



Alabama Department of Environmental Management
adem.alabama.gov

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Montgomery, Alabama 36130-1463
(334) 271-7700 ■ FAX (334) 271-7950

September 25, 2019

CERTIFIED MAIL # 91 7199 9991 7039 3052 4553

Mayor Todd Strange
City of Montgomery
103 North Perry Street, Room 206
Montgomery, AL 36104

Re: **Final Determination: Institutional Controls Plan and Modified Settlement Agreement for Site Response**
Capitol City Plume
Montgomery, Montgomery County, Alabama
Facility I.D. No. AL0001058056

Dear Mayor Strange:

The Alabama Department of Environmental Management (ADEM or the Department) has made a final determination to approve the Institutional Controls (IC) Plan for the Downtown Environmental Assessment Project and to modify the Downtown Environmental Alliance's (DEA) Settlement Agreement for Site Response (Agreement) for the Capitol City Plume site.

A public comment period was held from August 9, 2019 to September 23, 2019. The Settlement Agreement for Site Response and the Institutional Controls Plan were available for public review electronically via <http://www.adem.alabama.gov/newsEvents/PublicNotices.cnt> and at the Department's main office in Montgomery during the comment period. No comments were received during the public comment period. Enclosed are two unsigned copies of the modified Settlement Agreement for Site Response. Please sign both copies and return them to the Department for signature. Once the Agreement is signed by the Department, one original copy will be returned for your records.

Regarding the modified Agreement, please note that the IC Plan has been incorporated in the Agreement by reference and, as such, must be maintained together with the Agreement. The DEA should be aware of the Agreement and IC Plan conditions that contain or reference schedules. Failure to comply with these schedules will constitute a violation of the Agreement and may result in enforcement actions by the Department.



Mayor Todd Strange

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If you have any questions on this matter, please contact Samantha Downing of the Remediation Engineering Section via e-mail at rsdowning@adem.alabama.gov or at (334) 270-5687.

Sincerely,



Jason Wilson, Chief
Governmental Hazardous Waste Branch
Land Division

JJW/ATM/RSD

Enclosures

cc: Ashley Mastin, ADEM