

June 19. B. L. Leake, 199 Main Street, Lodi, N. J.  
Brown liquid chemical waste discharging from rear of this plant into Saddle River from a pipe line that serves the roof drains and floor drains from which only clear water should issue. Our inspector notified the mill superintendent and upon investigation it was found that a section of the sanitary sewer was leaking into the clear water line. Repairs were and the violation promptly eliminated.

June 26. Hobokus Bleachery, HoHoKus, N. J.  
A small leak developed in the new settling pit and trickle of dyewaste and keir liquor reached HoHoKus Brook. Our inspector notified the superintendent and the leak was repaired promptly.

June 26. Black Prince Distillery, Nutley, N. J.  
Engineer cleaned out boilers and allowed oily waste and run water to discharge into Nichols Pond which is part of Thir River system. Our inspector complained and the engineer promised that it would not happen again.

JULY, 1947.

July 1. Union Building and Contracting Company, Howe Ave., Passaic, N. J.  
Heavy oil leaking from pipe in their yard drained into a storm sewer which empties into McDonald's Brook, a tributary of Passaic River. Our inspector notified the plant superintendent and they put in a new length of pipe, thus eliminating the violation.

July 7. Franklin Street Storm Sewer, Bloomfield, N. J.  
This sewer discharging a brown colored liquid into Second River. Our inspector failed to trace the source of this violation as the discharge cleared up quickly.

July 7. Clifton Paper Board Company, Ackerman Ave., Clifton, N. J.  
Oily industrial waste liquid discharging into Passaic River. Our inspector found that the valve that is used for emergency by-passing was partially open. The inspector notified the plant superintendent and he had the valve closed and the violation eliminated.

July 14. Eclipse Piece Dye Works, 35 - 8th Street, Passaic, N. J.  
Dye waste from this plant discharging into Passaic River through the storm sewer. This plant is a tenant of the Passaic Pioneer Properties Company. Our inspector found that the sewer system in this group of properties is in need of repairs. The owners have been notified. The tenant made some emergency repairs which eliminated the violation temporarily.

July 7. Public Service Coordinated Transport Company, Bus Garage, Montclair, N. J.  
... discharging down Tony's Brook, tributary to

BCF000001

filtrated through an open joint in the large storm sewer. This infiltration disappeared whilst digging down to the storm sewer, and no indication of its origin was found.

- October 9. Heyden Chemical Corporation, 290 River Road, Garfield. Gray chemical liquid found by inspector discharging to Passaic River from clean cooling water outlet. Our inspector notified the plant engineer who attributed the escape to one floor drain connected into the clean water drain. He promised to change the connection over into the sanitary sewer. Subsequent inspections showed all clear.
- October 14. L. Sonneborn Sons, Inc., Oils & Paints, Hancock Ave., Bell. A tank that had contained Calcium Chloride was washed out and the washings allowed to discharge into the Belleville-Nutley storm ditch, making the water in the ditch frothy and turbid through the length to the Passaic River. Our inspector notified the management that all liquids containing foreign substances must not be allowed to reach the storm drains.
- October 17. Park Avenue Storm Sewer, Passaic, N. J. Inspectors on small inspection boat report oily and muddy water discharging to Passaic River from the storm sewer outlet. Investigation proved construction of new storm sewer in Passaic as being the cause.
- October 20. Erie N. R. Freight Station, Passaic Street, Newark. Inspectors on small inspection boat found some rubbish had been dumped on the bank of the Passaic River in the rear of the freight station. The freight agent was notified and he had the rubbish removed.
- October 21. Sun Oil Company Station, Avondale Bridge, Nutley. Inspectors on small inspection boat found oil cans and cartons from this station found to be strewn around on bank of Passaic River, some cans having fallen into the river. Our inspector caused this station attendant to remove this rubbish and warned him against further offences.
- October 22. Passaic Pioneer Properties, Inc., 35-8th Street, Passaic. Our inspectors in small inspection boat reported dye waste discharging into Passaic River from this plant. Our inspector in this district notified the superintendent who investigated and found a small leak in their sanitary sewer underneath the mill buildings. Repairs will require two weekends when the mills are closed. Continued under observation.
- October 21. Merit Service Station, 163 River Drive, Passaic. Refuse from oil pit containing oily rags and leaves deposited on bank of Passaic River in such a position that it could be washed into stream. Our inspector notified the attendant

