

William E. Simendinger

ATTORNEY AT LAW

25 N. Prospect St., Burlington, VT 05402-1485  
802-658-9999  
Fax 802-864-6234

August 2, 1990

William A. Bartlett  
State of Vermont  
Water Resource Board  
Montpelier, Vermont 05602

RE: St. Johnsbury Texaco

Dear Bill:

Enclosed is a copy of a letter from Reginald LaRosa, dated July 2, 1990, that was received today.

Since we expect payment on our claims, we are withdrawing our appeals in the above case. Thank you.

Sincerely,



William E. Simendinger, Esq.

WES/bjc  
Encl.

CC: William Ahern  
Reginald A. LaRosa

D:\xy\1990\BillB.ltr



# State of Vermont

---

Department of Fish and Wildlife  
Department of Forests, Parks and Recreation  
Department of Environmental Conservation  
State Geologist  
Natural Resources Conservation Council

AGENCY OF NATURAL RESOURCES  
103 South Main Street  
Waterbury, Vermont 05676

Department of Environmental Conservation

July 2, 1990

Mr. William Simendinger  
Wesco, Inc.  
P.O. BOX 1485  
Burlington, VT 05402-1485

Dear Mr. Simendinger:


I was contacted by Walter Simendinger on behalf of Wesco with a request that I review and consider the eligibility of St. Johnsbury Gulf activities. Having completed my review I am writing to advise you that the Department, as administrator will pay \$10,778.57; the amount requested less legal fees.

The basis of my reconsideration stems from the order dated October 10, 1989 which required Wesco to implement a plan to treat and dispose of contaminated soils. The absence of any specific clarification of eligibility has lead me to conclude that payment is appropriate.

Please be informed that Department procedures restrict payment for contaminated soils to 80 cubic yards unless specifically authorized by Department personnel. Letters identifying your opportunity to proceed under 10 V.S.A. 1941 are written to clearly identify necessary remedial actions. YOU should take this into account when anticipating reimbursement.

I anticipate that this resolves any issues outstanding on the Wesco order. I look forward to the withdrawal of your appeal to the Water Resources Board. If you have further questions please contact William E. Ahearn at 244-8702.

Sincerely,-

  
Reginald A. LaRosa  
Chief of Operations

RAL/awl822  
cc: William E. Ahearn