UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 Renner Boulevard
Lenexa, Kansas 66219

FEB 09 2015

Ms. Brenda Osthus, Director
Environmental Health and Safety
University of Nebraska, Lincoln
3630 East Campus Loop
Lincoln, Nebraska 68583

RE: Risk-Based Cleanup Request for Behlen Laboratory Building, UNL, Lincoln, Nebraska

Dear Ms. Osthus:

The U.S. Environmental Protection Agency Region 7 has reviewed the PCB Remediation Plan (workplan), dated December 2014, regarding proposed polychlorinated biphenyl compound cleanup activities at the University of Nebraska - Lincoln Behlen Laboratory building at 500 Stadium Drive, Lincoln, Nebraska. The workplan request was for investigation and remediation in accordance with 40 CFR 761.61(c) approval requirements. The EPA has determined the proposed cleanup and proposed on-site disposal will not pose an unreasonable risk of injury to human health or the environment and is approving the workplan with the following conditions:

1. UNL shall provide notification to the EPA no less than seven days prior to commencing the approved cleanup activities.

2. UNL shall submit any modifications or additions to the workplan to the EPA for review and approval prior to implementation.

3. If verification sampling demonstrates that PCBs remain above the unrestricted use cleanup levels specified at 40 CFR §761.61(a) following completion of the proposed remedial activities, UNL shall, within 60 days of completion of the approved cleanup activities, record a notation on the deed to the property in accordance with 40 CFR §761.61(a)(8) *et seq*, and submit a certification of that filing to the EPA. Also in that event, UNL shall, within 60 days of completion of the approved cleanup activities, submit a Monitoring and Maintenance Plan to the EPA for review and approval. UNL shall incorporate any changes to the MMP as required by the EPA. The MMP may be written so as to allow incorporation of other PCB-contaminated buildings or areas of the UNL campus subsequently determined to require monitoring and maintenance of on-site PCB disposal repositories.

    a. The MMP shall include: a description of the activities that will be conducted, including inspection criteria, frequency and routine maintenance activities; sampling protocols and frequency, and analytical criteria; and reporting requirements.

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b. The MMP shall include a communications component which details how the maintenance and monitoring results will be communicated to the facility users, including building users, other on-site workers and interested stakeholders.

c. The MMP shall include a worker training component for maintenance workers or for any person that will be conducting work that could impact the building coatings/barriers.

d. UNL shall submit the results of these long-term monitoring and maintenance activities to the EPA. Based on review of the results, the EPA may determine that modification to the MMP is necessary in order to monitor and/or evaluate the long-term effectiveness of the coatings and/or barriers.

e. Activities required under the MMP shall be conducted until such time that the EPA notifies UNL in writing that such activities are no longer necessary.

4. UNL shall submit a final report to the EPA within 60 days of completion of the approved activities. This plan shall document all activities performed in accordance with the approved plan and any deviations that may have occurred during implementation of the approved plan, and shall include copies of any final recorded deed notations or environmental covenants.

Deliverables shall be submitted to Kurt Limesand at the address on this letterhead. Electronic submissions can be emailed to limesand.kurt@epa.gov.

If you have any questions, please contact Kurt Limesand, of my staff, by phone at (913) 551-7184 or by email at limesand.kurt@epa.gov.

Sincerely,

Becky Weber
Director
Air and Waste Management Division

cc: Jeffrey Hamel, Woodard & Curran