

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NEW YORK 10007-1866

December 22, 2009

Mr. Edward A. Gerdts  
Vice President  
TRC Environmental Corporation  
1430 Broadway – 10<sup>th</sup> Floor  
New York, N.Y. 10018

Re: December 9, 2009 proposed revision to the accepted May 14, 2009 130 Liberty Street Contractor's Implementation Plan for Decontamination and Deconstruction, 130 Liberty Street, New York, New York.

Dear Mr. Gerdts:

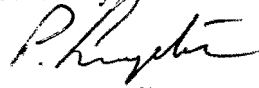
This is to inform you that the U.S. Environmental Protection Agency (EPA) has completed its review of the December 9, 2009 proposed revision to the accepted May 14, 2009 130 Liberty Street Contractor's Implementation Plan for Decontamination and Deconstruction (document defined as "revisions to the Plan") submitted by TRC Environmental Corporation (TRC) on behalf of the Lower Manhattan Development Corporation (LMDC) for 130 Liberty Street in lower Manhattan. The proposed "revisions to the Plan" are the third amendment request to the aforementioned accepted May 14, 2009 document.

EPA's review of the "revisions to the Plan" has focused on containment measures to control potential releases of contaminants, proper procedures for monitoring the work, and waste management and disposal. EPA's principal objective in its review is to identify instances where safeguards must be strengthened for the prevention of releases that may present an imminent and substantial endangerment to public health and the environment.

Based on our review, and in consultation with the New York State Department of Labor (NYSDOL) and the New York City Department of Environmental Protection (NYCDEP), EPA accepts the above-referenced "revisions to the Plan". EPA's review is not intended as a review and/or acceptance of structural engineering and safety matters or requirements for the protection of worker safety and health or for fire protection and safety at 130 Liberty Street. EPA is relying on the New York City Department of Building's, the U.S. Department of Labor Occupational Safety and Health Administration's and the New York City Fire Department's expertise in these areas, respectively.

EPA will continue to work with our regulatory partners to monitor the 130 Liberty Street activities throughout the final execution of the project.

Sincerely,



Pat Evangelista  
Director  
Office of Strategic Programs  
Office of the Regional Administrator

cc: Richard Mendelson, OSHA  
Mitchel Konca, OSHA  
Suzanne Mattei, NYSDEC  
Christopher Alonge, NYSDOL  
Krish Radhakrishnan, NYCDEP  
Christopher Santulli, NYCDOB  
Thomas Kunkel, LMCCC  
Michael Weinlein, FDNY