



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1

1 Congress Street, Suite 1100
BOSTON, MA 02114-2023

CONTAINS ENFORCEMENT-SENSITIVE INFORMATION

MEMORANDUM

DATE: February 29, 2008

SUBJ: Change in Scope of Response for Removal Action at the Vermont Mill Properties Site, Bennington, Bennington County, VT - Action Memorandum Addendum

FROM: Catherine Young, On-Scene Coordinator *CY*
Emergency Response and Removal Section I

THRU: David McIntyre, Chief *For MJB* *2/29/2008*
Emergency Response and Removal Section I

Arthur V. Johnson III, Chief *For MJB* *2/29/2008*
Emergency Planning & Response Branch

TO: James T. Owens III, Director *2-29-08*
Office of Site Remediation and Restoration

I. PURPOSE

Refer to Action Memo dated February 20, 2008.

The purpose of this Action Memorandum Addendum is to request and document approval of a change in the scope of the response proposed in the Action Memorandum, dated February 20, 2008, which initiated a time critical removal action at the Vermont Mill Properties Site, (the Site), located in Bennington, VT. A change in the scope of the response is required to address additional contamination on property adjacent to the mill building which was discovered subsequent to the signing of the February 20, 2008 Action Memo. In order to address the contamination located at the site, a revision to the description of the site and inclusion of additional waste streams is required.

This action is anticipated to be a Potentially Responsible Party (PRP) lead clean-up.

II. SITE CONDITIONS AND BACKGROUND

CERCLIS ID# : CTN000105857
SITE ID# : 01EQ
CATEGORY : Time Critical

A. Site Description

1. Removal site evaluation

Refer to Action Memo dated February 20, 2008.

Based on information received subsequent to the Action Memo dated February 20, 2008, the site description has been revised to include additional properties located adjacent to the mill building which stored contaminated debris material. The revised site description for the Vermont Mill Properties Superfund Site ("Site") includes 160-180 Benmont Avenue in Bennington, Vermont. More specifically, the Site is located between Leonard Street to the North and Holden Street to the South. The eastern boundary is Benmont Avenue. The western boundary extends just beyond the Walloomsac River along Leonard Street and Anthony Drive. The Site is located in an area that is a mixed use of residential and commercial, with the closest residence approximately a few hundred feet from the mill. The Site is bounded to the north, south and east by mostly residential properties and several businesses and to the west by the Walloomsac River which is a tributary of the Hoosic River. The Site is listed on the National Register of Historic Places.

2. Physical location

The Site is located between Leonard Street to the North and Holden Street to the South. The eastern boundary is Benmont Avenue. The western boundary extends just beyond the Walloomsac River along Leonard Street and Anthony Drive.

Latitude: 42° 53' 5.8" North

Longitude: 73° 12' 11.2" West

3. Site characteristics

Refer to Action Memo dated February 20, 2008.

The site also includes property located north of the mill, a fenced in area containing large fuel storage tanks used for commercial purposes. North of the fuel storage tank area is a vacant lot. At the end of the property, located at 212 Benmont Avenue, is Bennington Tire Corporation.

4. Release or threatened release into the environment of a hazardous substance, or pollutant or contaminant

Refer to Action Memo dated February 20, 2008

Hazardous substances that pose a threat of release include, but are not limited to the following:

- Containers labeled flammable, toxic, reactive, corrosive, explosive chemicals
- 2-chlorobenzalmalononitrile
- Oil and Oily material
- Metals-contaminated soils and debris

Sampling was conducted by a contractor for the PRP on debris material located on the site using the Toxicity Characteristic Leaching Procedure ("TCLP") method. Two samples failed the TCLP for lead.

5. NPL status

The site is not currently on the National Priorities List, and has not received a Hazardous Ranking System rating.

B. Other Actions to Date

1. Previous actions

Refer to Action Memo dated February 20, 2008.

2. Current actions

Refer to Action Memo dated February 20, 2008.

C. State and Local Authorities' Roles

1. State and local actions to date

Refer to Action Memo dated February 20, 2008.

2. Potential for continued State/local response

Refer to Action Memo dated February 20, 2008.

