covering the former 20s Complex also covers an adjacent portion of Woodlawn Avenue. At the present time, GE remains the owner of that portion of Woodlawn Avenue (and thus the Grantor of the ERE as it relates to that portion), although it is planning to transfer that portion of Woodlawn Avenue, along with another portion of Woodlawn Avenue to the north (corresponding generally to Tax Parcel J10-9-102), to PEDA in the near future.¹ Since that transfer has not yet occurred, the August 2011 inspection and related activities focused only on the former 20s Complex (Tax Parcel J10-10-101).

¹ In preparation for that transfer, GE has developed a new ERE that covers both portions of Woodlawn Avenue. When that ERE is executed and recorded, it will replace the current ERE as it relates to Woodlawn Avenue.

In accordance with the CD and the PRSCP, the annual ERE inspection consists of two components. The first component consists of a review of several ERE-related documents including, as appropriate: (i) the ERE itself, (ii) the Plan of Restricted Area, (iii) any conditional exceptions approved under the ERE (if known), (iv) any recorded amendments to and/or releases from the ERE, (v) the most recent topographic mapping, and (vi) any Post-Work Notification Forms (Exhibit E to the ERE) available to GE. The second component consists of a visual inspection of the 20s Complex to determine whether there is evidence that any of the following have occurred since the last annual inspection:

- Activities or uses that, based on visual observations, are potentially contrary to the restrictions stated in the ERE;
- Utility construction or maintenance work or any building construction, modification, addition, and/or demolition;
- Soil excavations that involved more than 10 cubic yards of soil;
- Significant soil erosion; and/or
- Significant pavement construction, disturbance, and/or removal/excavation, including, without limitation, alteration of the Other Ground-Covering Feature Area shown on the Plan of Restricted Area.

Following the inspection, GE is required to submit a summary report, which is to include a summary of the findings of the inspection, an identification (based on the visual inspection) of any instances of potential non-compliance with the ERE, and a copy of a completed Annual Inspection Check List (which was provided as an exhibit to the PRSCP).

GE conducted the 2011 annual ERE inspection of the former 20s Complex in August 2011. Prior to the visual on-site inspection, GE reviewed the existing documentation relating to the ERE insofar as that documentation pertained to the former 20s Complex. This documentation included the ERE itself, the Plan of Restricted Area, the most recent topographic map provided by PED A (dated September 21, 2010), and applicable documents listed in prior ERE inspection reports on the former 20s Complex (e.g., Conditional Exception Reports, Post-Work Notification Forms). The visual on-site inspection of the former 20s Complex was then conducted on August 16, 2011, and was attended by representatives of GE, the Massachusetts Department of Environmental Protection (MDEP), the U.S. Environmental Protection Agency (EPA), and PED A. Information pertaining to the document review and the observations recorded during the visual on-site inspection are documented in the completed Annual Inspection Check List, attached hereto. Also attached for reference is a copy of the above-mentioned topographic map provided by PED A, dated September 21, 2010.

The document review revealed no changes in ownership information or other ERE-related documentation submitted by PED A pertaining to the former 20s Complex since the last inspection in August 2010.² Further, as indicated in the attached Inspection Check List, the visual inspection (as well as the document review) revealed no evidence of any of the above-listed conditions at the former 20s Complex since the time of the last inspection.

As noted above, GE has developed a new ERE that covers the portion of Woodlawn Avenue adjacent to the former 20s Complex (as well as another portion of Woodlawn Avenue) and that will, when executed and recorded, replace the present ERE as it relates to Woodlawn Avenue. In addition, GE understands that PED A is developing a new, amended ERE for the former 20s Complex that will, following execution and recordation, replace the current ERE as it relates to the former 20s Complex. It is anticipated that that

² PED A did submit to MDEP during the past year certain documents relating to the adjacent portion of Woodlawn Avenue (i.e., Tax Parcel J10-10-102) – namely, documents proposing to change the types of restricted areas for purposes of the new ERE covering that portion. However, since those documents are not related to the former 20s Complex, they are not discussed in this report or listed in the attached Inspection Check List.

amended ERE will reflect the changes in topography and modifications to the restricted areas that were affected by the development activities that occurred over the last few years. If that amended ERE is in effect at the time of the next annual ERE inspection of the former 20s Complex (in August 2012), it will be used as the basis for that inspection. In addition, assuming that Woodlawn Avenue (and thus the new Woodlawn Avenue ERE) has been transferred from GE to PEDAs before that time, GE will also conduct an ERE inspection of the portions of Woodlawn Avenue that are subject to that new ERE.

