Message

From: pizarro, luis [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=82DDA7A144D8467090A578BF730493F7-LPIZARRO]
Sent: 3/7/2017 2:54:09 PM
To: McDougal, Jason S [Jason.S.McDougal@wv.gov]
Subject: RE: PCB Nofification Question

Jake – Understood and no worries, PCB's is what bring us back in, since it is not a program that is delegated.

Also, how that play into a RCRA CA project t is not a well publicly described and we run into this situation often.

We will coordinate our review thru you.

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

From: McDougal, Jason S [mailto:Jason.S.McDougal@wv.gov]
Sent: Tuesday, March 07, 2017 9:45 AM
To: pizarro, luis <pizarro.luis@epa.gov>
Subject: RE: PCB Nofification Question

Luis,
OK. I will let John know. I apologize for not informing you earlier. Initially, when John asked about who should review the Soil Management Plan I misunderstood the status of the site, the way he explained it.
Jake

From: pizarro, luis [mailto:pizarro.luis@epa.gov]
Sent: Tuesday, March 7, 2017 8:22 AM
To: McDougal, Jason S <Jason.S.McDougal@wv.gov>
Cc: Wentworth, William <Wentworth.William@epa.gov>; sorto, evelyn <sorto.evelyn@epa.gov>; Pratt, Stacie <Pratt.Stacie@epa.gov>
Subject: RE: PCB Nofification Question

Jake: Yes, we (EPA) needs to review and approve the plan.

Stacie – I'll stop by.

Luis A. Pizarro
Associate Director
Office of Remediation, LCD
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From: McDougal, Jason S [mailto:Jason.S.McDougal@wv.gov]
Sent: Tuesday, March 07, 2017 7:22 AM
To: pizarro, luis <pizarro.luis@epa.gov>
Cc: Wentworth, William <Wentworth.William@epa.gov>; sorto, evelyn <sorto.evelyn@epa.gov>; Pratt, Stacie

<Pratt.Stacie@epa.gov>
Subject: RE: PCB Nofification Question

Luis,
OK. Let me re-group. After talking with John Garner I found out this is Momentive Sistersville/Friendly WV (one in the same). The construction is going to take place in an area that is known to have PCB contamination, but was not addressed in the SB. They have submitted a Soil Management Plan, which I approved. I have forwarded it to you. What are next steps? Inform John to wait for EPA approval too?
Apologies for the mix up
Jake

From: pizarro, luis [mailto:pizarro.luis@epa.gov]
Sent: Monday, March 6, 2017 2:46 PM
To: McDougal, Jason S <Jason.S.McDougal@wv.gov>
Cc: Wentworth, William <Wentworth.William@epa.gov>; sorto, evelyn <sorto.evelyn@epa.gov>; Garner, John <john.garner1@momentive.com>; Pratt, Stacie <Pratt.Stacie@epa.gov>
Subject: RE: PCB Nofification Question

Jake: If they are not a RCRA CA site, then they fall, at least initially, under the oversight of the Regional PCB program, not us in RCRA CA.

John – Reach out to Stacie Pratt, the program manager for TSCA, who will assign a PCB Coordinator.

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

From: McDougal, Jason S [mailto:Jason.S.McDougal@wv.gov]
Sent: Monday, March 06, 2017 2:16 PM
To: pizarro, luis <pizarro.luis@epa.gov>
Cc: Root, Charlie <Root.Charlie@epa.gov>; Wentworth, William <Wentworth.William@epa.gov>; sorto, evelyn <sorto.evelyn@epa.gov>; Garner, John <john.garner1@momentive.com>
Subject: RE: PCB Nofification Question

Luis,
I believe this Momentive site is different than the one in Friendly WV. The Momentive site is in Sistersville, north of the RCRA CA site in Friendly. I do not believe it was ever under an order or CA permit. I will send you the Soil Management Plan and you can forward it to your new PM for comment. They are not remediating anything, just constructing in a known PCB contaminated area.
Jake

From: pizarro, luis [mailto:pizarro.luis@epa.gov]
Sent: Monday, March 6, 2017 12:30 PM
To: McDougal, Jason S <Jason.S.McDougal@wv.gov>
Cc: Root, Charlie <Root.Charlie@epa.gov>; Wentworth, William <Wentworth.William@epa.gov>; sorto, evelyn <sorto.evelyn@epa.gov>
Subject: RE: PCB Nofification Question

Charlie – You are off the hook

Jake:

PCB Remediation Waste is subject to EPA's TSCA regulations and oversight and is not a program that is delegated to the States. However TSCA does provide integration/coordination with RCRA and Superfund.

As a matter of practice here in the Region, TSCA matters at RCRA CA sites are managed by the RCRA CA program.

Therefore , this is just a matter of us to coordinate with you to ensure Momentive submittals conform with the TSCA or RCRA, whichever is more strict, thru the implementation of the Remedy under the WV permit.

With Bill retirement I will need to assign a new PM to assist you with this. I anticipate, as with other projects, a smooth coordinated effort to keep the project moving forward.

With respect to the PCB Notification , to the extent we have received a copy of the Workplan, we can consider that the notification.

Bill – Did we get a copy?

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

From: McDougal, Jason S [mailto:Jason.S.McDougal@wv.gov]
Sent: Monday, March 06, 2017 9:56 AM
To: pizarro, luis <pizarro.luis@epa.gov>; Root, Charlie <Root.Charlie@epa.gov>
Subject: FW: PCB Nofification Question

All,
Momentive is planning a major update to their wastewater treatment system. They will be working in an area that has been identified as having PCB contamination. There are no LUC or Deed Restrictions. They have submitted a Soil Management Work Plan, which I approved. John heard from his contractor that they had to contact EPA if working in PCB contaminated soils. Is this true, or is the approved workplan enough? Or is this a TSCA issue?
Thanks
Jake

From: Garner, John [mailto:john.garner1@momentive.com]
Sent: Friday, March 3, 2017 3:28 PM
To: McDougal, Jason S <Jason.S.McDougal@wv.gov>
Subject: PCB Nofification Question

Hello Jake,

Per our phone conversation today, I wanted to verify whether we (Momentive) need to notify the US EPA concerning our potential wastewater upgrade project that will require management of PCB impacted soils? As we discussed previously, our understanding was that the WVDEP had the lead on this process and that the approved soil management plan was the only thing needed to proceed. If possible, we would prefer to work through one agency but wanted to verify the proper path to proceed either way. Thanks for your help on this!!

John Garner
EHS Manager - Sistersville

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