

SI@WAINSCOTT.LIFE

SIMON V. KINSELLA
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MOBILE: (631) 903-9154

December 12, 2019

Chief Andrew Wheeler
Environmental Protection Agency
Office of the Administrator, Mail code 1101A
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Via FedEx Overnight

Re: Cover-up of PFAS contamination
in the interests of offshore wind developer

Dear Chief Wheeler,

Thank you for taking a leadership role by ensuring that our drinking water is safe from PFAS contamination. Unfortunately, I know that the Town of East Hampton covered-up PFAS contamination of Wainscott's sole source of drinking-water and as a result, hundreds of residents were drinking contaminated water unnecessarily for over a year.

I suspected some time ago that the issue of PFAS contamination was being swept under the proverbial carpet in the interests of an offshore wind developer, Deepwater Wind South Fork, LLC ("Deepwater"). Now, this has been confirmed.

In response to an Interrogatory/Request for Information just over two weeks ago (please see documents enclosed), Deepwater asserts that the PFAS contamination in Wainscott is "not based in fact". This reinforced my earlier suspicion that the Town of East Hampton was hiding PFAS contamination to further the interests of Deepwater. (I have evidence in my possession that the Town of East Hampton was hiding PFAS contamination for over a year and obstructing the investigation for two years, but what I didn't know until recently, was why.)

The Interrogatory/Request for Information provided Deepwater with summaries and tables showing extensive PFAS contamination in Wainscott's drinking water together with source references that included reports from the Department of Environmental Conservation and hundreds of Suffolk County Department of Health Services laboratory test results. But despite the overwhelming evidence, Deepwater still chooses to turn a blind eye to the contamination, and in so doing, is potentially risking the health and wellbeing of local residents.

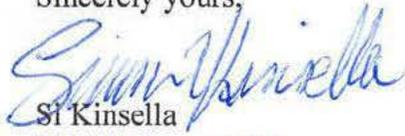
Deepwater's proposed construction activities would disturb approximately 10,000 tons short (US) of soil and undoubtedly impact the contamination site. I believe this is why Deepwater has refused to test the soil and groundwater along its proposed cable route and why it is lying in its response to the Interrogatory/Request for Information pertaining to contamination.

I believe the Town concealed PFAS contamination to serve the interests Deepwater. Deepwater is a two-billion-dollar project that is three-times the price per kilowatt hour of other offshore wind projects. I have reason to believe that corruption has tainted much of the decision-making process with regards to this project.



I believe the Town of East Hampton has put the health and safety of residents living in Wainscott at risk, knowingly, and continues to do so in the interests of Deepwater Wind South Fork, LLC. Can you look into whether any federal laws have been violated, please?

Sincerely yours,


Si Kinsella
Si@Wainscott.Life

Included –

- Request #1, Kinsella (Nov 15, 2019).pdf
- Response #1, DWSF (Nov 25, 2019).pdf
- Draft Report on PFAS Contamination of Drinking Water Supply in Wainscott, NY (by Simon Kinsella, December 12, 2019). Supporting documents can be provided on request.



FedEx Office

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 NEW YORK
 NY 10010
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 Device ID: -BTC03
 Transaction: 940250086993

FedEx Priority Overnight
 778866007912 0.6 lbs. (S) 53.91
 Direct Signature Required
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Recipient Address:
 CHIEF ANDREW WHEELER
 ENVIRONMENTAL PROTECTION AGENCY
 OFFICE OF THE ADMN ML CD 1101A
 1200 PENNSYLVANIA AVE
 Washington, DC 20460
 2025644700

Scheduled Delivery Date 12/13/2019

Pricing option:
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FedEx Envelope

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Recipient Address:
 DIRECTOR CHRISTOPHER WRAY
 FEDERAL BUREAU OF INVESTIGATIONS
 935 PENNSYLVANIA AVE, NW
 Washington, DC 20535-0001
 2023243000

Scheduled Delivery Date 12/13/2019

Pricing option:
STANDARD RATE

Package Information:
FedEx Small Box

Shipment subtotal: \$116.07

Total Due: \$116.07

(S) CreditCard: \$116.07

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

FEB 06 2020

Mr. Simon V. Kinsella
P.O. Box 792
Wainscott, New York 11975

Dear Mr. Kinsella:

Thank you for your letter dated December 12, 2019 to U.S. Environmental Protection Agency (EPA) Administrator Wheeler, regarding the installation of Deepwater Wind South Fork's power transmission cable and the potential impacts it may have on drinking water quality in the Hamlet of Wainscott and the Town of East Hampton.