Please feel free to contact me at (413) 448-5902 with any questions or comments.

Sincerely,



Richard W. Gates
Remediation Project Manager

Attachments

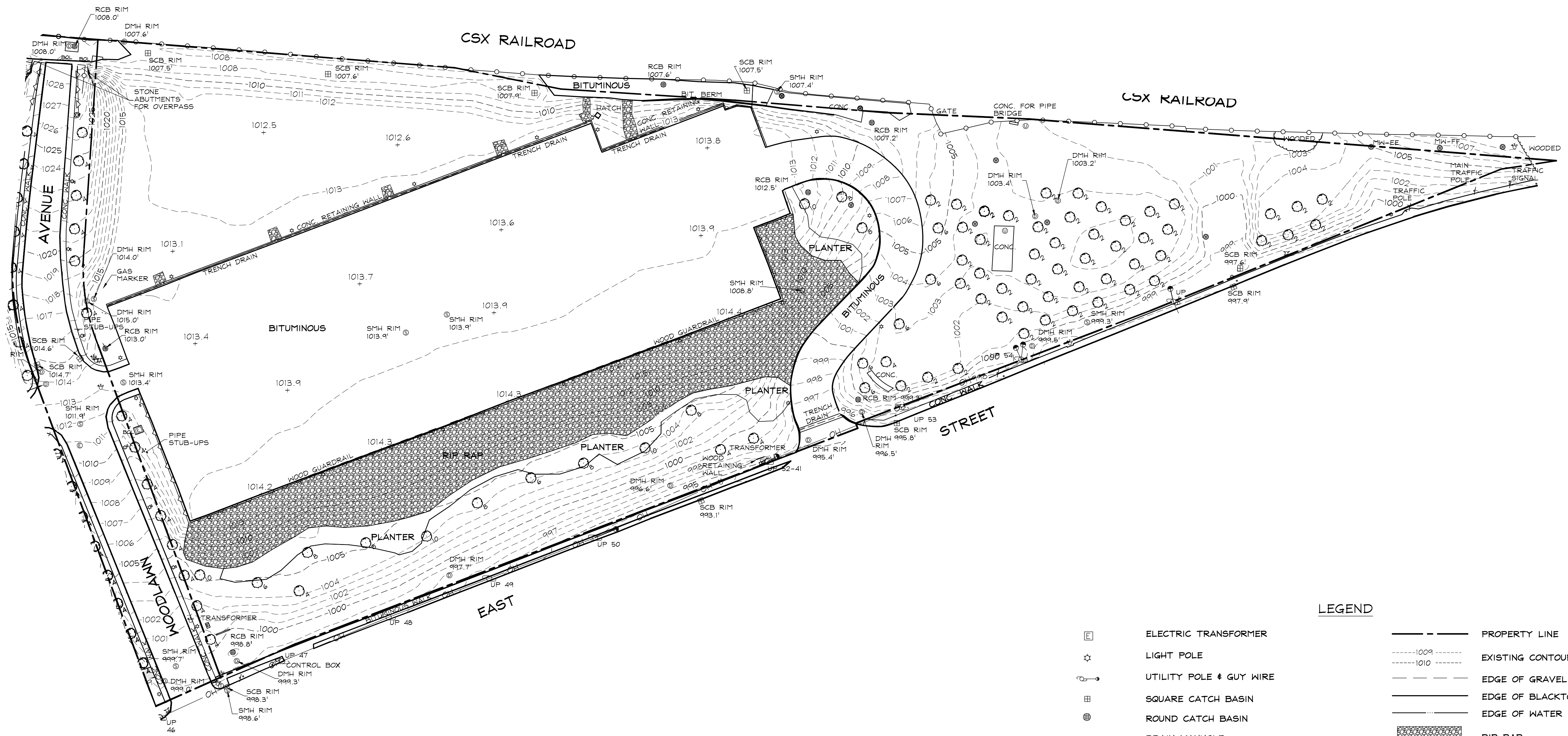
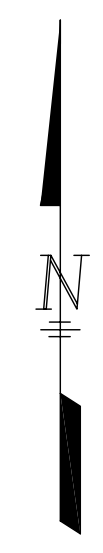
cc: T. Conway, EPA*
H. Inglis, EPA
R. Howell, EPA
J. Ziegler, MDEP (2 copies)
E. Tor, MDEP*
L. Palmieri, Weston
Mayor J. Ruberto, City of Pittsfield
C. Thurston, Executive Director, PEDAs
B. Landau, Noble & Wickersham
J. Gagnon, O'Reilly, Talbot & Okun
R. McLaren, GE*
M. Carroll, GE*
J. Bieke, Goodwin Procter
J. Nuss, ARCADIS
M. Hassett, ARCADIS
GE Internal Repositories
Public Information Repositories

