(b) (6)(b) (6)
Malvern, PA 19355

March 29, 2017

To: Patrick McDonnell
Acting Secretary, PA Dept of Environmental Protection
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101

Dear Mr. McDonnell,

I live in the General Warren Village, which adjoins the contaminated site of the old Bishop Tube Plant. As I know you are aware, the high levels of toxic wastes, including the human carcinogen Trichloroethylene, have been contaminating the soil and ground water for years without true remediation. Now, suddenly, there's a rush to approve a developer getting $1 million dollars of tax-payer funding to partially remediate the area over two toxic "hot spots" and build hundreds of townhouses on the site. I understand that the contamination involves much more than these "hot spots" and the remediation they intend to do would only partially address the whole area of concern.

First of all, it reprehensible to even consider putting family dwellings over a toxic waste site!!! Much less do I want my tax dollars to be spent to support such a project that will give a developer enormous profit at the expense of the health of families moving into the new homes. It will also jeopardize the health of the surrounding neighbors (like me and my family) as the ground is vigorously bulldozed and graded to support the building of multiple dwellings and the winds from the site tend to blow right into our neighborhood.

I stand with many other members of my community in opposing this development. The entire property should be cleaned up to legal standards and preserved as public open space. This is in the best interest of *public safety*, which always should be the highest priority when dealing with highly toxic waste sites.

Thanks for considering my views.

Sincerely,

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SECRETARY'S OFFICE

APR - 3 2017

DEPARTMENT OF
ENVIRONMENTAL PROTECTION

CC: Senator Andy Dinniman
Rep Duane Milne
Dennis Davin, Sec, Dept of Community and Economic Development

pennsylvania
DEPARTMENT OF ENVIRONMENTAL PROTECTION

April 11, 2017

(b) (6)

Re: Bishop Tube HSCA Site
East Whiteland Township, Chester County

Dear (b) (6)(b) (6)

Thank you for your letter dated March 29, 2017 addressed to Acting Secretary Patrick McDonnell. We appreciate your concern regarding the proposed development of the Bishop Tube HSCA Site by the current owner of the property, Constitution Drive Partners L.P. (CDP).

While we understand that CDP is proposing residential development at the Site, CDP has not yet submitted any permit applications related to proposed development activities such as storm water management, etc. Moreover, we consider any local land development issues, such as zoning or other local ordinance matters, to be exclusively within the purview of East Whiteland Township. Please know that the Department takes no position with regard to how the Township responds to those issues.

With regard to the cleanup of the Bishop Tube Site itself, the Department's responsibility, under the Hazardous Sites Cleanup Act, is to select and assure a remedy that is protective of human health and the environment and otherwise complies with all statutory and regulatory requirements. As part of that process, the Department is presently under binding agreement with Johnson Matthey, Inc. and Whitaker Corporation to complete a comprehensive study of the entire Site, including all impacts to groundwater and surface waters, and to propose alternative ways to clean the Site up. We expect this study (referred to as a Remedial Investigation/Feasibility Study or RI/FS) to be completed by Summer 2017. Once the RI/FS is complete, the Department will select a final remedy for the Site. The selection process will involve both a written public comment period and a local public hearing. We look forward to hearing from any and all members of the public as a part of that process.

In the meantime, CDP has expressed their intent to apply for a grant under the Industrial Sites Reuse Program (ISRP) administered by the Department of Community and Economic Development (DCED). The proposal under the grant is to excavate the most highly contaminated areas of the Bishop Tube Property, transport these contaminated soils to an off-site disposal facility, and backfill the areas with clean fill.

While DCED will ultimately decide whether or not to issue the grant, the Department's responsibility in this process is to review the Scope of Work (SOW) to determine if the proposed activities will comply with all of the environmental statutes the Department administers. To date, we have reviewed and commented on versions of the SOW but have not yet issued any approval. Please know that we will be closely scrutinizing the SOW to ensure that all activities, including such issues as fugitive dust emissions, are conducted in a responsible and lawful manner. In addition, if an ISRP Grant is awarded, the Department will be overseeing remediation work to assure that it is conducted in a manner that conforms to the approved SOW.

Once again, please understand that any excavation and off-site disposal of contaminated soils conducted by CDP under an approved SOW pursuant to the proposed grant would not be a final remediation of the Site but would only be one potential step towards a final cleanup. As I said above, we are nearing completion of the final RI/FS for this Site and will be selecting final remedial action later in the year through a very public Administrative Record process.

We are also working to develop a public webpage where we can keep up to date information the Department's oversight of the Site. We hope that it will go live within the next week or so.

Thank you for your interest in this matter. I hope this information is helpful. If you have any questions or require additional information, please do not hesitate to contact Dustin Armstrong at 484.250.5723 or by e-mail at darmstrong@pa.gov.

Sincerely,

Anderson Lee Hartzell
Acting Regional Director

cc: Senator Andrew Dinniman
Representative Duane Milne
Mr. Nagle - East Whiteland Twp.
East Whiteland Twp. EAC
Chester County Health Department
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