

New York State Department of Environmental Conservation  
6274 East Avon-Lima Road, Avon, NY 14414



Thomas C. Jorling  
Commissioner

March 13, 1992

The New York State Department of Environmental Conservation (DEC) has issued the Record of Decision and companion Responsiveness Summary for the Edward Allen Landfill inactive hazardous waste disposal site.

The Responsiveness Summary addresses the public's questions and comments on the DEC's proposed Remedial Action Plan for this site. The proposed plan was presented during a Feb. 3, 1992 public meeting in South Corning. Comment was received then and during the course of a 30-day period that ended Feb. 21. Public comment was considered in the selection of the final Remedial Action Plan for this site, which is described in the Record of Decision. The final plan is unchanged from the proposal presented during the public meeting.

The Record of Decision and Responsiveness Summary - as well as other site-related documents - are available for your review at the Corning Public Library, Denison Parkway East, Corning. In addition, a copy of the DEC's "Record of Decision" Fact Sheet accompanies this mailing.

Responding to the shared concern of several commentators, the DEC will sample water and sediments from Bailey Creek at a point farther downstream from the landfill than has been previously sampled. The sampling is tentatively scheduled for late spring or early summer 1992 and the results will be shared with the public via a mailing such as this.

The next stage in the remediation of the Edward Allen Landfill is design of the closure plan described in the Record of Decision. The DEC is presently negotiating with Corning Incorporated and Westinghouse Electric Corp. for the design and construction of the landfill closure. The negotiation phase may last several months, but is expected to lead to a binding legal agreement between the DEC and the two responsible parties. Design of the closure plan will take about 14 months from the signing of that agreement. Construction of the closure could begin in summer 1993 and continue through 1994.

Questions about the Edward Allen Landfill site or the remediation project may be directed to the following:

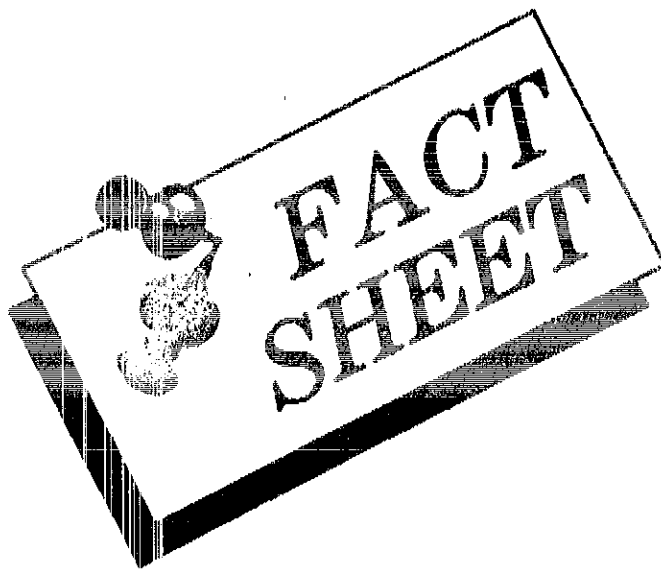
David Crosby, Project Manager  
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50 Wolf Road  
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David Napier  
Region Toxics Coordinator  
N.Y.S. Department of Health  
Bevier Building  
42 S. Washington St.  
Rochester, N.Y. 14608-2099

DEC personnel may also be reached by calling, toll-free, the department's Hazardous Waste Remediation Program in Albany at 1 (800) 342-9296.

## *New York State Inactive Hazardous Waste Site Remedial Program*



## **Record of Decision**

**T**he NYS Department of Environmental Conservation (DEC), in partnership with the Departments of Health (DOH) and Law (DOL), is responsible for seeing that inactive hazardous waste sites across the state are remediated. Under New York State's Inactive Hazardous Waste Site Remedial Program, the process follows a path of thorough investigation, enforcement, remedial action selection, design and construction. One part of this process, the **Record of Decision**, is highlighted below.

*The ROD contains results of the remedial investigation and remedy selection process.*

The Record of Decision (ROD) presents the remedial action for an inactive hazardous waste site and documents the information and rationale used to arrive at the decision.

The ROD is the culmination of extensive investigations and a remedy selection that identifies a solution to remove the threat of harm from public health and the environment. (For more on this, see fact sheet "Remedial Investigation/Feasibility Study.") It serves as the definitive record of the remedial action decision for the site and as a convenient reference to other documents that were developed during the remedial process.

*DEC's deputy commissioner gives the final approval to the ROD.*

The Deputy Commissioner for the Office of Environmental Remediation signs the final ROD following public comment and departmental review of the proposed remedial action plan. The project moves on to remedial design and construction.



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produced by  
New York State Department of Environmental Conservation  
MARIO M. CUOMO, Governor THOMAS C. JORLING, Commissioner  
in cooperation with  
New York State Departments of Health and Law

*The ROD is a collection of information about the site and contains the solution to its cleanup.*

## ROD Contents

Each ROD produced for a hazardous waste site contains information about the site that identifies the problem and describes the remedial solution. In addition, the decision-making process that yielded the remedial action is documented to demonstrate that the appropriate solution was selected. The ROD contains:

- *site location, description and history:* provides valuable insight into the previous use of the site and identifies vulnerable areas in the surrounding environment, such as residential areas and protected wetlands, groundwater, etc.
- *problem identification:* describes the nature and extent of contamination and the pathways through which contaminants move in the environment.
- *status of enforcement actions:* provides the enforcement history and current status for the site.
- *goals for remedial action:* describes the overall goal of remediation, protection of human health and the environment, and remedial goals specific to each site—for example, preventing contaminated groundwater migration.
- *discussion of remedial alternatives:* presents each potential remedial action, including a "no action" alternative, to show that technical, legal, environmental and public concerns are met.
- *the selected remedial action:* describes the planned remedy.
- *Responsiveness Summary:* documents public comments about the selected remedy. Modifications to the remedial action based on public comment are identified in the summary.
- *Administrative Record:* references reports and other documents developed during investigation and remedial selection.

## Amendments to the ROD

*Amended remedial decisions require additional review and public input.*

Changes to the final remedial action may occur in two cases:

- 1) if the ROD specifically provides for later addition of documents and reserves a portion of the decision to a later time; or,
- 2) if new and significant information is received or generated after the ROD is finalized.

An amended ROD must go through additional review and public comment periods.



### For More Information

- about the Record of Decision and the remedy selection process, or citizen participation activities, call DEC's 24-hour toll-free hazardous waste remediation information line at 1 (800) 342-9296.