(* without attachments)



50 Depot Street
Dalton, MA 01226
(413) 684-0925

41 Park Street
Adams, MA 01220
(413) 743-0013
www.hillengineers.com



GENERAL PLAN NOTES:

1. TOPOGRAPHIC SURVEY PERFORMED BY HILL-ENGINEERS, ARCHITECTS, PLANNERS, INC. BETWEEN APRIL 8 AND APRIL 23, 2010.
2. FOR COMPLETE BOUNDARY LINE PERIMETER INFORMATION SEE PLAN ENTITLED "APPROVAL NOT REQUIRED DIVISION OF LAND - SURVEY PLAN" DATED AUGUST 10, 2004 AND REVISION DATED OCTOBER 5, 2004 PREPARED BY HILL-ENGINEERS, ARCHITECTS, PLANNERS, INC.
3. ELEVATIONS SHOWN ARE BASED UPON THE 1988 NGVD.
4. UTILITIES ARE SHOWN IN AN APPROXIMATE WAY ONLY AND ALL UTILITIES MAY NOT BE SHOWN. PRIOR TO ANY CONSTRUCTION, THE CONTRACTOR SHALL CONTACT "DIG-SAFE" AND HAVE ALL UNDERGROUND UTILITIES MARKED ON THE GROUND. MANHOLE DESCRIPTIONS ARE BASED UPON EXISTING FRAME AND COVER OBSERVED IN THE FIELD AND ARE NOT THE RESULT OF A UTILITY INVESTIGATION OR STRUCTURE INSPECTION.

| LEGEND | | | |
|--------|-------------------------|--|----------------------------------|
| | ELECTRIC TRANSFORMER | | PROPERTY LINE |
| | LIGHT POLE | | EXISTING CONTOUR |
| | UTILITY POLE & GUY WIRE | | EDGE OF GRAVEL |
| | SQUARE CATCH BASIN | | EDGE OF BLACKTOP |
| | ROUND CATCH BASIN | | EDGE OF WATER |
| | DRAIN MANHOLE | | RIP RAP |
| | SANITARY MANHOLE | | GUARDRAIL |
| | TELEPHONE MANHOLE | | CHAIN LINK FENCE |
| | ELECTRIC MANHOLE | | OVERHEAD WIRES |
| | UNKNOWN MANHOLE | | EDGE OF BUSHES/HEDGE |
| | BOLLARD | | SHRUB |
| | EXISTING SPOT GRADE | | CONIFEROUS TREE (SIZE IN INCHES) |
| | SIGN | | DECIDUOUS TREE (SIZE IN INCHES) |
| | MONITORING WELL | | |
| | WATER SHUTOFF | | |
| | HYDRANT | | |
| | GAS VALVE | | |

| REV. | ISSUED | DESCRIPTION | DRN. CK'D. | DATE |
|------|--------|-------------|------------|---------|
| A | | | MAC | 9-21-10 |

