To: Ferroli, John[JFerroli@dykema.com]
From: Williams, Thomas
Sent: Thur 2/8/2018 10:05:28 PM
Subject: RE: Butterworth Landfill Site

Thank you and likewise, If I am not available just leave a message and I will be in touch shortly.

Tom M. Williams

Associate Regional Counsel

United States Environmental Protection Agency, Region 5

77 West Jackson Blvd. (mail code C-14J)

Chicago, Illinois 60604

PH: 312-886-0814

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From: Ferroli, John [mailto:JFerroli@dykema.com]
Sent: Thursday, February 08, 2018 3:53 PM
To: Williams, Thomas <williams.tom@epa.gov>
Subject: RE: Butterworth Landfill Site

I will try you on one of those days. Have a good weekend.

John

From: Williams, Thomas [mailto:williams.tom@epa.gov]
Sent: Thursday, February 8, 2018 4:47 PM
To: Ferroli, John
Subject: RE: Butterworth Landfill Site

Assuming Congress acts, next week Monday afternoon and Thursday would work. Thanks, Tom

From: Ferroli, John [mailto:JFerroli@dykema.com]
Sent: Thursday, February 08, 2018 3:44 PM
To: Williams, Thomas <williams.tom@epa.gov>
Subject: RE: Butterworth Landfill Site

I am out of the office that day. How about Thursday or Friday?

John

From: Williams, Thomas [mailto:williams.tom@epa.gov]
Sent: Thursday, February 8, 2018 3:27 PM
To: Ferroli, John
Subject: RE: Butterworth Landfill Site

Thanks. There is some uncertainty about our being open tomorrow in view of a winter weather warning (quite apart from any budget uncertainty). Do you have time on Tuesday of next week? Tom

From: Ferroli, John [mailto:JFerroli@dykema.com]
Sent: Thursday, February 08, 2018 11:52 AM
To: Williams, Thomas <williams.tom@epa.gov>

Subject: RE: Butterworth Landfill Site

Tom,

Let's talk. I am around tomorrow afternoon. I understand you've already received the information Dion asked Mark about.

John

From: Williams, Thomas [mailto:williams.tom@epa.gov]
Sent: Wednesday, February 7, 2018 7:22 PM
To: Novak, Dion; Ferroli, John
Cc: Mazor, Phil; Mark A. Westra; Tom Forshee
Subject: RE: Butterworth Landfill Site

John, thanks for your response, below. To ensure we're on the same page, EPA expects to be able to exercise its information-gathering authority at the Butterworth site, in fulfillment of statutory objectives. If the Butterworth Site Group is expressing an expectation that EPA follow standard procedure, as by making a written request over the signature of a delegated agency official, that's fine. If there is a broader objection to EPA exercising that authority, though, I am available and glad to discuss that with you.

Regards,

Tom M. Williams

Associate Regional Counsel

United States Environmental Protection Agency, Region 5

77 West Jackson Blvd. (mail code C-14J)

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From: Novak, Dion
Sent: Wednesday, February 07, 2018 3:28 PM
To: Ferroli, John <JFerroli@dykema.com>; Williams, Thomas <williams.tom@epa.gov>
Cc: Mazor, Phil <pmazor@wm.com>; Mark A. Westra <Mark.Westra@gza.com>; Tom Forshee <tforshee@grand-rapids.mi.us>
Subject: RE: Butterworth Landfill Site

John

I am compiling the MDEQ information and will provide shortly.

Dion

From: Ferroli, John [mailto:JFerroli@dykema.com]
Sent: Wednesday, February 07, 2018 2:54 PM
To: Novak, Dion <novak.dion@epa.gov>; Williams, Thomas <williams.tom@epa.gov>
Cc: Mazor, Phil <pmazor@wm.com>; Mark A. Westra <Mark.Westra@gza.com>; Tom Forshee <tforshee@grand-rapids.mi.us>
Subject: RE: Butterworth Landfill Site

Hi, Dion.

I was not aware until receiving a copy of Mark Westra's January 22 reply (below) that EPA had received information from MDEQ relating to the Group's November 23, 2016 submission regarding the ammonia ACL and that EPA was seeking additional information from Mark, including information regarding a Site Group member's waste streams.

We are happy to schedule a meeting with you. Please propose some dates. In the meantime, please send all information and communications EPA has exchanged with MDEQ since January 1, 2016 regarding the Site. We will submit a FOIA request to that effect.

Please note that neither Mark nor any other environmental consultant for the Butterworth Site Group is authorized by the Group to conduct research or volunteer information regarding Site Group members or their waste streams, so Mark will not be responding to your query. We can discuss that further in the meeting, or earlier if you prefer.

We look forward to meeting with you.

John

DykEMA

John A. Ferroli
Member
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616-776-7542 Direct

333 South Grand Avenue,
Suite 2100
Los Angeles, CA 90071

213-457-1742 Direct

From: Novak, Dion [mailto:novak.dion@epa.gov]
Sent: Wednesday, February 7, 2018 2:51 PM
To: Mark A. Westra

Cc: Alfano, Judith (DEQ); Mazor, Phil; Ferroli, John
Subject: RE: Butterworth Landfill Site

Hi Mark

Can you send me what you came up with for the Wolverine request?

