

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION

January 26, 2010



APPROVAL

David M. Share
Director, Environmental Remediation
Olin Corporation
3855 North Ocoee Street, Suite 200
Cleveland, TN 37312

RE: Draft Temporary Relocation Assistance Policy Manual
Non-Public Properties
Newhall Street Neighborhood Site (SRD-128)

Dear Mr. Share:

The Remediation Division of the Bureau of Water Protection and Land Reuse ("the Department") has reviewed the Manual dated August 2009, titled "Draft Temporary Relocation Assistance Policy Manual, Non-Public Properties, Newhall Street Neighborhood, Hamden, CT" and a letter report dated January 6, 2010, titled "Response to CTDEP Comments on Draft Temporary Relocation Assistance Policy Manual". The Manual was prepared by MACTEC Engineering and Consulting, Inc. on behalf of Olin Corporation, and the letter report was prepared by Olin Corporation. The Manual and letter report were prepared in conjunction with Consent Order SRD-128, and the Department's October 6, 2008 Conditional Approval of the Generic Remedial Action Plan.

The Manual establishes policy and procedures for the temporary relocation of residents during implementation of the Newhall Street Neighborhood remedy. Olin's letter report provides responses to the Department's November 25, 2009 comments on the Manual.

The above referenced Manual and letter report are hereby approved.

PFB:mmb

Please note that the State of Connecticut's Office of the Attorney General was consulted to clarify whether or not displaced persons should report per diem payments as income for tax purposes. The advice given to the Department is that the Uniform Relocation Assistance Act (URAA) (Connecticut General Statute 8-266, et seq.) applies to the Newhall Street Neighborhood project, and that according to the URAA per diem payments to displaced persons shall not be considered income under the state's personal income tax law. Further, Internal Revenue Service Publication 521 titled "Moving Expenses" states that payments made under the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA) should not be reported as personal income. Both the State and Federal documents confirm that payments made to displaced persons are not taxable as income.

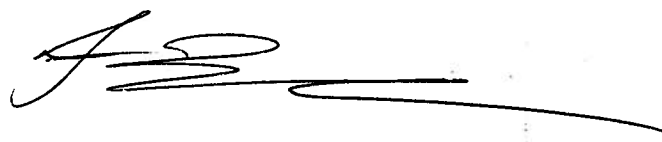
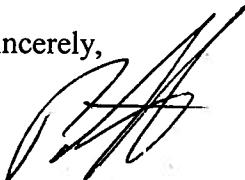
Olin may choose to revise section 6.12 of the Manual to reflect this position. Regardless, the Department will communicate the above to residents of the Newhall Street Neighborhood in an upcoming Newsletter.

Nothing in this approval shall affect the Commissioner's authority to institute any proceeding, or take any 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 approved actions 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. This approval relates only to pollution or contamination identified in the above referenced Manual.

In addition, nothing in this approval shall relieve any person of his or her obligations under applicable federal, state and local law.

If you have any questions pertaining to this approval, please contact Michelle M. Bedson of my staff at (860) 424-3792.

Sincerely,



Patrick F. Bowe
Director
Remediation Division
Bureau of Water Protection and Land Reuse

Patrick F. Bowe
Director
Remediation Division
Bureau of Water Protection and Land Reuse

PFB:mmb

PFB:mmb

- c: Robert Bell, CT DEP
- Raymond Frigon, CT DEP
- Carrie Hunt, Olin Corporation
- Jimmy Young, Olin Corporation
- Nelson Walter, MACTEC
- Mayor Scott Jackson, Town of Hamden
- Chris Harriman, Haley & Aldrich, Inc.
- Larry Bingaman, Regional Water Authority
- Michael Manolakas, Leggette Brashears & Graham, Inc.
- John Albrecht, AECOM
- Jill Barrett, Fitzgerald & Halliday, Inc.

- c: Robert Bell, CT DEP
- Raymond Frigon, CT DEP

Sent Certified Mail
Return Receipt Requested