- November 15. Toby's Grill, McLean Blvd and 33rd St., Paterson.  
Refuse from this road stand consisting of containers and paper plates thrown down on banks of river. Our inspector had the owner clean up.
- November 15. Saxon Woods Development, Barnsdale Road, Clifton.  
Mr. J. Foydinez, Developer.  
This is a new development, about 50 new homes are occupied and a least 50 more are in the course of completion. There is a sanitary sewer line in the development but it is not connected to the city sewers. At present the sewage goes to a new cesspool which has an overflow into low land bordering on Pershing Brook. Previous to the construction of this cesspool, the sewage was discharged into a smaller cesspool, and some person had diverted the overflow line from this, into the brook. Our inspector had a new length of pipe inserted at once which stopped sewage from entering the brook.
- November 15. Marcalus Manufacturing Company, East Paterson.  
White water from settling pits discharging into Passaic River. Our inspector notified plant superintendent who changed over settling units and eliminated the violation.
- November 15. Passaic Pioneer Properties, 8th St. and Passaic River.  
Dye waste discharging into Passaic River by way of storm drain. Investigation revealed a broken pipe line from the plant of a tenant, Millbank Inc., Textile Printers. The break was repaired and the violation eliminated.
- November 15. Residence, 300 - 9th St., Passaic. Mrs Sophie Pigan, Owner.  
Refuse dumped on bank of river. Our inspector had the owner clean up and warned about further violations.
- November, 198 9th St., Passaic. Mrs John Aowal, Owner.  
18.  
Refuse dumped on bank of river. Our inspector had the owner clean up, and warned about further violations.
- November 17. N. J. Security Company & Tenants, 13 1/2 Van Houten St., Pat.  
Mr. Grobart, Proprietor.  
Dumping refuse along river banks. Our inspector notified the owner who cleaned up all refuse, and said watchman will be responsible for any further dumping. The watchman was given orders to notify all tenants and keep the river banks in good condition.
- November 17. Van Dyke & Company, 11 William St., Belleville.  
This concern removed a section of an intake oil pipe line that was on the river bank at the request of the Essex County Park Commission. Some of the old oil drained into Passaic

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- January 17. Rae Construction Company, 95 Totowa Avenue, Paterson. Sanitary sewage from 6th Avenue sewer line pumped into street at 6th Avenue and 11th Street on the week end when flow was light. This was necessary while they were laying a new section of 36" clay pipe line to replace a broken section of the line. During the remainder of the work period all the sewage was pumped through a sluice way into the sanitary sewer again and none reached the street or the river.
- January 18. Bergen Street Sanitary Sewer, Paterson. Blocked sewer line caused overflow into Passaic River. Our inspector notified our Paterson office who cleared out the line and eliminated the violation.
- January 19. Atlantic and Pacific Store, 450 Bloomfield Ave., Bloomfield. Boxes and refuse from this store thrown into Second River. Our inspector notified the store manager who had them cleaned out of the brook. He blamed mischievous boys for this condition.
- January 20. Eastern Overall Company, Senley Avenue, Garfield. Oily waste discharging from Van Winkle Avenue Storm Sewer into Passaic River traced to the yard of this plant where our inspector found oily waste had been dumped in a banked area of their yard. This area has become saturated and is seeping into a drainage ditch along the railroad which empties into Van Winkle Avenue Storm Sewer. The inspector notified the plant superintendent who promised to remove this oily saturated waste and cover the ground with clean dirt.
- January 23. Oxonite Company, Passaic. Light oil waste discharged through clear water line into Passaic Brook. Our inspector showed this condition to the plant engineer but they could not trace it, as the flow ceased.
- January 25. Passaic Industrial Terminal, 33 Eighth St., Passaic. Blue dye waste discharging into Passaic River from storm drain at 12:30noon. Our inspector reports at 10:00am. the discharge was clear. This is believed to come from the Eclipse Dye Works as we have traced past violations from here. The violation ceased, but investigation continues.

BOF000002

Stream Contaminations during May, 1969. Page #2.

- May 18, Passaic Industrial Terminal, Passaic.  
Eye waste discharging into Passaic River from storm water outlet. Our inspector notified the plant superintendent who found a leak at the Melipex Dyeing Company (tenant). Repairs were made and the violation eliminated promptly.
- May 24, Public Service Gas Company, East 5th Street, Paterson.  
Condenser water waste used for cooling purposes discharged into Passaic River. These condensers are cleaned once every year. There are 8 of them and the sludge in them is rusty and looked very bad in the river. Our inspector notified the management that this type of water should be discharged into their industrial sewer.
- May 26, Schneiderman Furniture Company, Market Street, Passaic.  
Our inspector while on the boat inspection trip noticed a truck from the above named company, dumping refuse on the banks of Passaic River near Brooks Avenue, Passaic. The inspector notified Mr Schneiderman who sent the truck back and cleaned up all the refuse.
- May 27, Public Service Electric Company, Prospect Street, Paterson.  
A crew of maintenance men were cleaning out a street chamber and dumped the muddy sludge into Passaic River. Our inspector notified the foreman who immediately halted the dumping and ordered the workmen to put all sludge in cans which they have for that purpose aboard their truck.
- May 31, United States Rubber Company, Market Street, Passaic.  
Due to a break in their sewer line, waste from their department which manufactures fire hose was discharging into Passaic River by way of clean water waste line. Our inspector had them repair the line immediately and thus eliminated the violation.
- May 31, J.L. Prescott Company, Eighth Street, Passaic.  
Discharge from this plant was grey and contained an oil slick. Our inspector informed the engineer who explained that their sump pumps have not been used in four weeks and an excessive amount of dirt has accumulated in their sumps, causing this discoloration.
- Lodi Sewage Pumping Station.
- |         |             |            |       |
|---------|-------------|------------|-------|
| May 2,  | Overflowing | 3:00 P.M.  | Rain  |
| May 4,  | No overflow | 9:30 A.M.  | Clear |
| May 4,  | Overflowing | 4:00 P.M.  | Clear |
| May 6,  | No overflow | 11:00 A.M. | Clear |
| May 10, | Overflowing | 2:50 P.M.  | Rain  |
| May 11, | No overflow | 10:30 A.M. | Clear |
| May 12, | No overflow | 11:00 A.M. | Clear |
| May 13, | No overflow | 3:15 P.M.  | Clear |
| May 16, | No overflow | 11:30 A.M. | Clear |
| May 17, | No overflow | 3:30 P.M.  | Clear |
| May 18, | No overflow | 3:30 P.M.  | Clear |
| May 19, | No overflow | 10:00 A.M. | Clear |
| May 20, | No overflow | 10:00 A.M. | Rain  |
| May 25, | No overflow | 12:50 A.M. | Clear |
| May 27, | No overflow | 11:00 A.M. | Clear |
| May 31, | No overflow | 12:00 A.M. | Clear |

