



September 15, 2023

Via Email

Lorenzo Thantu, Remedial Project Manager  
Superfund and Emergency Management Division  
U.S. Environmental Protection Agency - Region II  
290 Broadway - 19th Floor  
New York, NY 10007

**Subject: Magna Metals Site: US EPA Index No. CERCLA-02-2022-2023  
Monthly Progress Report – August 15 to September 15, 2023**

Dear Mr. Thantu,

Tetra Tech is providing this monthly progress report for the Former Magna Metals Facility for the time period from August 15, 2023, to September 15, 2023. The format of this report follows the guidance provided by USEPA in Section IX of the Order on Consent dated September 28, 2022, for the above referenced site.

**Description of actions which have been taken toward achieving compliance w/Settlement Agreement during the previous month**

- Lorenzo Thantu sent an e-mail with USEPA sample location comments and maps on August 18, 2023. These comments began the 21-day response period with a submittal date of September 8, 2023.
- Tetra Tech sent an e-mail on September 8, 2023, requesting a one-week extension for the QAPP Addendum submittal.
- Lorenzo Thantu sent an e-mail on September 12, 2023, approving the schedule extension to September 15, 2023, yet reserving USEPA right to seek penalties and/or punitive damages for any non-compliance pursuant to the Administrative Settlement Agreement and Order on Consent for Remedial Investigation and Feasibility Study, Index No. CERCLA-02-2022-2023, with regard to the RI-FS QAPP Addendum.
- The QAPP Addendum submittal to USEPA was September 15, 2023. The submittal included the Response to Comment matrix, redline/strikeout version of QAPP Addendum, clean version of QAPP Addendum, and a pdf of tables, figures, and addenda to the document.
- Property access agreements that have been received, signed by ISC Properties/Lightron, and returned to the landowners is 33 (One (1) property owner rescinded his agreement). One (1) additional property access agreement has been signed but not returned to property owner. Two (2) additional property owners are in negotiations. There are 5 property owners (8 parcels) that have said no. There are 5 property owners that have not responded to the access agreement request.
- Keane and Beane sent a second access letter to property owners on September 5, 2023.
- If the second Keane and Beane letter does not obtain responses from the final 5 property owners, a second face-to-face meeting with the remaining non-responsive or no access

granted property owners, accompanied by USEPA personnel, is necessary to complete the property access process. Tetra Tech will work with USEPA to schedule this meeting.

### **Results of sampling, tests, modeling, and all other raw data**

No results as such work are not required to be performed at this time.

### **Description of all actions, data, and plans which are scheduled for the next two (2) months and any other information that is customary to provide in the industry**

- Property owners that have not responded to the property access letter/agreement and follow up phone calls will be contacted for a face-to-face meeting to obtain access. This process will continue until property access is obtained from every property owner.
- Publicly available data will be reviewed to develop a topographic survey base map for the project area.
- Remove overgrown vegetation on the building foundation and around monitoring wells. Straighten fences that are in the way of monitoring well access.
- Conduct GPR analysis of the building foundation after vegetation removal or seek a different compound area in the park near Lower Pond.
- Deliver HASP to USEPA for Oversight use.
- Submit field program proposal to ISC Properties/Lightron and Nationwide Insurance.
- Begin pre-field activities to determine the field trailer location and associated support such as power, IDW disposal, and refrigeration.

### **Information regarding percentage of completion, all delays encountered or anticipated, and description of all efforts made to mitigate said delays.**

- RI/FS WP Addendum is 100% complete.
- QAPP Addendum is 95% complete.
- HASP is 100%.

### **Potential Delay(s)**

- The approved work plans and property access are required prior to initiating the field program.
- Field Program slated for Fall 2023.

Please feel free to contact me with revisions or if you need additional information.



Sincerely,

A handwritten signature in blue ink that reads 'Dave Richardson'.

Dave Richardson

Magna Metals Project Coordinator

Tetra Tech Inc.

Ecc: Walter Sainsbury, Esq. USEPA

Matthew Hubicki NYSDEC

Kerry Maloney NYSDEC

Michael C. Murphy NYSDEC

David Sweet, ISC Properties/Lightron

Nicholas M. Ward-Willis, Esq. Keane and Beane, P.C.

Emily Hodge, Nationwide Insurance

Marty Clifford, Trident Environmental