III. THREATS TO PUBLIC HEALTH OR WELFARE OR THE ENVIRONMENT, AND STATUTORY AND REGULATORY AUTHORITIES

A. Threats to Public Health or Welfare

Actual or potential exposure to nearby human populations, animals, or the food chain from hazardous substances or pollutants or contaminants; [§300.415(b)(2)(i)];

Refer to Action Memo dated February 20, 2008.

High levels of hazardous substances or pollutants or contaminants in soils largely at or near the surface, that may migrate [§300.415(b)(2)(iv)];

Hazardous substances or pollutants or contaminants in drums, barrels, tanks, or other bulk storage containers, that may pose a threat of release [§300.415(b)(2)(iii)];

Weather conditions that may cause hazardous substances or pollutants or contaminants to migrate or be released; [§300.415(b)(2)(v)];

Threat of fire or explosion; [§300.415(b)(2)(vi)];

Refer to Action Memo dated February 20, 2008.

TCLP samples taken of debris material located at the site failed for lead. The debris material is located on a vacant section of the Site and exposed to weather conditions. Precipitation events could cause leachate material to enter into the Walloomsac River or as runoff onto adjacent residential and commercial properties. Lead contained in the debris material, and potentially in the soils located beneath it, may cause potential inhalation and dermal exposure to residents living near the property.

The availability of other appropriate Federal or State response mechanisms to respond to the release; [§300.415(b)(2)(vii)];

Refer to Action Memo dated February 20, 2008.

B. Threats to the Environment

Actual or potential exposure to nearby human populations, animals, or the food chain from hazardous substances or pollutants or contaminants; [§300.415(b)(2)(i)];

Refer to Section A: Threats to Public Health or Welfare

High levels of hazardous substances or pollutants or contaminants in soils largely at or near the surface, that may migrate [§300.415(b)(2)(iv)];

Hazardous substances or pollutants or contaminants in drums, barrels, tanks, or other bulk storage containers, that may pose a threat of release [§300.415(b)(2)(iii)];

Weather conditions that may cause hazardous substances or pollutants or contaminants to migrate or be released; [§300.415(b)(2)(v)];

Threat of fire or explosion; [§300.415(b)(2)(vi)];

Refer to Section A: Threats to Public Health or Welfare

The availability of other appropriate Federal or State response mechanisms to respond to the release; [§300.415(b)(2)(vii)];

Refer to Section A: Threats to Public Health or Welfare

IV. ENDANGERMENT DETERMINATION

Refer to Action Memo dated February 20, 2008.

V. PROPOSED ACTIONS AND ESTIMATED COSTS

A. Proposed Actions

1. Proposed action description

Refer to Action Memo dated February 20, 2008

2. Community relations

Refer to Action Memo dated February 20, 2008.

3. Contribution to remedial performance

Refer to Action Memo dated February 20, 2008.

4. Description of alternative technologies

Refer to Action Memo dated February 20, 2008.

5. Applicable or relevant and appropriate requirements (ARARs)

Refer to Action Memo dated February 20, 2008.

6. Project schedule

Refer to Action Memo dated February 20, 2008.

B. Estimated Costs

Refer to Action Memo dated February 20, 2008.

VI. EXPECTED CHANGE IN THE SITUATION SHOULD ACTION BE DELAYED OR NOT TAKEN

Refer to Action Memo dated February 20, 2008.

VII. OUTSTANDING POLICY ISSUES

There are no precedent-setting policy issues associated with this site.

VIII. ENFORCEMENT ... For Internal Distribution Only

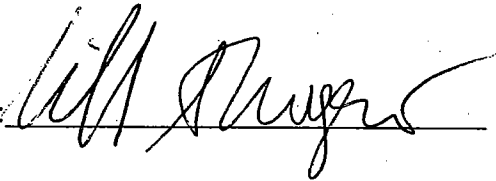
Refer to Action Memo dated February 20, 2008.

IX. RECOMMENDATION

I recommend that you approve the change in the scope of the response for the Vermont Mill Properties Site in Bennington, VT. The actions involving the required changes are in accordance with CERCLA, as amended, and are not inconsistent with the National Contingency Plan.

Refer to Action Memo dated February 20, 2008.

APPROVAL: _____



DATE: _____

2-29-08

DISAPPROVAL: _____

DATE: _____