

Notice of Tier 1 Classification Permit Extension Application

American Fiber & Finishing, Inc.
237 Main Road
Colrain, MA 01340
Release Tracking Numbers 1-11974

Pursuant to the Massachusetts Contingency Plan at 310 CMR 40.0706, a Tier 1 Classification Permit Extension has been submitted for the above referenced location.

A release of oil occurred at the American Fiber & Finishing (the applicant) facility located at 237 Main Road in Colrain, Massachusetts, which is a disposal site (as defined by M.G.L. c. 21E, Section 2). On August 15, 2000, the Department of Environmental Protection (DEP) issued a Decision to Grant Permit Application for Tier IA (310 CMR 40.0500) permit for the American Fiber & Finishing site. On September 12, 2000, the DEP issued a Notice of Permit Effective and Expiration dates establishing the permit effective date of September 7, 2000 and permit expiration date of September 7, 2003.

On June 5, 2003 the applicant submitted a Tier 1 Classification Permit Extension application to DEP to seek an extension of the Tier 1A permit to complete the response actions provided for in the *Addendum to the Phase IV- Remedy Implementation Plan* and to achieve either a Remedy Operation Status (ROS) or Response Action Outcome (RAO). An extension of the Tier 1A permit is required to proceed with Comprehensive Remedial Responses at all Tier I sites. On August 8, 2003, the DEP issued a Decision to Grant Permit Extension; the permit extension date was September 7, 2004.

On January 14, 2004, the applicant gave notice, pursuant to 310 CMR 40.0172, that the required actions in the cleanup/assessment process relating to the petroleum contamination at the site and the filing of the *Phase IV - RIP Completion Statement* were beyond the company's financial ability; DEP approved the applicant's financial inability status through June 2005.

On September 8, 2005, the applicant submitted a Tier 1 Classification Permit Extension application to DEP seeking an extension to the Tier 1A permit pursuant to the MCP to complete the necessary remedial measures in the cleanup/assessment process of the petroleum contamination and to complete the *Phase IV - RIP Completion Statement*. An extension of the Tier 1A permit is required to proceed with Comprehensive Remedial Responses at all Tier I sites.

Anyone interested in reviewing the permit applications should notify DEP by writing to DEP, Bureau of Waste Site Cleanup, Western Regional Office, 436 Dwight Street, Springfield, Massachusetts 01330 within 20 days of the date of this publication. If anyone notifies DEP of his or her interest in reviewing or submitting comment on the Tier I Permit Extension application, DEP will conduct a public comment review period of twenty (20) days, which shall run concurrently with DEP's review of the application. Anyone who fails to notify DEP in writing of his/her interest in commenting on the application by the above date may be deemed to

have waived his/her rights, if any, to appeal DEP's permit decision or to intervene in an adjudicatory proceeding with respect to this application, pursuant to 310 CMR 40.0770(2).

M.G.L. c. 21E and the Massachusetts Contingency Plan provides additional opportunities for public notice of, and involvement in, decisions regarding response actions at disposal sites: 1) The Chief Municipal Official and Board of Health of the community in which the site is located will be notified of major milestones and events, pursuant to 310 CMR 40.1403; and 2) Upon receipt of a petition from ten or more residents of the municipality in which the disposal site is located, or of a municipality potentially affected by a disposal site, a plan for involving the public in decisions regarding response actions at the site will be prepared and implemented, pursuant to 310 CMR 40.1405.

To obtain more information on this disposal site and the opportunities for public involvement during its assessment/remediation, please contact East Coast Engineering, Inc., 156A Front Street, P.O. Box 745, Marion, Massachusetts 02738.