Message

From: pizarro, luis [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=82DDA7A144D8467090A578BF730493F7-LPIZARRO]
Sent: 4/5/2017 12:24:46 PM
To: Garner, John [john.garner1@momentive.com]
CC: Jason.S.McDougal_wv.gov [Jason.S.McDougal@wv.gov]
Subject: RE: Momentive PCB

John- Your summary and understanding is correct.

Luis A. Pizarro
Associate Director
Office of Remediation, LCD
US EPA Region 3
215 814 3444

-----Original Message-----
From: Garner, John [mailto:john.garner1@momentive.com]
Sent: Tuesday, April 04, 2017 5:44 PM
To: pizarro, luis <pizarro.luis@epa.gov>
Cc: Jason.S.McDougal_wv.gov <Jason.S.McDougal@wv.gov>
Subject: RE: Momentive PCB

Luis,

Thank you for your confirmation email concerning our waste water treatment upgrade project. I appreciate you and your team's willingness to work with us. Based on your email and our prior discussions, below is a summarize of my understanding of the regulatory requirements as we prepare to proceed with the project.

- We will, as per 40 CFR § 761.50(b)(3)(i)(B), characterize all soil generated from the project for proper disposal in a TSCA approved landfill.
- Region 3 EPA agrees that the existing soil management plan is sufficient for the WWTU project and that no further delineation of this area is required for the project.
- We are not subject to remediation of this project area under 40 CFR § 761.50(b)(3)(i)(B).
- There is no requirement for a 30-day EPA notification period and that we can proceed immediately with the project.
- Our primary contact going forward for the soil management plan and this project will be the WV DEP.

Please let me know if this summary is inconsistent with your understanding of our requirements moving forward with the project.

Thank you again for your assistance.

John Garner
EHS Manager - Sistersville

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-----Original Message-----
From: pizarro, luis [mailto:pizarro.luis@epa.gov]
Sent: Thursday, March 30, 2017 3:27 PM
To: Garner, John <john.garner1@momentive.com>
Cc: Jason.S.McDougal_wv.gov <Jason.S.McDougal@wv.gov>
Subject: Momentive PCB

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John:

Based on information provided to the EPA (August 2012) in response to an Information Request, it documents that the Wastewater treatment Unit Project Update is in an area that PCB's were disposed prior to 1978. As we discussed, the regulations, 40 CFR § 761.50(b)(3)(i)(B), provide that for such

situations characterization is required for proper disposal, but not the area is not subject to remediation.

We are glad were able to assist you and WV on this matter.

Luis A. Pizarro
Associate Director
Office of Remediation, LCD
US EPA Region 3
215 814 3444

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