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GENERAL ELECTRIC COMPANY
159 PLASTICS AVENUE
PITTSFIELD, MA 01201

PROJECT DESCRIPTION
**EXISTING CONDITIONS
SITE PLAN**

DRAWING TITLE
**AS-BUILT TOPOGRAPHIC
SURVEY - 20'S COMPLEX**

| | |
|------------|---------|
| DRAWN BY | MAC |
| DATE DRAWN | 9-21-10 |
| SCALE | 1"=50' |
| APV'D BY | |

| | |
|----------------|------------------------|
| CAD CODE: | GE-1055-020 CX101M.dwg |
| GRAPHIC SCALE: | |

| | |
|-----------------|------------|
| PROJECT NUMBER: | GE-1055-20 |
|-----------------|------------|

| | |
|----------------|------|
| DRAWING NUMBER | REV. |
| CX102 | A |

**ANNUAL INSPECTION CHECK LIST
20s COMPLEX RAA**

DOCUMENT REVIEW

Conducted By: Mike Hassett, ARCADIS
Review Start Date: July 25, 2011

Representing: General Electric Co.

1. Check here to confirm that the Grant of Environmental Restriction and Easement has been reviewed (as it applies to the former 20s Complex [Tax Parcel J10-10-101]).
2. Check here to confirm that the Plan of Restricted Area (as revised if appropriate) has been reviewed (as it applies to the former 20s Complex [Tax Parcel J10-10-101]).
3. Are there any recorded amendments to or releases from the ERE, and/or any known conditional exceptions under the ERE, and/or any Post-Work Notification Forms (ERE Exhibit E) which have been submitted by the Grantor under the ERE and of which the reviewing party has a copy?
 No
 Yes - If yes, review those items for background informational purposes and list them below (along with the book and page reference in the Registry of Deeds where applicable). (Note that the document reviewer has no obligation to verify the accuracy or completeness of any of these documents, either as of the time they were prepared or as compared to current conditions).

The documents reviewed consisted of the same documents listed in the response to Item #3 in the Document Review section of the Annual Inspection Check Lists attached to GE's prior ERE inspection reports on the former 20s Complex submitted on August 24, 2009 (for the August 12, 2009 inspection) and September 24, 2010 (for the August 31, 2010 inspection).
No subsequent ERE-related documents relating to the former 20s Complex (Tax Parcel J10-10-101) were identified.
Documents relating to the portion of Woodlawn Avenue subject to the ERE (Tax Parcel J10-10-102) were not reviewed.

4. Review Completed: August 15, 2011

VISUAL ON-SITE INSPECTION

Conducted By: Mike Hassett, ARCADIS
Inspection Start Date: August 16, 2011

Representing: General Electric Co.

Note: The visual on-site inspection was conducted at the former 20s Complex (Tax Parcel J10-10-101) and did not include the adjacent portion of Woodlawn Avenue (Tax Parcel J10-10-102).

1. List other individuals and their company/agency that were present during the visual on-site inspection.

Jim Gagnon (O'Reilly, Talbot, & Okun Associates, Inc. on behalf of PEDDA)
Mike Backunas (MDEP)
Mike Argue (Weston Solutions, Inc. on behalf of EPA)

2. Is there any visual evidence of activities and uses of the property since the last inspection that are potentially contrary to the restrictions of the ERE?

No
 Yes - If yes, describe below.

ANNUAL INSPECTION CHECK LIST
20s COMPLEX RAA

3. Is there any visual evidence of utility work or building construction, modification, addition, or demolition since the last inspection?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

4. Is there any visual evidence of soil excavation that generated more than 10 cubic yards of soil since the last inspection?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

5. Is there any visual evidence of excessive soil erosion since the last inspection?

No

Yes - If yes, describe below and show the location(s) of such erosion on a plan.

6. Is there any visual evidence of significant pavement construction, disturbance, or excavations since the last inspection, including without limitation, alteration of the Other Ground Covering Feature Areas shown on the Plan on the Restricted Areas?

No

Yes - If yes, describe below and show the location(s) of such activity on a plan.

7. If any of the conditions listed in the responses to Questions 3 through 6 appears to have altered the surface grade of the the property compared to the surface grade shown on the topographic survey map included in Attachment C of the Final Completion Report or the most current drawing of such grade (if available), identify the approximate area/location of such grade change on a plan.

8. Inspection Completed: August 16, 2011