



Commonwealth of Massachusetts | Executive Office of Energy and Environmental Affairs

Department of Environmental Protection

Western Regional Office

Address: 436 Dwight St, Springfield, MA 01103 | **Phone:** 413-784-1100

Maura T. Healey
Governor

Kim Driscoll
Lieutenant Governor

Rebecca Tepper
Secretary

Bonnie Heiple
Commissioner

May 6, 2026

Reistan Enterprises, Incorporated
284 Main Street
Great Barrington, MA 01230
rstan2001@gmail.com

RE: Great Barrington
284 Main Street
RTN 1-0053383
Release of Chlorinated Solvents
Enforcement#: 00022705

Attention: Richard Stanley, President

NOTICE OF RESPONSIBILITY
M.G.L. C. 21E, 310 CMR 40.0000
URGENT LEGAL MATTER: PROMPT ACTION NECESSARY

Dear Richard Stanley,

The Massachusetts Department of Environmental Protection (MassDEP), Bureau of Waste Site Cleanup received a Release Notification Form on April 21, 2026, indicating that a release to the environment occurred at the property located at 284 Main Street, Great Barrington, Massachusetts (the property). The information received indicates that chlorinated solvents present at concentrations that exceed the applicable Reportable Concentrations. Based on this information, MassDEP has determined that the property, or portions thereof, is a disposal site (site) that requires a Response Action. MassDEP has assigned Release Tracking Number (RTN) 1-0053383 to this site.

The cleanup of disposal sites is regulated by MassDEP, the agency that implements the Massachusetts Oil and Hazardous Material Release Prevention and Response Act, M.G.L. c. 21E, through the Massachusetts Contingency Plan (the MCP), 310 CMR 40.0000. The purpose of this notice is to inform you (as used in this notice, “you” refers to Reistan Enterprises, Incorporated) of your legal responsibilities under State law for assessing and/or remediating the release at this property.

In your submittal you identify yourself as a party with potential liability under M.G.L. c. 21E §5, for response action costs. This liability is “strict”, meaning it is not based on fault, but

solely on your status as owner of the disposal site. This notice and the attached summary are intended to provide you with information about liability under M.G.L. c. 21E to assist you in deciding what actions to take in response to the conditions that are present at this disposal site. You should be aware that you might have claims against third parties for damages, including claims for contribution or reimbursement for the costs of cleanup. Such claims do not exist indefinitely but are governed by laws that establish the time allowed for bringing litigation. MassDEP encourages you to take any action necessary to protect any such claims you may have against third parties.

Please refer to Attachment A and M.G.L. c. 21E for a complete description of potential liability.

SITE INFORMATION

The Release Notification Form (RNF) indicates that groundwater at the site is contaminated with trichloroethene and tetrachloroethylene at concentrations that exceed the Reportable Concentrations for Groundwater Category GW-1 (RCGW-1). MassDEP currently has no additional information regarding further actions taken or proposed for this disposal site.

NECESSARY RESPONSE ACTIONS

You shall submit a report to MassDEP summarizing environmental assessment activities related to the contaminant(s) by June 5, 2026. This deadline for the site constitutes an enforceable Interim Deadline established pursuant to 310 CMR 40.0022 and 40.0167.

April 21, 2026, is considered the date of release notification for this site. Unless otherwise stated, this date will be the baseline for calculating compliance with the deadlines contained in the MCP.

Unless otherwise provided by MassDEP, responsible parties have one year from the initial date notice of a release or threat of release is provided to MassDEP pursuant to 310 CMR 40.0300 or from the date MassDEP issues a Notice of Responsibility, whichever occurs earlier, to file with MassDEP one of the following submittals: (1) a completed Tier Classification Submittal; or (2) a Temporary Solution Statement or Permanent Solution Statement; or if applicable, (3) a Downgradient Property Status Submittal. Unless otherwise specified by MassDEP, the deadline for these submittals for this disposal site is April 21, 2027.

The MCP requires responsible parties and any other person undertaking response actions to perform Immediate Response Actions in response to sudden releases, Imminent Hazards and Conditions of Substantial Release Migration. Such persons must continue to evaluate the need for Immediate Response Actions and notify MassDEP immediately if such a need exists.