Substantial action has been taken at the local level to address existing potential contamination of private drinking water wells. On September 26, 2019 Suffolk County Water Authority received an Intermunicipal Water Infrastructure Grant of \$4,941,637 from New York State along with \$7,412,454 in local funding to install approximately 45,000 feet of water mains on various streets in the Hamlet of Wainscott in the Town of East Hampton. The purpose of the project is to extend the Suffolk County Water Authority's public water supply to existing homes and businesses with private wells that are threatened by contamination from perfluorinated chemicals. Connecting to municipal drinking water will allow these residents to lower their risk of exposure to per- and polyfluoroalkyl substances (PFAS) from drinking water. The project was completed, and all of the service lines have been installed from the mains to the curb stops. Over 300 residents have connected to date, with more connections ongoing.

The drinking water protection program in New York state is administered and implemented by the New York State Department of Health (NYSDOH). NYSDOH has taken considerable action to address the presence of perfluorooctanesulfonic acid (PFOS) and perfluorooctanoic acid (PFOA) in drinking water in the state. To learn more about NYSDOH's role please contact Tina M. Hunt, P.E, Assistant Director of the Bureau of Water Supply Protection at (518) 402-7650 or tina.hunt@health.ny.gov.

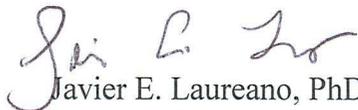
East Hampton Airport, while not on EPA's National Priorities List (NPL) of Superfund sites, is a New York state Superfund site where PFAS, including PFOA and PFOS, have been detected, both on-site and in off-site drinking water wells. Accompanying this letter is a State Superfund Program Public Notice Document dated June 2019 which lists site-specific contacts at the New York State Department of Environmental Conservation (NYSDEC). Please reach out to the contact on that document for information about the site.

I also want to share with you some recent EPA actions regarding these contaminants. On February 14, 2019, EPA released its PFAS Action Plan, EPA's first multi-media, multi-program, national research, management, and risk communication plan to address PFAS. The action plan demonstrates the agency's leadership role at the national level and our ongoing strategy to work closely with our state, local, and tribal partners. The plan identifies both short-term solutions for addressing PFAS chemicals and long-term strategies that will help provide the tools and technologies states, tribes, and local communities need to clean up sites and provide clean and safe drinking water to their residents.

On December 4, 2019 EPA sent a proposed regulatory determination for PFOA and PFOS in drinking water to the Office of Management and Budget for interagency review. This step is an important part of EPA's extensive efforts under the PFAS Action Plan to help communities address PFAS nationwide. EPA is committed to following the rulemaking process as established by the Safe Drinking Water Act (SDWA), which is a process designed to ensure transparency and public participation. Following this SDWA rulemaking process also provides regulatory certainty, while ensuring the legal defensibility of EPA's regulatory actions.

EPA is committed to working with our state partners in our shared mission to ensure drinking water is safe for communities and we appreciate your interest in this critically important issue. If you have any further questions please feel free to contact Christine Ash, Chief of the Drinking Water and Municipal Infrastructure Branch at (212) 637-4006 or Ash.Christine@EPA.gov.

Sincerely,


Javier E. Laureano, PhD
Director, Water Division
EPA Region 2

FEB 06 2020

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P.O. Box 792
Wainscott, New York 11975

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CONCURRENCES							
Name:	D. D'Agostino		Init:	Date: 1/31/2020		Filename:	
Symbol	DWMIB	CWD-DD	CWD				
Surname	C. Ash	J. Gratz	J. Laureano				
Date	1/31/20	1/31/20	2/5/20				

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Javier E. Laureano, PhD
Director, Water Division
EPA Region 2