BCF000003

WEEKLY SUMMARY OF INSPECTIONS BY INSPECTORS  
 Week of January 9, to January 13, 1956, Inc.

DISTRICT NO. 3 - Thomas J. Costello

Rain every day this week with resultant overflow of Paterson sewers to the Passaic River. These are reported on the monthly sewer report.

DISTRICT NO. 4 - Robert Van Volkenburgh

- Jan 10, Violation - Interstate Dyeing and Finishing Co., 8th St., Passaic  
 During an inspection of the above plant, red colored fluid was discharging from a six inch pipe into the river. Mr. Ray Baldushe, the owner, was notified by the inspector.
- Jan 10, Elimination - Interstate Dyeing and Finishing Co., 8th St., Passaic  
 A blocked sewer was causing the violation and this was promptly cleaned out eliminating the violation.
- Jan 10, Special Investigation - Third Ward Park Storm Sewer, Passaic, N. J.  
 Our inspector received instructions from Mr. Alex Goldberg to investigate a complaint relative to pollution or foreign matter flowing from the above outlet.  
 The inspector interviewed Mr. Thomas Knight, the general foreman of Third Ward Park and found that the colored discharges of red and yellow dye started about one month ago.  
 Since receiving the complaint, daily inspections have been made but as yet no violations have been noted. Daily inspections will continue.
- Jan 11, Violation - A. J. Desimone Corp., 485 Blvd. East Paterson, N.J.  
 Oil was observed discharging into Fleishers Brook from this plant.
- Jan 11, Elimination - A. J. Desimone Corp., 485 Blvd. East Paterson, N.J.  
 The discharge was due to an accidental oil spill by a careless workman, the oil was cleaned up and the violation ceased.
- Jan 11, Violation - Margal Paper Products, Market St., East Paterson, N.J.  
 The #3 and #4 outlets are still violating, this is due to the extensive alterations in their waste treatment plant. These alterations should be completed in March, according to Mr. Harris the Chemical Engineer.

KLLC04024

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790 BROAD STREET  
NEWARK, N. J. 07102

SEYMOUR A. LUBETKIN  
CHIEF ENGINEER  
THOMAS E. DURKIN, JR.  
ATTORNEY  
MRS. CHARLES T. SCHAEDEL  
CLERK-TREASURER

March 31, 1970

POLLUTIONS CORRECTED DURING 1969

The following is a report of pollutions which occurred in the Passaic River below the Great Falls, or one of its tributaries, which were corrected during the year 1969. Each report will show the source of pollution, the dates of pollution, and the river inspector assigned to the violation until it was eliminated.

BERGEN COUNTY

Central Volkswagen Inc., Maple Avenue & Route 208, Fairlawn, N.J.  
December 3, to 12, 1969 (T. Costello)

Intermittent oily films in Diamond Brook were traced back to this firm. Upon checking, it was found that this company removed cosmoline from new vehicles in an area where the material went into a ditch which led to Diamond Brook. Upon being notified that this was a violation, the company made arrangements to have the cosmoline removed from the cars by a firm in Port Newark before being delivered to their distribution point in Fairlawn. Pollution eliminated December 12, 1969.

Curtiss-Wright Corporation, One Passaic Street, Woodridge, N.J.  
December 3, 1968 to May 28, 1969. (J. Perrapato)

Intermittently throughout 1968, there were polluting discharges from the Curtiss-Wright Corp., to Felds Brook, a tributary of the Passaic River. Generally speaking the discharges contained small amounts of oil. Upon being notified of the problem, the Plant Engineer explained that it was during filter changes that this occurred and that they would see to it that extra care was taken during these filter change times so that no oil would reach the brook again.

However, on December 3, 1968, the oil was again detected in Felds Brook and traced back to this company. On December 10, 1968, Mr. Lubetkin informed this company that they were polluting, that they should make corrections immediately. On December 26, 1968, Mr. Lubetkin received a letter from Curtiss-Wright Corp., informing him that consultants were being brought in to review their present system, in order to make the necessary improvements to halt the pollution. The situation continued much the same and finally on March 12, 1969, Mr. Lubetkin again wrote to the Curtiss-Wright Corp.

City of Passaic  
September 22-28, 1969

(R. Goldstein)

A sewer at Fourth and Bergen Street broke. The area was excavated and some of the waste was pumped onto the park ground to the river, until the Commissioners insisted that this be pumped around the break area. A connection was made to a near by sanitary manhole and the waste was then pumped to this manhole, eliminating pollution during the remainder of the time the repairs were being made. The work on the repair was completed September 28, 1969.