This site shall not be deemed to have had all the necessary and required response actions taken unless and until all substantial hazards presented by the release and/or threat of release have been eliminated and a level of no significant risk exists or has been achieved in compliance with M.G.L. c. 21E and the MCP. The MCP requires persons undertaking response actions at a disposal site to submit to MassDEP a Permanent Solution Statement or Temporary Solution Statement prepared by a Licensed Site Professional upon determining that a level of no significant risk exists or has been achieved at the disposal site.

MassDEP encourages parties having liability under M.G.L. c. 21E to take prompt action in response to releases, in order to lower cleanup costs, and to avoid the imposition of or reduce the amount of annual compliance assurance fees payable under 310 CMR 4.00. Please refer to Attachment B and M.G.L. c. 21E for a complete description of compliance fees.

You must employ or engage a Licensed Site Professional (LSP) to manage, supervise or perform all response actions that you intend to undertake at this site. You may obtain a list of the names and addresses of LSPs by contacting the Board of Registration of Hazardous Waste Site Cleanup Professionals by telephone at (617) 556-1091, or by visiting the following internet link to [Search for Waste Site Cleanup Professionals](#).

All submittals for this release that require an LSP Opinion must be submitted through eDEP, MassDEP's electronic document and form submittal repository. For more information on electronic submittal of forms and reports, please visit MassDEP's website for [eDEP Online Filing](#).

If you have any questions relative to this notice, please contact Nickolas Anderson at Nickolas.Anderson@mass.gov or 617-780-6752. All future correspondence and communications regarding this release must reference the RTN 1-0053383.

Sincerely,

/s/ Tamara Cardona-Marek

Tamara Cardona-Marek, PhD
Deputy Regional Director
Bureau of Waste Site Cleanup

TCM/dab/nea

/:1-0053383-Great Barrington-NOR-IDL00022705-Reistan Enterprises, Incorporated – 120 Day

Enclosures: Summary of Liability Under Chapter 21E, Summary of Fees, Communications Document

ecc:

Great Barrington Town Manager; lhartsgrove@townofgbma.gov

Great Barrington Health Department; rjurczyk@townofgbma.gov

Katelyn Kelly, DEP WERO; Katelyn.Kelly3@mass.gov

Audrey Piubeni, DEP WERO; Audrey.Piubeni@mass.gov

Database Entry [NOR-IDL/ISSUED]

Attachment A:

SUMMARY OF LIABILITY UNDER CHAPTER 21E

As stated in the Notice of Responsibility accompanying this summary, MassDEP has reason to believe that you are a Potentially Responsible Party (PRP) with potential liability under M.G.L. c. 21E, section 5, for response action costs and damages to natural resources caused by the release and/or threat of release. MassDEP has identified you as a PRP because it believes you fall within one or more of the following categories of persons made potentially liable by subsection 5(a):

- any current owner or operator of a site from or at which there is or has been a release or threat of release of oil and/or hazardous material;
- any person who owned or operated a site at the time hazardous material was stored or disposed of;
- any person who arranged for the transport, disposal, storage or treatment of hazardous material to or at a site;
- any person who transported hazardous material to a transport, disposal, storage or treatment site from which there is or has been a release or threat of release of such material; and
- any person who otherwise caused or is legally responsible for a release or threat of release of oil or hazardous material at a site.

For purposes of the MCP, you are considered a Responsible Party (RP) with actual liability under M.G.L. c. 21E if you fall within one of these categories unless you (1) are entitled to a defense under section 5 or other applicable law, and (2) have reasonably incurred cleanup costs in an amount equal to or greater than any applicable cap on liability under subsection 5(d).

This liability is "strict," meaning it is not based on fault, but solely on your status as an owner, operator, generator, transporter or disposer. It is also joint and several, meaning that each person who falls within one of these categories may be held liable for all response action costs incurred at the site, regardless of the existence of any other liable parties.

Section 5 provides a few narrowly drawn defenses to liability, including a defense for releases and damages caused by an act of God, an act of war or an act by a third party other than an employee, agent or person with whom the party has a contractual relationship (see subsection 5(c)); a defense for certain owners of residential property at which the owner maintains a permanent residence (see subsection 5(h)); and a defense for certain public utilities and agencies of the Commonwealth which own a right-of-way that is a site (see subsection 5(j)).

