Message

From: Bellatty, James (ECY) [JBEL461@ECY.WA.GOV]
Sent: 11/30/2016 5:09:33 PM
To: Olsen, Catherine [colsen@spokanecity.org]; ABOR461@ECY.WA.GOV
CC: Mullin, Michelle [Mullin.Michelle@epa.gov]; Schoedel, Elizabeth [eschoedel@spokanecity.org]; Mike Petersen [mpetersen@landscouncil.org]; Henley, Mark (ECY) [MAHE461@ECY.WA.GOV]; McCrea, Rachel (ECY) [rmcc461@ECY.WA.GOV]
Subject: RE: Exporting Vactor Waste to Canada

Cadie: thank you for the follow up on this PCB export issue. It is helpful to know the EPA position and the thresholds for an exemption. I will share with my colleagues at Ecology and the Manchester Environmental Lab. Yes, good news!

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509-329-3534
509-329-3570 (fax)

From: Olsen, Catherine [mailto:colsen@spokanecity.org]
Sent: Wednesday, November 30, 2016 8:44 AM
To: Borgias, Adriane P. (ECY) <ABOR461@ECY.WA.GOV>; Bellatty, James (ECY) <JBEL461@ECY.WA.GOV>
Cc: Mullin, Michelle <Mullin.Michelle@epa.gov>; Schoedel, Elizabeth <eschoedel@spokanecity.org>; Mike Petersen <mpetersen@landscouncil.org>
Subject: FW: Exporting Vactor Waste to Canada

Dear Adriane and Jim,

Here is the short story on how Michelle helped the City resolve the question of using Canadian labs for PCB testing wrt the mycelium project:

Thanks for your insights and education on State code as well.

cdo

From: Mullin, Michelle [mailto:Mullin.Michelle@epa.gov]
Sent: Tuesday, November 22, 2016 9:50 AM
To: Olsen, Catherine
Subject: RE: Exporting Vactor Waste to Canada

That's great news, Cadie!
Thanks for the update.

Take care,
Michelle Mullin

From: Olsen, Catherine [mailto:colsen@spokanecity.org]
Sent: Friday, November 18, 2016 3:50 PM

To: Mullin, Michelle <Mullin.Michelle@epa.gov>
Subject: RE: Exporting Vactor Waste to Canada

Michelle,

I just popped form 771053 in the mail. You are right. It was not that bad. ☺

Cadie

From: Mullin, Michelle [mailto:Mullin.Michelle@epa.gov]
Sent: Monday, November 14, 2016 4:54 PM
To: Olsen, Catherine
Cc: McArthur, Lisa
Subject: Exporting Vactor Waste to Canada

Hello Cadie-

During our call on November 8, 2016, I mentioned that I was exploring the issue of sending the vactor waste samples to Canada with our Office of General Counsel at EPA Headquarters, and hoped to return with good news.

Good news! I recently heard back from them, and this was their statement:

"It's the Agency's position that PCBs or PCB Items with PCBs < 2 ppm may be exported for use without an exemption under TSCA section 6(e)(3)(B). Therefore, the Lands Council [City of Spokane] may export vactor waste samples containing PCBs < 2 ppm to Canada for PCB analysis without an exemption.

Under 761.97, PCBs < 50 ppm can be exported for disposal without an exemption, but PCBs ≥ 50 ppm cannot be. PCBs of "unknown concentrations shall be treated as if they contain ≥ 50 ppm." If the Lands Council [City of Spokane] has enough information to know that PCBs in the vactor waste samples are < 50 ppm, the Lands Council may export those samples to Canada for disposal without an exemption."

Have you had a chance to speak with your colleagues about filing the Notification of PCB Activity Form with EPA HQ in relation to the Mycellium research project? I'd like to resolve this issue and bring the research into compliance as soon as possible.

Thank you,
Michelle Mullin