

December 8, 2021

**Sent via electronic mail**

[dchesebrough@stonington-ct.gov](mailto:dchesebrough@stonington-ct.gov)

First Selectman Danielle Chesebrough  
Town of Stonington - Selectman's Office  
152 Elm Street  
Stonington, Connecticut 06378

RE: Acknowledgement of Receipt of complete  
ECAF and Fee Waiver Request

Dear First Selectman Chesebrough:

I am writing to acknowledge receipt of an Environmental Condition Assessment Form (ECAF) and Fee Waiver Request received on August 27, 2021. The filing fee of \$3,250.00 has been waived, as the request states pursuant to CGS Section 22a-6(i), that the Town of Stonington is not required to pay the fee for entry into the Voluntary Remediation Program. These documents were submitted pursuant to Connecticut General Statutes (CGS) §22a-133x regarding the voluntary remediation of Mystic River Boathouse Park located at 123 Greenmanville Avenue in Mystic, Connecticut. This filing has been assigned REM ID. No. 14652 and should be used on future correspondence.

The law provides for automatic delegation to a licensed environmental professional (LEP) to oversee the investigation and remediation of the parcel and verify that the parcel has been remediated in accordance with the State Remediation Standard Regulations, §22a-133k 1 through 3 (RSRs). This delegation is automatic unless within 30 days of the date of this letter, you are notified in writing that the Commissioner's review and approval of the investigation and remediation is required. Please be aware that although the ECAF is considered complete, the ECAF may still be under technical review and you may be required to provide additional information (i.e., receptor survey, well monitoring analyses, etc.) for the Commissioner to determine if the Commissioner's oversight of the remediation activities is necessary.

In accordance with CGS §22a-133x(c), you must submit to the Commissioner within 90 days of the date of this letter, a statement of proposed actions and a schedule for implementing such actions. The schedule shall include the name of the licensed environmental professional that will be retained to oversee such activities at the parcel, and shall provide that you (as owner or political subdivision) will do the following:

1. The parcel will be investigated in accordance with prevailing standards and guidelines, and the investigation will be completed within the timeframe set forth in such schedule.
2. Public notice of remediation will be posted prior to the initiation of remediation, in accordance with CGS §22a-133x(i). Since a thirty (30) day comment period is required pursuant to the RSRs, the public notice of remediation should be published far enough in advance of the submittal of the Remedial Action Plan (RAP) to allow adequate time for any comments on the proposed remediation and any response to such comments to be incorporated into the Remedial Action Plan. A copy of the public notice will be submitted to DEEP immediately following publication of said notice.

3. Annual progress reports concerning the remediation and monitoring of the parcel will be submitted to the Commissioner on an annual basis. Such annual progress reports must provide a detailed report on remediation activities conducted within the previous 12 months, and any information indicating risks to human health or the environment may be higher than previously known.

The Department must be notified in writing within 30 days should there be any change in the selection of the licensed environmental professional.

Unless an alternative schedule has been approved in writing by the Commissioner, you shall investigate and remediate the parcel in accordance with the proposed schedule. When remediation of the entire parcel is complete, you shall obtain and submit to the Commissioner a final verification by an LEP. The final verification shall be on a form prescribed by the Commissioner.

You should note that pursuant to CGS §22a-133x(c), the Commissioner may determine at any time that the Commissioner's review and written approval of the investigation and remediation at the parcel is necessary. Nothing in this determination shall affect the authority of the Commissioner under any other statute or regulation, including, but not limited to, any authority to issue an order to any party associated with the parcel, to institute any other proceeding, or take any other action to prevent or abate pollution, to recover costs and natural resource damages, and to impose penalties for violations of law.

If at any time the Commissioner determines that the actions at the parcel have not fully characterized the extent and degree of pollution or have not successfully abated or prevented pollution, the Commissioner may institute any proceeding, or take any action to require further investigation or further action to prevent or abate pollution. In addition, nothing in this letter shall relieve any person of his or her obligations under applicable federal, state, and local law.

Please direct your schedule, all future correspondence and any questions pertaining to this matter to Kevin Neary at [Kevin.Neary@ct.gov](mailto:Kevin.Neary@ct.gov) or (860) 424-3947.

Sincerely,

*Jacques Gilbert*

Jacques Gilbert

Remediation Division

Bureau of Water Protection and Land Reuse

cc: Deborah L. Motycka Downie, [ddownie@stonington-ct.gov](mailto:ddownie@stonington-ct.gov)

Ned Moore, [Edwin.Moore@ct.gov](mailto:Edwin.Moore@ct.gov)

Kevin Neary, [Kevin.Neary@ct.gov](mailto:Kevin.Neary@ct.gov)

Mark Lewis, [Mark.Lewis@ct.gov](mailto:Mark.Lewis@ct.gov)