



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
FOUR PENN CENTER – 1600 JOHN F. KENNEDY BLVD.
PHILADELPHIA, PENNSYLVANIA 19103-2852**

Andrew S. Goldman (3RC10)

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<i>The date of the digital signature below is the date of this letter.</i>
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VIA EMAIL

Jane Patarcity, Esquire, Senior Environmental Manager
Beazer East, Inc.
c/o Three Rivers Management, Inc.
600 River Avenue Suite 200
Pittsburgh PA 15212

**Re: Koppers Co, Inc. (Newport) Site: ADMINISTRATIVE ORDER FOR
REMEDIAL DESIGN/REMEDIAL ACTION; REVOCATION
OF ADMINISTRATIVE ORDER NO. CERC-03-2006-0266-DC
SUBJECT TO CERTAIN CONTINUING REQUIREMENTS (No.
CERCLA-03-2023-0064DC)**

Dear Ms. Patarcity:

Enclosed with this email find one or more PDF files comprising Administrative Order No. CERCLA-03-2023-0064DC (“Order”). The Order (1) directs Beazer to design and implement the remedy selected in the 2022 ROD Amendment, and (2) revokes the 2006 administrative order in this matter subject to certain continuing obligations. The Order consists of the following:

Content	Bates Page
Order Body	00002
Appendix A (ROD Amendment)	00027
Appendix B (Statement of Work)	00128
Exhibit 1 (Programmatic Agreement)	00172
Attachment A (ROD Amendment)	00206
Attachment B (Area of Potential Effects)	00307
Attachment C (Contacts)	00308
Appendix C (2006 Order)	00310
Appendix D (Findings of Fact)	00693

Recall that EPA and numerous parties entered into the *Programmatic Agreement Between the U.S. Environmental Protection Agency, Region III; the Delaware State Historical Preservation Office; and the Advisory Council on Historic Preservation Regarding Cleanup of the Koppers Newport Superfund Site, Newport, New Castle County, Delaware* (“Programmatic Agreement”) which became effective on July 6, 2023. The Programmatic Agreement obligates EPA to take numerous steps to mitigate adverse effects to historic properties which may arise during implementation of the 2022 ROD Amendment. Many of these obligations are included as requirements of the Order pursuant to the Statement of Work (Appendix B of the Order), Section 5 (beginning on Bates page 00144).

Pursuant to Section VIII (Effective Date), the Order is effective on **August 31, 2023**, unless, by that date, a conference is requested or notice is given that written materials will be submitted in lieu of a conference in accordance with Section VII (Opportunity to Confer). If a conference is requested or such notice is submitted, this Order shall be effective on the tenth day after the day of the conference, or if no conference is requested, on the tenth day after written materials, if any, are submitted, unless EPA determines that the Order should be modified based on the conference or written materials. Please follow the process outlined in Section VII (Opportunity to Confer) to request a conference or provide the notice.

I look forward to working with you on this matter. Please do not hesitate to contact me if you have any questions regarding this letter.

Respectfully,

ANDREW S. GOLDMAN
Sr. Assistant Regional Counsel

cc: Dan Taylor (SEMD)