Passaic Pioneer Properties, 35 Eighth Street, Passaic, N. J.  
December 3 to 17, 1969

(R. Goldstein)

The Passaic Pioneer Properties is an industrial terminal of approximately forty-six buildings. A discharge of supposed cooling water into the Passaic River was sampled and found to be polluting. Upon investigation, the Commissioners found that one of the firms had boiler blow-down water connected, together with cooling water, into this line. The boiler blow-down water contained compounds which were polluting. Upon being informed of the situation, the company had the boiler blow-down line disconnected from the river discharge and reconnected to a pipe leading to the sanitary sewer, thus eliminating the pollution of the Passaic River.

Pfizer and Company, 230 Brighton Road, Clifton, New Jersey  
July 16 to 26, 1969

(R. Goldstein)

On a routine sampling of cooling water from this company into MacDonald's Brook, analysis indicated the water contained a large quantity of polluting material, specifically hexavalent chromium, which was being used as a rust inhibitor. Mr. Lubetkin wrote to this company on July 26th, informing them that they must use a rust inhibitor which would be non-polluting. On August 19th, this company replied, thanking the Commissioners for bringing the matter to their attention, and stating that they had made arrangements to change the rust inhibitor to a different type, which they would submit to our laboratory for approval. Literature was submitted to our laboratory, and we informed the company that we could not evaluate any rust inhibitor on the basis of literature. Subsequently, a sample was submitted, and on September 11, Mr. Lubetkin informed the company that the material as submitted was considered non-polluting by the Commissioners in the concentrations to be used. During the time the testing and analysis were being done, the company had halted all use of any rust inhibitor, thus pollution actually was eliminated as soon as it was called to the company's attention.



Violations & Eliminations - Town of NutleyNutley-Belleville Storm Sewer  
March 10 to April 7, 1971

(D. Miele, Jr.)

During March, the Commissioners' samples indicated pollution of the Nutley-Belleville Storm Sewer, but it was not until the beginning of April that the source was located. A dye test in the Hancock Avenue sanitary sewer in Nutley was traced to the Storm Sewer. Mr. Lubetkin wrote to the Town of Nutley and on April 7, a blockage in the sanitary sewer, which caused an overflow to the storm sewer was cleared, thus eliminating the pollution.

May 19, 1971

(D. Miele, Jr.)

Inspector D. Miele, Jr., saw a gray discharge coming from the Nutley-Belleville Storm Sewer. He called the Department of Public Works, Town of Nutley at 10:05 A.M. The Department of Public Works' crew found a blockage in the Hancock Avenue Sewer near the entrance to the Sonneborn Corporation. The blockage in the sanitary sewer was causing an overflow into the storm sewer. The blockage was cleared at 11:55 A.M., thus eliminating the pollution.

Violation & Elimination - Panatomic Engraving Company, Main Street & Borig Place, Lodi, New Jersey  
June 14, 1971

(J. Perrapato)

At 4:00 P.M. on June 14, Mr. John Lascari called L. Cuccinello, Supervisor of River Inspection and reported that he saw oil slicks in Saddle River. Inspector J. Perrapato was sent to check. As Inspector Perrapato worked his way down Saddle River, he noticed the oil slicks as he neared Borig Place, Lodi. He walked along the river bank and found that they appeared to start at the back of the Panatomic Engraving Company. Closer inspection of this company, with the back of their building on the river bank, revealed that a 1/4" copper fuel line leading into the back of the building was dripping oil, which slowly worked its way to Saddle River.

Mr. G. Merlino, Plant Manager, was informed of the problem (about 5:30 P.M.). Mr. Merlino had his men repair the line (about 6:00 P.M.). Mr. Merlino had his men, at Inspector Perrapato's request, remove the oily soil the following morning.

Violation & Elimination - Parra Print, Inc., 35 Eight Street, Passaic, N.J.  
December 9 to 10, 1971

(F. Wendt)

This company is located in the Passaic Pioneer Property Complex and has one of the outlet sampled by the two Newark College of Engineering Students, Mr. T. Cassera and Mr. A. Reilano. Their report given to Mr. Lubetkin on December 8, indicated a pollution from this company. Inspector F. Wendt was sent to investigate and he discovered polluting material discharging from a one inch pipe from the Parra Print, Inc., building going into the Passaic River. The plant manager, Mr. D. Burnett was informed and he immediately made arrangements to plug the line with concrete and discharge the material to the sanitary sewer. This was completed by December 10, 1971.

BET000001

**MEMO**NEW JERSEY STATE DEPARTMENT OF ENVIRONMENTAL PROTECTIONTO Mr. Reed *RJR*FROM Mr. Sedlak *dl*

DATE November 24, 1978

SUBJECT Discharges into the Passaic River.

On November 14, 1978 Armando Arcenal and the writer located two discharges into the Passaic River. One of these discharges contained a black dye like substance that discolored the Passaic River along the banks. The other was not closely viewed at the time of the inspection.

These discharges are located at the industrial park in the City of Passaic (See attachment). The following companies share the industrial park:

1. American Brand Tex.
2. Applikay Textile Prod.
3. Baltic Dyeing and Finishing
4. International Print.
5. Interstate Dye and Finishing
6. E and E Meyer.
7. Reagent Mfg.
8. Sunbrite Dye Co.
9. Ralon Textile Processing Inc.
10. La Ruc Textile Inc.