You may voluntarily undertake response actions under the MCP without having your liability under Chapter 21E formally adjudicated by MassDEP. If you do not take the necessary

response actions, or fail to perform them in an appropriate and timely manner, MassDEP is authorized by Chapter 21E to perform the necessary work.

By taking the necessary response actions, you can avoid liability for response action costs incurred by MassDEP in performing these actions. If you are an RP and you fail to perform necessary response actions at the site, you may be held liable for up to three (3) times all response action costs incurred by MassDEP and sanctions may be imposed on you for failure to perform response actions required by the MCP.

Response action costs include, without limitation, the cost of direct hours spent by Department employees arranging for response actions or overseeing work performed by persons other than MassDEP or its contractors, expenses incurred by MassDEP in support of those direct hours, and payments to MassDEP's contractors (for more detail on cost liability, see 310 CMR 40.1200: Cost Recovery). MassDEP may also assess interest on costs incurred at the rate of twelve percent (12%), compounded annually.

Any liability to the Commonwealth under Chapter 21E constitutes a debt to the Commonwealth. To secure payment of this debt, MassDEP may place liens on all of your property in the Commonwealth under M.G.L. c. 21E, section 13. To recover this debt, the Commonwealth may foreclose on these liens or the Attorney General may bring legal action against you.

In addition to your potential liability for response action costs and damages to natural resources caused by the release, civil and criminal liability may also be imposed by a court of competent jurisdiction under M.G.L. c. 21E, section 11, and civil administrative penalties may be assessed by MassDEP under M.G.L. c. 21A, section 16, for each violation of Chapter 21E, the MCP or any order, permit or approval issued thereunder.

If you are an RP and you have reason to believe that your performance of the necessary response actions is beyond your technical, financial or legal ability, you should promptly notify MassDEP in writing of your inability in accordance with Chapter 21E, subsection 5(e), and 310 CMR 40.0172. If you assert and demonstrate in compliance therewith that performing or paying for such response action is beyond your ability, subsection 5(e) provides you with a limited defense to an action by the Commonwealth for recovery of two to three times MassDEP's response action costs and 310 CMR 40.0172 provides you with a limited defense to MassDEP's assessment of civil administrative penalties.

Attachment B: Annual Compliance Fees Information

Please Be Aware of MassDEP Fees

Unless response actions at this site are completed within one year of the release notification date, you will be billed an Annual Compliance Assurance Fee by MassDEP for each year thereafter up to and including the year in which a Permanent Solution is achieved and filed for this disposal site. Annual Compliance Assurance Fees cover a portion of MassDEP's costs for ensuring compliance of response actions with the Massachusetts Contingency Plan. Annual Compliance Assurance Fees are issued pursuant to M.G.L. chapter 21E Section 3B and 310 CMR 4.00, the *Timely Action Schedule and Fee Provisions*. Fee categories and rates are summarized as shown below. Fees invoiced by MassDEP are considered a debt to the Commonwealth. Unpaid fee invoices are typically referred for collection action. Contact your Licensed Site Professional to discuss what is necessary to *complete the response actions required for this site as quickly as possible*. For more information on the Annual Compliance Assurance Fees that apply in your case, see the "Fees and Payments" entry at <https://www.mass.gov/lists/site-cleanup-fact-sheets> or contact your Licensed Site Professional or the MassDEP Fee inquiry line at (617) 292-5545.

A thorough & timely cleanup will result in fewer MassDEP Fees.

