

US EPA ARCHIVE DOCUMENT



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DANIEL C. MCINTIRE
Vice President, Generation Operations

CERTIFIED MAIL
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September 7, 2010

Mr. Craig Dufficy
US Environmental Protection Agency
Two Potomac Yard
2733 S. Crystal Drive
5th Floor: N-5831
Arlington, VA 22202 2733

Dear Mr. Dufficy:

**CERCLA 104(e) INFORMATION REQUEST LETTER
ALLEGHENY ENERGY SUPPLY COMPANY, LLC
MITCHELL POWER STATION
COURTNEY, PA.**

Allegheny Energy Supply Company, LLC (AE), is responding to the information request letter dated August 24, 2010 (received August 26, 2010) that requested information relating to “surface impoundments or similar diked or bermed management unit(s) or management units designated as landfills which receive liquid-borne material from a surface impoundment used for the storage or disposal of residuals or by-products from the combustion of coal, including , but not limited to, fly ash, bottom ash, boiler slag, or flue gas emission control residuals” (the Information Request Subject Matter). A copy of said letter is attached as **Attachment 1**.

Mitchell Power Station currently has one sedimentation pond dam at the permitted Coal Combustion Byproduct (CCB) landfill facility (PADEP Solid Waste Permit No. 300809). The PADEP registration number of the dam is D63-100. This sedimentation pond dam is designed to treat leachate and storm water runoff from haul roadways and waste placement areas of the CCB landfill facility. As such, the sedimentation pond dam does not fall within the Information Request Subject Matter. Any material of this nature found in the dam would be incidental.

Mitchell Power Station also has a sedimentation pond at its closed CCR disposal site and two waste water treatment lagoons. Both waste water treatment lagoons have concrete retaining walls and clay bottoms. Again, none of these units fall within the Information Request Subject Matter.

AE has also recently completed an extensive Clean Water Act Section 308 and Resource Conservation and Recovery Act Section 3007 Information Request regarding these and other units at

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the Mitchell Power Station. Initial detailed information (including much of the information above) was submitted to the EPA contractor's office (Eastern Research Group) in July 2010 and the remaining information was submitted to their office in early August 2010.

I understand that Mr. Gary Haag and AE's outside counsel discussed these facts with you during a telephone call on September 1, 2010, and it was agreed that we should confirm the facts with you in response to the Information Request. If you have any questions or require additional information, or would like a copy of the information that we previously submitted pursuant to Section 308 of the Clean Water Act and Section 3007 of the Resource Conservation and Recovery Act, please contact Gary Haag, telephone 724-830-5459.

I certify that the information contained in this response to EPA's request for information and the accompanying documents is true, accurate, and complete. As to the identified portions of this response for which I cannot personally verify their accuracy, I certify under penalty of law that this response and all attachments were prepared in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge, true accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

Sincerely,



Daniel C. McIntire
Vice President, Generation Operations
Allegheny Energy Service Corporation as an Agent for
Allegheny Energy Supply Corporation, LLC

Attachment



c: Jim Roewer, USWAG Executive Director