

New York State Department of Environmental Conservation

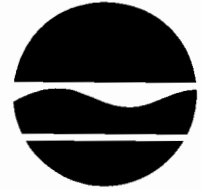
Division of Environmental Remediation

Remedial Bureau E, 12th Floor

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Alexander B. Grannis
Commissioner

JAN 11 2008

Ms. Leslie Bamann
Supervisor
Town of Victor
1290 Blossom Drive
Victor, New York 14564

RE: Site No. 8-35-013
Modock Road Springs/DLS Sand and Gravel, Inc., Site Update

Dear Supervisor Bamann:

The following is a chronologic summary of activities related to the Remedial Investigation and Feasibility Study (RI/FS) currently being completed at the Modock Road Springs/DLS Sand and Gravel, Inc., site. This summary includes activities occurring since the last update provided to the Town of Victor on December 21, 2007.

SUMMARY OF ACTIVITIES

December 21, 2007 - January 11, 2008

December 27, 2007 - The New York State Department of Environmental Conservation (NYSDEC) received Final Immediate Investigation Work Assignment (IIWA) Report from Malcolm Pirnie, Inc. The electronic version of the report was sent to the Town of Victor for placement on the Town website and a hard copy of the report was mailed to the Victor Free Library for placement in the document repository.

January 7, 2008 - Completed post mitigation sampling at final (sixth) location where the NYSDEC installed sub-slab depressurization systems. In total, vapor intrusion sampling completed in December 2007 and January 2008 included:

- Expanded (first-time) vapor intrusion sampling to verify boundaries established during the vapor intrusion program completed early in 2007 (total of eight homes included in this recent expanded sampling);
- Post mitigation sampling at locations where the NYSDEC installed sub-slab depressurization systems. Six locations included in the post mitigation sampling; and
- Sampling at locations where the earlier testing indicated that either monitoring or re-sampling was necessary to confirm that additional actions do not need to be taken in the future.

The NYSDEC is expecting final laboratory analytical results from the vapor intrusion sampling to arrive in January 2008.

Ongoing - Malcolm Pirnie, Inc., staff continue to revise the Focused Feasibility Study for Groundwater Interim Remedial Measure (IRM) summary report. The final IRM report is expected to be received in January 2008.

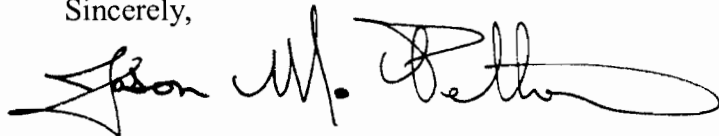
Ongoing - The NYSDEC Project Manager continues to prepare a Decision Document based on the IRM evaluation. The Decision Document will outline the proposed IRM action and it is expected to be available for public review early in 2008.

Ongoing - NYSDEC staff continue to respond to periodic telephone calls and requests for information.

Ongoing - NYSDEC staff continue to prepare updates to the Town of Victor prior to Town Board meetings on the second and fourth Monday of each month.

Please do not hesitate to call Mr. Joseph White or myself at 1-888-459-8667 with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason M. Pelton". The signature is fluid and cursive, with a large, sweeping flourish at the end.

Jason M. Pelton
Project Manager
Remedial Section C, Remedial Bureau E
Division of Environmental Remediation

cc: P. Lytle, Town of Victor Environmental Scientist