



JOHN ENGLER, Governor

DEPARTMENT OF ENVIRONMENTAL QUALITY

"Better Service for a Better Environment"

HOLLISTER BUILDING, PO BOX 30473, LANSING MI 48909-7973

INTERNET: www.deq.state.mi.us

RUSSELL J. HARDING, Director

REPLY TO:

SHIAWASSEE DISTRICT OFFICE
10650 S BENNETT DR
MORRICE MI 48857-9792

April 1, 1998

Mr. Robert Metcalf
General Motors Corporation
North American Operations
902 E. Hamilton Ave.
Flint, Michigan 48550-8504

Dear Mr. Metcalf:

SUBJECT: Request for Information in Regard to the Remedial Action Plan for the Linden Road Landfill, Genesee County, Michigan

The Michigan Department of Environmental Quality (MDEQ) has completed a file review of the pertinent decisions of the above referenced site. As a result of this review, the following issues are still outstanding, and must be resolved before the Remedial Action Plan (RAP) can be approved.

Legal Agreement:

Section 2.3: Third line, insert a space between "Roy F. Weston, Inc." and the next word in the sentence.

Section 3.1: The MDEQ is requiring General Motors Corporation submit a Financial Assurance Mechanism for parcel #1. This requirement was first stated in a July 19, 1996 letter. This section should be changed to reflect the FAM being included as Attachment C.

Section 4.3: Wording in this section should be as follows: *"Approval of the O&M Plan shall not be construed to mean that the MDEQ concurs with all conclusions, methods or statements in the O&M Plan or warrants that the submission comports with law"*. The proposed language in the draft agreement General Motors submitted is unacceptable.

Section 5.1: Recording the Restrictive Covenant should be done *"within 21 days of the Department's selection or approval of the RAP"*.

Section 6.3: The word *Facility* should be capitalized.

Section 7: As outlined in the model document provide General Motors, the word "all" should be reinserted in place of the "reasonable" in the first line. The word "reasonable" should be removed from in front of the word "oversight" in the sixth line of this section.

Section 9.4: As requested, a permanent marker should be added to this list as item "E".

Section 10: Notices from General Motors to the MDEQ should be sent to James E. Innes, Environmental Response Division, Shiawassee District Office, (517) 625-4693. The address for the Shiawassee District Office is located at the top of this letter. Chief, Enforcement and Cost Recovery Unit is Ms. Patricia McKay, (517) 335-3398.

Restrictive Covenant for Parcel No.1:

The *[date]* in the second line of the second paragraph on page one should be replaced by the date the Intent to Approve letter is received by General Motors.

Item 4: The word Facility should be replaced by the word Property in the two locations it appears in the second sentence.

Item 5: Likewise, the word Facility should be replaced by the word Property as it appears at the beginning of the second line.

Item 6: The following words should be added; *"The Owner shall install a permanent marker that has been approved by the MDEQ near the entry to the Property which describes the restricted area and the nature of the prohibitions specified in the provisions of number 2 above and include the liber and page number of this Restrictive Covenant as recorded in the Genesee County Register of Deeds"*.

Attachment B, Operation and Maintenance (O & M) Plan:

A copy of Section 5 of the Remedial Action Plan should be inserted as Attachment B.

Section 5.6 HEALTH AND SAFETY PLAN: (HASP) This section states a site-specific health and safety plan will be prepared for activities associated with O & M. This HASP should be referenced and included in Attachment B documentation.

Other Issues:

Currently there are four downgradient shallow monitoring wells located in the frontage area designated for alternate closure and eventual sale. The MDEQ is requesting General Motors submit a work plan to replacing these shallow groundwater monitoring points with wells inside the new site boundary.

Also, as stated in the 4 February 1998 letter from Roy F. Weston, Inc. to MDEQ, the MDEQ requests General Motors submit a work plan for the installation of methane monitoring wells.

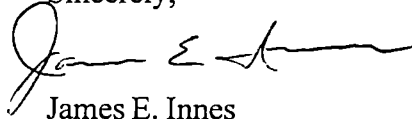
Mr. Robert Metcalf

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With resolution of these issues, the MDEQ will consider the RAP and associated legal documents as "agreed to in principle" and an Intent to Approve notice will be forthcoming. Feel free to contact me if you have any questions.

Sincerely,



James E. Innes
Environmental Response Division
Shiawassee District Office
(517) 625-4693

JEI/jh

cc: Mr. S. Babusukumar, Weston
Mr. Rodney Mosier, MDEQ
Ms. Kathy Shirey, MDEQ
Mr. Bradley Ermisch, MDEQ