None of the above companies have an N.P.D.E.S. Permit. The black dye like discharge is located near the building of Ralon Textile Processing Inc.

RECOMMENDATIONS:

- 1) Obtaining a tax map of the area in question in order to determine ownership.
- 2) Obtaining water usage data on the companies which share the complex.
- 3) Performing an industrial survey of the most likely suspects.

E125:G19

Attachments

THOMAS J. CIFELLI  
CHAIRMAN

JOSEPH M. KEEGAN  
VICE CHAIRMAN

ROBERT J. DAVENPORT  
BEN W. GORDON  
CHARLES A. LAGOS  
COMMISSIONERS

PASSAIC VALLEY SEWERAGE COMMISSIONERS

600 WILSON AVENUE  
NEWARK, N. J. 07105  
(201) 344-1800



CARMINE T. FERRAPATO  
EXECUTIVE DIRECTOR

BEYMOUR A. LUBETKIN  
CHIEF ENGINEER

CHARLES C. CARELLA  
CHIEF COUNSEL

MRS. CHARLES T. SCHAEDL  
CLERK-TREASURER

December 29, 1978

Mr. S. Sedlak  
c/o New Jersey D.E.P.  
1100 Raymond Boulevard  
Newark, New Jersey 07102

Dear Mr. Sedlak:

Enclosed please find copies of reports you requested on our investigation at Interstate Dye and Finishing Company, Inc., 35 8th Street, Passaic.

If I may be of any further assistance in this matter please feel free to call.

Sincerely,

Frank J. Cupo  
Supt. River Inspection Dept.

RECEIVED  
DEC 29 1978  
DEPT. ENVIRONMENTAL PROTECTION  
NEWARK OFFICE

STREAM CONTAMINATION REPORT

District No.: 5 Report Date: 12/7/78 Inspector: Mc Laughlin Tomaro

Company Name: INTERSTATE DYEING & FINISHING CO., INC.

Address: 35 8th ST., PASSAIC 07055

Name and Title of Person Contacted: Joseph Metzger, V.P.

Telephone No: 473-8370

Nature of Business: Fabric dyeing and finishing

Sampled - yes  no  Date: 12/7/78 Time: 9:45 A.M. Temp.: 58 °

Polluting - yes  no  Nature of Pollution: \_\_\_\_\_

Discharge to Storm Sewer - yes  no  NDPES Permit - yes  no

Violation: Date: 12/7/78 Time: 10:00 A.M. Description: \_\_\_\_\_

Multi-colored dye discharge into the Passaic river at rear of Bldg. #28

**RECEIVED**

DEC 20 1978

DEPT. ENVIRONMENTAL PROTECTION  
NEWARK OFFICE

Weather: Fair Air Temp.: 45 ° F

Color: Reddish Odor: Industrial PH: 7 Test Paper

Turbidity: Slight turbidity

Collection on Bank - Describe: None

Surface Scum, Foam or Oil: None

Distance Visible Downstream: Approximately 50 Ft.

Width across stream: Approximately 2 Ft.

REMARKS: Based on complaint received Dec. 4, 1978, 10:30 A.M. from N.J. DEP representative, Steve Sedlak, relative to industrial discharge into the Passaic River, we report the following-

A call was received in our office on 12/4/78 at 10:30 A.M. from N.J. DEP representative Steve Sedlak, regarding discharge into the Passaic River. The following report is submitted.

On December 4, 1978 by direction of Supt. F. Cuno we proceeded to the area of 35 8th Street, Passaic, accompanied by Ass't. Supt. L. Cuccinello. Upon arrival we walked along the riverbank from the 8th St. bridge upstream to P.V.S.C. crossing at Lodi. St.

We did not observe any industrial waste discharge during our inspection of this route. The tide was not completely out.

Because of tide conditions we returned Dec. 7, 1978, at which time the tide was suitable for complete inspection. We observed a discharge flow from beneath rock embankment, sampled and submitted to P.V.S.C. laboratory for analysis. This sample was analyzed as polluting.

#35 8th Street is a complex of several dye & finishing companies, property is owned by Interstate Dyeing & Finishing Co., Inc.. We obtained permission from Mr. Joseph Metzger, V.P. of Interstate to dye test the floor drains of Interstate & Sunbrite Dye Co., Inc.. Dye test proved positive, appearing in discharge flow to Passaic River.

Mr. Metzger stated to Ass't. Supt. L. Cuccinello that during this weekend he would check out all drainage lines and make necessary corrections where needed.

Followup inspections will be made and updated report to follow.

Enclosure: Photos

Respectfully,  
John K. Mc Laughlin  
Michael Tomaro

*Michael Tomaro*

STREAM CONTAMINATION REPORT

VIOLATION ELIMINATION

District No.: 5 Report Date: 12/11/78 Inspector: J.K. Mc Laughlin/  
M. Tomaro

Company Name: INTERSTATE DYING AND FINISHING CO., INC.

Address: 35 - 3th St., Passaic, N.J. 07055

Name and Title of Person Contacted: Joseph Metzger, V.P.

