Message

From: Deryck Roberts [droberts@aqmd.gov]
Sent: 4/24/2019 1:08:26 PM
To: Brett Bowyer [brettbowyer@bowyerenvironmental.com]
CC: Alan Malagon [alanmalagon@bowyerenvironmental.com]; Michael Lebow [mlebow@srllplaw.com]; Castellana, Ben [castellana.ben@epa.gov]
Subject: Re: 210 W. Slauson - NTC
Attachments: ATT00001.txt

Mr. Bowyer,

Does Friday at 10:30 am work?

To make you aware; I sent an email to Clean Harbors yesterday requesting some documents in lieu of a Notice To Comply. Could you please follow up with them to make sure that those documents are sent today? Thank you,

Deryck Roberts
Air Quality Inspector II
Toxics Unit
South Coast Air Quality Management District
21865 Copley Drive,
Diamond Bar, CA 91765
909-396-2154
droberts@aqmd.gov

On Apr 23, 2019, at 5:12 PM, Brett Bowyer <brettbowyer@bowyerenvironmental.com> wrote:

> Hello Mr. Roberts,
>
> We can meet for the follow up site inspection on Friday and will be able to access to the 20 cy bin at that time. We will also have the analytical results back by the end of the day tomorrow. We will share the analytical results with you so that you can prepare the appropriate Health and Safety Plans and PPE for your personnel to conduct the sampling. What time would you like to meet at the Site on Friday?
>
> Brett Bowyer, P.G.
> <image001.jpg>
> 17011 Beach Boulevard, Suite 900
> Huntington Beach, CA 92647
> Office: (877) 232-4620 Ext. 101
> Cell: (714) 878-7191
> FAX: (714)494-1912
>
> To send large files to Brett Bowyer through the BEC drop box click on the following link:
>
> https://spaces.hightail.com/uplink/BECdropbox
>
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From: Deryck Roberts <droberts@aqmd.gov>
Sent: Tuesday, April 23, 2019 3:49 PM
To: Brett Bowyer <brettbowyer@bowyerenvironmental.com>
Cc: Alan Malagon <alanmalagon@bowyerenvironmental.com>; Michael Lebow <mlebow@srllplaw.com>; Castellana, Ben <castellana.ben@epa.gov>
Subject: Re: 210 W. Slauson - NTC

Mr. Bowyer,

Just to be clear. The extension is ONLY for the sampling aspect of the NTC. All requested documentation needs to be turned in prior to the NTC due date.

My agency is requesting a follow-up inspection on site later this week where we can open up the 20 yard bin and collect our own samples to verify compliance with rules 1466 and 1403. Please let me know if Thursday or Friday would work for you.

Deryck Roberts
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909-396-2154
droberts@aqmd.gov

On Apr 23, 2019, at 2:35 PM, Brett Bowyer <brettbowyer@bowyerenvironmental.com> wrote:

> Thank you for the response Deryck. We do need concurrence regarding our recommendation to not sample the containerized waste for suspected ACM. If the SCAQMD is still requiring the sampling of the containerized waste, we will need to devise a method for sampling the surface of the contained liquid, which is something that you verbally relayed to us when the NTC was issued. None of the CACs we contacted were familiar with any method to do this. If this is something that is being required, we will need more time to identify and develop an appropriate

method. Again, we want to point out that the liquid is containerized and likely to be disposed of as a hazardous waste due to the presence of gasoline-related compounds. In its current containerized state, this material is not a threat to the public even if it is ACM.

We are going forward with the rest of the sampling program on Thursday in order to meet the current schedule. We suggest that if none of the other materials are found to be asbestos containing, then it can be inferred that the contained material is also not ACM.

We respectively ask that you confer with your Supervisor and Manager and let us know if the SCAQMD is in concurrence with our suggestion to not sample the containerized material at this time.

Thank you.

Brett Bowyer, P.G.
<image002.jpg>
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Huntington Beach, CA 92647
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Cell: (714) 878-7191
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From: Deryck Roberts <droberts@aqmd.gov>
Sent: Tuesday, April 23, 2019 12:45 PM
To: Brett Bowyer <brettbowyer@bowyerenvironmental.com>
Cc: Alan Malagon <alanmalagon@bowyerenvironmental.com>; Michael Lebow <mlebow@srllplaw.com>; Castellana, Ben <castellana.ben@epa.gov>
Subject: Re: 210 W. Slauson - NTC

Received. The proposed Notice To Comply amend date is approved. Any further amendments will need to be sent to my Supervisor and Manager. Let me know if you have any further questions,

Deryck Roberts
Air Quality Inspector II
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droberts@aqmd.gov

On Apr 23, 2019, at 12:42 PM, Brett Bowyer <brettbowyer@bowyerenvironmental.com> wrote:

> Hello Mr. Roberts,
>
> Per the voice mail I left you yesterday, we are in the process of gathering available documents and setting up the asbestos sampling program. We will need more time to comply. In particular, we are trying to confirm the need and extent of asbestos testing within the sealed containers present at the Site. Currently, there is one sealed 20 cubic yard bin and eight sealed drums that reportedly contain absorbent, debris and metal, In addition, there is one sealed baker tank that reportedly contains a mixture of gasoline and water. Representative samples have been collected from the containers and they are being analyzed for:
>
> - Volatile organic compounds;
> - Petroleum hydrocarbons;
> - CAM Metals; and
> - PCBs.
>
> The results are due by the end of the day on Wednesday (April 24). Once we have those results, this material will be characterized for disposal. Given the suspected presence of high levels of gasoline-related compounds, it is possible that the material will be characterized as hazardous. If this is the case, this material will be profiled for disposal at a facility that is permitted to accept hazardous waste. We will work with the SCAQMD to ensure that this facility is also permitted to accept asbestos containing material. If this is the outcome, we would

ask the SCAQMD to consider not requiring the sampling of these sealed container. The containers will remain sealed prior to and during transfer to the disposal facility and the material in them does not represent a hazard to the public due to the presence of suspect asbestos containing material (ACM).

The SCAQMD approval of the above will allow us to finalize the scope of work for the Certified Asbestos Consultant (CAC) and to move forward on this work right away. This work will include sampling of suspect ACM throughout the Site in compliance with all other aspects of the NTC.

Please let us know as soon as possible if the SCAQMD approves of this modification to the NTC.

If we receive your approval to this approach, we can arrange to have the ACM sampling done on Thursday. A report of findings, along with the other requested documents will be provided by May 1st.

Thank you for your consideration and please let us know if the suggested modification to the NTC is acceptable to the SCAQMD.

Brett Bowyer, P.G.
<image002.jpg>
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Cell: (714) 878-7191
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