SUMMARY OF MassDEP ANNUAL COMPLIANCE ASSURANCE FEES

Type	Fee Category	Timing of Submittal (for One-Time fees)			Fee Rate	
		Within 120 days of initial notification	After 120 days and prior to Tier Classification	After Tier Classification	Non-Homeowner	Homeowner ³
One-Time Fees ¹	Permanent Solution	---	Permanent Solution Fee	See Note ⁴	\$1,470	\$735
	RAM Plan	RAM Fee	RAM Fee	---	\$980	\$490
	DPS	DPS Fee	DPS Fee	---	\$1,965	\$1,965
	Notice of AUL	AUL Fee	AUL Fee	AUL Fee ⁵	\$2,000	\$1,000
Regular Annual Fees ²	Tier ID				\$4,915	\$2,455
	Tier I				\$4,320	\$1,225
	Tier II				\$2,455	\$1,225
	Temporary Solution				\$980	\$490
	Phase V				\$980	\$490

Notes: 1. One-Time Fees must be paid when submittal is made.

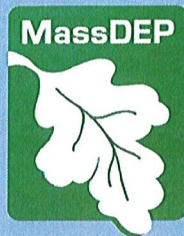
2. Regular Annual Fees are billed by MassDEP after Tier Classification; Fee Category is based on Status of site on each Annual Status Date.

3. Completed Homeowner Certification Form BWSC120 is required to qualify for lower Homeowner fee rates.

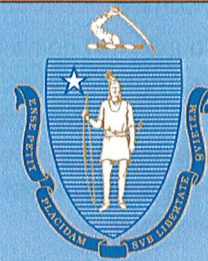
4. One-Time Permanent Solution Fee also applies if site is Tier ID and submittal is made within first 90 days after initial Status Date.

5. One-Time AUL Fee is applicable for a Notice of AUL filed prior to or concurrent with a Permanent Solution.

BWSC 12-5-2018



重要 महत्वपूर्ण σημαντικός
Important
Կարևոր quan trọng مهم



Communication for Non-English-Speaking Parties

This document is important and should be translated immediately.

If you need this document translated, please contact MassDEP's Diversity Director at the telephone number listed below.

Español Spanish

Este documento es importante y debe ser traducido de inmediato. Si necesita este documento traducido, comuníquese con la Directora de Diversidad de MassDEP al número de teléfono que aparece más abajo.

Português Portuguese

Este é um documento importante e deve ser traduzido imediatamente. Se precisar de uma tradução deste documento, entre em contato com o Diretor de Diversidade da MassDEP nos números de telefone listados abaixo.

繁體中文 Chinese Traditional

本文件非常重要，應立即翻譯。如果您需要翻譯這份文件，請用下面列出的電話號碼聯絡 MassDEP 多元化負責人。

简体中文 Chinese Simplified

本文件非常重要，應立即翻譯。如果您需要翻譯這份文件，請用下面列出的電話號碼與 MassDEP 的多元化主任聯繫。

Ayisyen Kreyòl Haitian Creole

Dokiman sa-a se yon bagay enpòtan epi yo ta dwe tradwi l imedyatman. Si ou bezwen dokimar sa a tradwi, tanpri kontakte Direktè Divèsite MassDEP la nan nimewo telefòn endike anba.

Việt Vietnamese

Tài liệu này rất quan trọng và cần được dịch ngay lập tức. Nếu quý vị cần dịch tài liệu này, xin liên lạc với Giám đốc Đa dạng của MassDEP theo các số điện thoại ghi dưới đây.

ប្រទេសកម្ពុជា Khmer/Cambodian

ឯកសារនេះគឺសំខាន់ហើយគួរត្រូវបានបកប្រែភ្លាមៗ។ ប្រសិនបើអ្នកត្រូវការឱ្យគេបកប្រែឯកសារនេះ:

សូមទាក់ទងមកនាយកផ្នែកពិពិធកម្មរបស់ MassDEP តាមលេខទូរស័ព្ទខាងក្រោម។

Kriolu Kabuverdianu Cape Verdean

Kel dokumentu li é inportáti y debe ser traduzidu imidiatamenti. Se bu meste di kel dokumentu traduzidu, pur favor kontakta Diretor di Diversidádi di MassDEP na numeru abaxu indikadu.



Contact Glynis L. Bugg, Acting Diversity Director/Civil Rights 857-262-0606

Massachusetts Department of Environmental Protection

100 Cambridge Street 9th Floor Boston, MA 02114

TTY# MassRelay Service 1-800-439-2370 • <https://www.mass.gov/environmental-justice>

(Version revised 1.5.2023) 310 CMR 1.03(5)(a)

Русский Russian

Это важный документ, и он должен быть безотлагательно переведен. Если вам нужен перевод данного документа, пожалуйста, свяжитесь с директором по вопросам многообразия (Diversity Director) компании MassDEP по указанному ниже телефону.