Telephone No: 473-9370

Nature of Business: Fabric dyeing and finishing

Sampled - yes  no  Date: 12/7/78 Time: 9:45 a.m. Temp.: 58

Polluting - yes  no  Nature of Pollution: Multi - colored dyes

Discharge to Storm Sewer - yes  no  NPDES Permit - yes  no

Violation: Date: 12/7/78 Time: 10:00 a.m. Description: Multi colored dye discharge into the Passaic river at rear of Bldg.

528

RECEIVED

DEC 20 1978

DEPT. ENVIRONMENTAL PROTECTION  
NEWARK OFFICE

Weather: Clear Air Temp.: 25

Color: greyish Odor: not detected pH: -- Test Paper

Turbidity: greyish

Collection on Bank - Describe: None

Surface Scum, Foam or Oil: None

Distance Visible Downstream: Approximately 30-40 Ft.

Width across stream: Approximately 2 Ft.

REMARKS: \_\_\_\_\_

This is a follow up report on the violation which we were directed to investigate on Dec. 4, 1978 by Supt. F. Cupo.

We met with Mr. Joseph Metzger on Dec. 11, 1978 to inquire as to what action was taken over the weekend regarding corrections to eliminate this violation.

Mr. Metzger showed us where open floor drains had been coated with water proof sealer thus preventing any suspended leakage into cellar. The flow from these floor drains all connect to the sanitary sewer. It should be noted here, that the cellar in Bldg. #28 is dirt surface, not finished. Also, the tide from the Passaic River has its effect within the dirt floor at high tide, then recedes with outgoing tide.

Previously some leakage occurred from floor drains when dye boxes were emptied thus flowing into cellar dirt floor, thence into the Passaic river. Mr. Metzger also showed us where the same application had been applied to an adjacent building, occupied by Sunbrite Dye Co.

Corrections have been made to eliminate this violation, however, there remains the possibility of some color dye entering the Passaic River because of the tide effect upon the dirt floor. In our inspection we did not see any pipe connections leading from Bldg. # 28 or Sunbrite Dye Co. to the Passaic River and were assured of this by Mr. Metzger.

We will continue to make periodic inspections of this area and report any significant changes, if any.

Respectfully,

*John K. Mc Laughlin*  
John K. Mc Laughlin  
River Inspector

M. Tomaro  
River Inspector  
*Michael Tomaro*

PASSAIC VALLEY SEWERAGE COMMISSIONERS  
DEPARTMENT OF SANITATION CONTROL

**LABORATORY REPORT**

STANDARD METHODS OF ANALYSIS

RESULTS EXPRESSED IN MILLIGRAMS PER LITER (mg/l)

DATE OF SAMPLE ...December 7, 1978..... TIME .....9:45 A.M..... SAMPLE No. L96  
(Interstate Dyeing and Finishing)  
SAMPLE OF ..... Sample taken from Passaic River bank at rear of Bldg. #28, 35 Eighth  
Street, Passaic temp 58°F at Industrial Complex  
TAKEN BY J. McLaughlin, Tomaro, M.,  
Cuccinello

TOTAL SOLIDS		TURBIDITY (J. T. U.)	54 fo
TOTAL VOLATILE		pH	7.3 eb
TOTAL MINERAL		FLAMMABLE	
SUSPENDED SOLIDS	23 jm	EXPLOSIMETER (PERCENT)	
SUSPENDED VOLATILE	23 jm	ORTHOPHOSPHATE (DISSOLVED)	
SUSPENDED MINERAL	- jm	TOTAL PHOSPHATES	
DISSOLVED SOLIDS		TEMPERATURE °F	58°F
SETTLABLE SOLIDS (ml/L)		COLIFORMS PER ml	/
TOTAL NITROGEN		FECAL COLIFORMS PER 100 ml	60,000 gm
AMMONIA NITROGEN		THRESHOLD ODOR NUMBER	
ORGANIC NITROGEN		GREASE AND OIL	/
NITRATE NITROGEN		TOTAL ORGANIC CARBON	68 eb
NITRITE NITROGEN			
CHLORIDES AS CHLORINE	114 fo		
ALKALINITY AS CaCO <sub>3</sub>	/		
CHEMICAL OXYGEN DEMAND	228 fo		
BIOCHEMICAL OXYGEN DEMAND	96 jm		
CHLORINE DEMAND			
CHLORINE RESIDUAL			

DESCRIPTION:

Cloudy light pink liquid  
Fine pink suspended matter  
Slight black sediment  
Industrial odor

RECEIVED

DEC 20 1978

DEPT. ENVIRONMENTAL PROTECTION  
NEWARK OFFICE

REMARKS:

*Rej*

APPROVED  
*[Signature]*  
DEPARTMENT OF SANITATION CONTROL



PASSAIC VALLEY SEWERAGE COMMISSIONERS  
DEPARTMENT OF SANITATION CONTROL

**LABORATORY REPORT**

STANDARD METHODS OF ANALYSIS

RESULTS EXPRESSED IN MILLIGRAMS PER LITER (mg/l)

