DuPont Pompton Lakes Works, Pompton Lakes, NJ 07442

NJD 002173946

- May 4, 2010 letter with enclosure, RCRA/HSWA Permit, Modified Compliance Schedule

- July 7, 2010 letter regarding Modified Compliance Schedule

JUL 07 2010

Mr. David E. Epps, P.G.
Project Director, Pompton Lakes Works
DuPont Corporate Remediation Group
DuPont Pompton Lakes Works
2000 Cannonball Road
Pompton Lakes, NJ 07442

Re: Modified Compliance Schedule

Dear Mr. Epps:

This is in response to your May 19, 2010 letter to Clifford Ng in which you noted errors in the compliance schedule that you had provided to EPA. We approve your request and supporting justification for making the corrections to the dates in the RCRA HSWA Permit Modified Compliance Schedule, included with the May 4, 2010 letter from Barbara Finazzo, EPA, to Sheryl Telford, DuPont.

Enclosed is the revised RCRA HSWA Permit Modified Compliance Schedule. The following milestone dates have been corrected to:

1. Vapor Mitigation RIR Report – June 30, 2010

2. Vapor Mitigation IRM Report – December 31, 2010

3. Wanaque River RIR Report – July 31, 2010

If you have any questions, please feel free to contact Clifford Ng, of my staff, at (212) 637-4113.

Sincerely yours,

Adolph Everett, P.E., Chief
RCRA Programs Branch

Enclosures

cc: Frank Faranca, NJDEP, w/encls.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

MAY - 4 2010

Sheryl A. Telford, Director
DuPont Corporate Remediation Group
Chestnut Run 715-201
Rte 141 and Faulkland Road
Wilmington, DE 19805

Re: **E. I. Dupont De Nemours & Company Incorporated, Pompton Lakes, New Jersey Facility, EPA I.D. Number NJD 002173946**
RCRA HSWA Permit, Modified Compliance Schedule

Dear Ms. Telford:

Enclosed herewith is a Modified Compliance Schedule, which sets forth DuPont's corrective action obligations, as defined at this time, under the Environmental Protection Agency ("EPA") issued Permit for the above-referenced facility.

The Permit, which became effective on August 24, 1992, was issued to E.I. DuPont De Nemours & Company Incorporated ("DuPont") under the Solid Waste Disposal Act (the "Act") as amended by the Resource Conservation and Recovery Act ("RCRA"), and the Hazardous and Solid Waste Amendments of 1984 ("HSWA"), 42 United States Code ("U.S.C."), Section 6901 *et seq.* Pursuant to Module I-F.2 of the Permit, DuPont submitted a timely application for Permit renewal on February 24, 1997. Pursuant to Module I-F.(3) of the Permit, all conditions of the original 1992 Permit remain in effect.

The enclosed Compliance Schedule is issued by EPA pursuant to Module III-E.10(c) of the Permit, and is based upon and reflects in large part, the milestones contained in the proposed Remediation Implementation Schedule DuPont submitted to EPA on March 29, 2010. DuPont has the duty to comply with the enclosed Compliance Schedule, pursuant to Module I-F.(1) of the Permit. Any non-compliance may be grounds for an enforcement action under the Act.

While considerable progress has been made through remediation work carried out by DuPont under the EPA Permit and the 1988 Administrative Consent Order ("ACO") between DuPont and the New Jersey Department of Environmental Protection ("NJDEP"), EPA has determined that it is necessary to have a comprehensive compliance schedule in place that sets specific milestones for DuPont's completion of corrective action activities under the Permit.

Please be advised that additional corrective action tasks may arise pursuant to Module III- B(6) or B(10) or Module III-C or III-D of the Permit should information obtained from technical studies or from other sources identify new Solid Waste Management Units

("SWMUs"), Areas of Concern ("AOCs") or contaminant releases from the Pompton Lakes facility. If so, after consultation with DuPont and NJDEP, EPA may modify the enclosed Compliance Schedule to incorporate corrective action tasks with respect to such SWMUs, AOCs or contaminant releases.

In its discretion, EPA may also modify the enclosed Compliance Schedule should additional information become available that may impact DuPont's ability to meet a specific scheduling Due Date or Due Dates. DuPont will be notified in writing of any modifications that EPA may make to the Compliance Schedule.

Finally, I wish to reassure DuPont that EPA will continue to consult closely with NJDEP concerning DuPont's corrective action activities at the facility in order to coordinate our efforts and avoid duplication of effort. We will also work closely with DuPont as it carries out its Permit obligations.

In accordance with the provisions of Module III-E.10(c)(i)-(iv) of the Permit, EPA will notify all persons on the facility mailing list concerning the enclosed Compliance Schedule.

If you have any questions on this matter, please call me at (212) 637-3724 or contact Clifford Ng, at (212) 637-4113.

Sincerely,

Barbara A. Finazzo

Barbara A. Finazzo, Director
Division of Environmental Planning and Protection

cc: David Epps, DuPont
Leonard Romino, NJDEP
Stephen Maybury, NJDEP