العربية Arabic

هذه الوثيقة مهمة ويجب ترجمتها على الفور. إذا كنت بحاجة إلى هذه الوثيقة مترجمة، يرجى الاتصال بمدير التنوع (MassDEP ٨٥٧٢٦٢٠٦٠٦) على أرقام الهواتف المدرجة أدناه.

한국어 Korean

이 문서는 중요하고 즉시 번역해야 합니다. 이 문서의 번역이 필요하시다면, 아래의 전화 번호로 MassDEP의 다양성 담당 이사에 문의하시기 바랍니다.

հայերէն Armenian

Այս փաստաթուղթը կարևոր է և պետք է անմիջապես թարգմանվի:
Եթե Ձեզ անհրաժեշտ է այս փաստաթուղթը թարգմանել, դիմեք MassDEP-ի բազմազանության տնօրենին ստորև նշված հեռախոսահամարով:

فارسی Farsi Persian

این نامه و مدارکی که بدست شما رسیده خیلی مهم و قانونی است. اگر شما احتیاج دارید که این نامه و مدارک به زبان فارسی ترجمه بشود لطفت خیلی زود به ماساچوست سازمان محیط زیست (MassDEP) در شماره تلفن ٨٥٧٢٦٢٠٦٠٦ تماس بگیرید.

Français French

Ce document est important et devrait être traduit immédiatement. Si vous avez besoin de ce document traduit, veuillez communiquer avec le directeur de la diversité MassDEP aux numéros de téléphone indiqués ci-dessous.

Deutsch German

Dieses Dokument ist wichtig und sollte sofort übersetzt werden. Sofern Sie eine Übersetzung dieses Dokuments benötigen, wenden Sie sich bitte an den Diversity Director MassDEP unter der unten aufgeführten Telefonnummer.

Ελληνική Greek

Το παρόν έγγραφο είναι σημαντικό και θα πρέπει να μεταφραστεί αμέσως. Αν χρειάζεστε μετάφραση του παρόντος εγγράφου, παρακαλούμε επικοινωνήστε με τον Διευθυντή Διαφορετικότητας του MassDEP στους αριθμούς τηλεφώνου που αναγράφονται παρακάτω.

Italiano Italian

Comunicazione per parti che non parlano inglese. Questo documento è importante e dovrebbe essere tradotto immediatamente. Se avete bisogno di questo documento tradotto, potete contattare il Direttore di Diversità di MassDEP al numero di telefono elencato di seguito.

Język Polski Polish

Dokument ten jest ważny i powinien zostać natychmiast przetłumaczony. Jeśli potrzebujesz przetłumaczonej wersji dokumentu, prosimy o kontakt z dyrektorem ds. różnorodności MassDEP pod jednym z numerów telefonu wymienionych poniżej.

हिन्दी Hindi

यह दस्तावेज महत्वपूर्ण है और इसका तुरंत अनुवाद किया जाना चाहिए. यदि आपको इस दस्तावेज़ का अनुवाद करने की आवश्यकता है, तो कृपया नीचे सूचीबद्ध टेलीफोन नंबरों पर मासडेप्स डाइवर्सिटी के निदेशक से संपर्क करें.

Contact Glynis L. Bugg, Acting Diversity Director/Civil Rights 857-262-0606

Massachusetts Department of Environmental Protection

100 Cambridge Street 9th Floor Boston, MA 02114

TTY# MassRelay Service 1-800-439-2370 • <https://www.mass.gov/environmental-justice>

(Version revised 1.5.2023) 310 CMR 1.03(5)(a)

AFTER 5 DAYS RETURN TO:
COMMONWEALTH OF MASSACHUSETTS
OF ENVIRONMENTAL PROTECTION
WESTERN REGION

136 DWIGHT STREET - 5TH FLOOR
RINGFIELD, MASSACHUSETTS 01103

Reistan Enterprises, Inc.
284 Main Street
Great Barrington, Ma 01230



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