DATE OF SAMPLE ...December 7, 1978..... TIME ...9:45 A.M..... SAMPLE No. L96  
(Interstate Dyeing and Finishing)  
SAMPLE OF ...Sample taken from Passaic River bank at rear of Bldg. #28, 35 Eighth  
Street, Passaic temp 58° F at Industrial Complex  
TAKEN BY J. McLaughlin, Tomaro, M. Cuccinello

TOTAL SOLIDS		TURBIDITY (J. T. U.)	54 fo
TOTAL VOLATILE		pH	7.3 eb
TOTAL MINERAL		FLAMMABLE	
SUSPENDED SOLIDS	23 jm	EXPLOSIMETER (PERCENT)	
SUSPENDED VOLATILE	23 jm	ORTHOPHOSPHATE (DISSOLVED)	
SUSPENDED MINERAL	- jm	TOTAL PHOSPHATES	
DISSOLVED SOLIDS		TEMPERATURE °F	58° F
SETTLABLE SOLIDS (ml/L)		COLIFORMS PER ml	/
TOTAL NITROGEN		FECAL COLIFORMS PER 100 ml	60,000 gm
AMMONIA NITROGEN		THRESHOLD ODOR NUMBER	
ORGANIC NITROGEN		GREASE AND OIL	/
NITRATE NITROGEN		TOTAL ORGANIC CARBON	68 eb
NITRITE NITROGEN			
CHLORIDES AS CHLORINE	114 fo		
ALKALINITY AS CaCO <sub>3</sub>			
CHEMICAL OXYGEN DEMAND	228 fo		
BIOCHEMICAL OXYGEN DEMAND	96 jm		
CHLORINE DEMAND			
CHLORINE RESIDUAL			

DESCRIPTION:

Cloudy light pink liquid  
Fine pink suspended matter  
Slight black sediment  
Industrial odor

**RECEIVED**

DEC 21 1978

DEPT. OF ENVIRONMENTAL PROTECTION  
NEWARK OFFICE

REMARKS:

*Rej.*

APPROVED

*[Signature]*  
Director of Laboratory



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

JUN - 8 2006

**GENERAL NOTICE LETTER  
URGENT LEGAL MATTER  
PROMPT REPLY NECESSARY  
CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Delores Metzger, President  
Passaic Pioneer Properties  
PO Box 327  
35 Eighth Street  
Passaic, NJ 07055

Re: Diamond Alkali Superfund Site  
Notice of Potential Liability for  
Response Actions in the Lower Passaic River Study Area, New Jersey

Dear Ms. Metzger:

The United States Environmental Protection Agency ("EPA") is charged with responding to the release and/or threatened release of hazardous substances, pollutants, and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9601 et seq. EPA is seeking your cooperation in an innovative approach to environmental remediation and restoration activities for the Lower Passaic River.

EPA has documented the release or threatened release of hazardous substances, pollutants and contaminants into the six-mile stretch of the river known as the Passaic River Study Area, which is part of the Diamond Alkali Superfund Site ("Site") located in Newark, New Jersey. Based on the results of previous CERCLA remedial investigation activities and other environmental studies, including a reconnaissance study of the Passaic River conducted by the United States Army Corps of Engineers ("USACE"), EPA has further determined that contaminated sediments and other potential sources of hazardous substances exist along the entire 17-mile tidal reach of the Lower Passaic River. Thus, EPA has decided to expand the area of study to include the entire Lower Passaic River and its tributaries from Dundee Dam to Newark Bay ("Lower Passaic River Study Area").

Internet Address (URL) • <http://www.epa.gov>

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TIERRA-B-012855

By this letter, EPA is notifying Passaic Pioneer Properties of its potential liability relating to the Site pursuant to Section 107(a) of CERCLA, 42 U.S.C. § 9607(a). Under CERCLA, potentially responsible parties ("PRPs") include current and past owners and operators of a facility, as well as persons who arranged for the disposal or treatment of hazardous substances at the Site, or the transport of hazardous substances to the Site.

In recognition of our complementary roles, EPA has formed a partnership with USACE and the New Jersey Department of Transportation-Office of Maritime Resources ("OMR") ["the governmental partnership"] to identify and address water quality improvement, remediation, and restoration opportunities in the 17-mile Lower Passaic River Study Area. This governmental partnership is consistent with a national Memorandum of Understanding ("MOU") executed on July 2, 2002 between EPA and USACE. This MOU calls for the two agencies to cooperate, where appropriate, on environmental remediation and restoration of degraded urban rivers and related resources. In agreeing to implement the MOU, the EPA and USACE will use their existing statutory and regulatory authorities in a coordinated manner. These authorities for EPA include CERCLA, the Clean Water Act, and the Resource Conservation and Recovery Act. The USACE's authority stems from the Water Resources Development Act ("WRDA"). WRDA allows for the use of some federal funds to pay for a portion of the USACE's approved projects related to ecosystem restoration.

For the first phase of the Lower Passaic River Restoration Project, the governmental partners are proceeding with an integrated five-to-seven-year study to determine an appropriate remediation and restoration plan for the river. The study will involve investigation of environmental impacts and pollution sources, as well as evaluation of alternative actions, leading to recommendations of environmental remediation and restoration activities. The study is being conducted pursuant to CERCLA and WRDA.

Based on information that EPA evaluated during the course of its investigation of the Site, EPA believes that hazardous substances were released from the facility located at 35 Eighth Street in Passaic, New Jersey, into the Lower Passaic River Study Area from the operations of several tenants, including Interstate Dying and Finishing, Parra Print, Inc., Eclipse Piece Dye Works, and Millbank Inc. Hazardous substances, pollutants and contaminants released from the facility into the river present a risk to the environment and the humans who may ingest contaminated fish and shellfish. Therefore, Passaic Pioneer Properties, as owner of the facility at 35 Eighth Street at the time of a release of hazardous substances, may be potentially liable for response costs which the government may incur relating to the study of the Lower Passaic River. In addition, responsible parties may be required to pay damages for injury to, destruction of, or loss of natural resources, including the cost of assessing such damages.

EPA is aware that the financial ability of some PRPs to contribute toward the payment of response costs at the Site may be substantially limited. If you believe, and can document, that you fall within that category, please inform Sarah Flanagan and William Hyatt in writing at the

addresses identified below in this letter. You will be asked to submit financial records including federal income tax returns as well as audited financial statements to substantiate such a claim.

Please note that, because EPA has a potential claim against you, you must include EPA as a creditor if you file for bankruptcy. You are also requested to preserve and retain any documents now in the possession or control of your Company or its agents that relate in any manner to your facility or the Site or to the liability of any person under CERCLA for response actions or response costs at or in connection with the facility or the Site, regardless of any corporate document retention policy to the contrary.

Enclosed is a list of the other PRPs who have received notices of potential liability. This list represents EPA's findings on the identities of PRPs to date. We are continuing efforts to locate additional PRPs who have released hazardous substances, directly or indirectly, into the Lower Passaic River Study Area. Exclusion from the list does not constitute a final determination by EPA concerning the liability of any party for the release or threat of release of hazardous substances at the Site. Please be advised that notice of your potential liability at the Site may be forwarded to all parties on this list as well as to the Natural Resource Trustees.

We request that you become a "cooperating party" for the Lower Passaic River Restoration Project. As a cooperating party, you, along with many other such parties, will be expected to fund the CERCLA study. Upon completion of the study, it is expected that CERCLA and WRDA processes will be used to identify the required remediation and restoration programs, as well as the assignment of remediation and restoration costs. At this time, the commitments of the cooperating parties will apply only to the study. For those who choose not to cooperate, EPA may apply the CERCLA enforcement process, pursuant to Sections 106(a) and 107(a) of CERCLA, 42 U.S.C. § 9606(a) and § 9607(a) and other laws.

You may become a cooperating party by participating in the Cooperating Parties Group ("Group") that has already formed to fund the CERCLA study portion of the Lower Passaic River Restoration Project.

We strongly encourage you to contact the Group to discuss your participation. You may do so by contacting:

William H. Hyatt, Esq.  
Common Counsel for the Lower Passaic River Study Area Cooperating Parties Group  
Kirkpatrick & Lockhart LLP  
One Newark Center, 10<sup>th</sup> Floor  
Newark, New Jersey 07102  
(973) 848-4045  
whyatt@kl.com

Written notification should be provided to EPA and Mr. Hyatt documenting your intention to

join the Group and settle with EPA no later than 30 calendar days from your receipt of this letter. The result of any agreement between EPA and your Company as part of the Group will need to be memorialized in an Administrative Order on Consent. Your written notification to EPA should be mailed to:

Sarah Flanagan, Assistant Regional Counsel  
Office of Regional Counsel  
U.S. Environmental Protection Agency  
290 Broadway - 17<sup>th</sup> Floor  
New York, New York 10007-1866

Pursuant to CERCLA Section 113(k), EPA must establish an administrative record that contains documents that form the basis of EPA's decision on the selection of a response action for a site. The administrative record file and the Site file are located at EPA's Region 2 Superfund Records Center, at 290 Broadway, New York, NY on the 18<sup>th</sup> floor. You may call the Records Center at (212) 637-4308 to make an appointment to view the administrative record and/or the Site file for the Diamond Alkali Site, Passaic River.

As you may be aware, the Superfund Small Business Liability Relief and Brownfields Revitalization Act became effective on January 11, 2002. This Act contains several exemptions and defenses to CERCLA liability, which we suggest that all parties evaluate. You may obtain a copy of the law via the Internet at <http://www.epa.gov/swerosps/bf/sblrbra.htm> and review EPA guidances regarding these exemptions at <http://www.epa.gov/compliance/resources/policies/cleanup/superfund>.

EPA has created a number of helpful resources for small businesses. EPA has established the National Compliance Assistance Clearinghouse as well as Compliance Assistance Centers which offer various forms of resources to small businesses. You may inquire about these resources at [www.epa.gov](http://www.epa.gov). In addition, the EPA Small Business Ombudsman may be contacted at [www.epa.gov/sbo](http://www.epa.gov/sbo). Finally, EPA developed a fact sheet about the Small Business Regulatory Enforcement Fairness Act, which is enclosed with this letter.

Inquiries by counsel or inquiries of a legal nature should be directed to Ms. Flanagan at (212) 637-3136. Questions of a technical nature should be directed to Elizabeth Butler, Remedial Project Manager, at (212) 637-4396.

Sincerely yours,



Ray Basso, Strategic Integration Manager  
Emergency and Remedial Response Division

Encl. 6-06