John

Would like to convene a meeting in the next month or so where we discuss the new information from MDEQ with respect to ammonia, how this relates to what you previously submitted to the Agencies, and a path forward for the site.

Would also like to hear whether the group has any updated information from the City with respect to solar development?

I will compile the State info and send to Mark as he requested.

Thanks

Dion

From: Mark A. Westra [mailto:Mark.Westra@gza.com]
Sent: Monday, January 22, 2018 3:29 PM
To: Novak, Dion <novak.dion@epa.gov>
Cc: Alfano, Judith (DEQ) <ALFANOJ@michigan.gov>; Mazor, Phil <pmazor@wm.com>; Ferroli, John <JFerroli@dykema.com>
Subject: RE: Butterworth Landfill Site

Hi Dion, thanks for the update. You can send whatever information to John, Phil, and/or myself. We can circulate among the BSG.

As for meeting request, I would direct that to John. I think he's are "lead" contact with the agencies, obviously, he will let Phil and I know. John, let us know if this is incorrect.

I have some information about Wolverine's waste streams, but I'm not sure how much applies to the Butterworth site. We can discuss what information I have.

Mark A. Westra

Associate Principal

Rose & Westra, a Division of GZA

616-258-7201 (direct)

616-240-9571 (cell)

From: Novak, Dion [mailto:novak.dion@epa.gov]
Sent: Monday, January 22, 2018 3:58 PM
To: Mark A. Westra <Mark.Westra@gza.com>
Cc: Alfano, Judith (DEQ) <ALFANOJ@michigan.gov>
Subject: RE: Butterworth Landfill Site

Hi Mark

Want to get a meeting together in the next month or so to discuss site monitoring

Had asked you to do some research on Wolverine Worldwide and any resultant PFOA sampling

based on this waste stream-was wondering the status of that?

Also, have some recent information from MDEQ where they have rethought the GSI criteria for ammonia and its resultant impact on acute toxicity in the river. They have updated information on DO impacts in the stream and its impact on the ammonia numbers.

What would be the best way for you to get this information to prepare for such a meeting?

Thanks

Dion

From: Novak, Dion
Sent: Thursday, November 09, 2017 3:34 PM
To: 'Mark Westra' <MAWestra@rosewestra.com>
Subject: RE: Butterworth Landfill Site

Hi Mark

Hope all is well

Getting back to BW and was wondering if you could put together a quick table with dates for all sampling events over the last 10 years and a status for the report for the Dec 2016 sampling event? Need to respond to the group's recent request for discontinuance of ammonia monitoring—do not anticipate that I will be permanently suspending the need for this monitoring but have asked for input from MDEQ before I finalize a response.

Thanks for any help!

Dion

From: Mark Westra [mailto:MAWestra@rosewestra.com]
Sent: Friday, November 18, 2016 8:38 AM
To: Novak, Dion <novak.dion@epa.gov>; Williams, Thomas <williams.tom@epa.gov>
Cc: Donohue, Dennis <DDonohue@wnj.com>; Phillip Mazor (pmazor@wm.com) <pmazor@wm.com>
Subject: RE: Butterworth Landfill Site

Hi John, this looks good to me.

Mark A. Westra

Associate Principal

Rose & Westra, a Division of GZA

616-791-7100 (office)

616-240-9571 (cell)

From:
Sent: None
To: 'Novak, Dion' <novak.dion@epa.gov>; 'Williams, Thomas' <williams.tom@epa.gov>
Cc: Donohue, Dennis <DDonohue@wnj.com>; Mark Westra <MAWestra@rosewestra.com>; Phillip Mazor (pmazor@wm.com) <pmazor@wm.com>
Subject: RE: Butterworth Landfill Site

Dion, Tom:

I hope this finds you both well.

The financial assurance objective that the Butterworth Site Group has been tasked with meeting for several years now is to assess itself by January 1 of each year 100% of the total amount of site operation, monitoring and maintenance costs that the Group estimates it will be required to pay in that calendar year. Eight months ago, the Group demonstrated to US EPA that the ammonia ACL should be eliminated and, given that ammonia is the only parameter for which any meaningful exceedance of current ACLs has been detected in site groundwater since 2000, the requirement to monitor groundwater be eliminated. Given the overwhelming evidence that supports the Group's request, the Group fully expects that EPA will be issuing an ESD to that effect, making any further monitoring of groundwater a waste of time and money. The Group intends to conduct groundwater sampling and analysis next month, and it fully expects the results to be consistent with recent years' results, with ammonia being the only parameter exceeded. Therefore, unless EPA directs it to the contrary, the Group does not intend to conduct any groundwater monitoring at the site after the December 2016 event, meaning that no groundwater monitoring will be conducted in 2017 or thereafter. The Group intends to assess itself for 2017 based upon this change in scope.

If you wish to discuss this, we would be happy to set up a conference call. Thank you.

John

From: Ferroli, John
Sent: Friday, March 25, 2016 4:36 PM
To: Novak, Dion; Williams, Thomas
Cc: Donohue, Dennis; Mark Westra; Phillip Mazor (pmazor@wm.com)
Subject: Butterworth Landfill Site

Dion and Tom:

Pursuant to our March 3 phone conference, attached is a copy of correspondence mailed to you today along with the document enclosed with that correspondence comprising four tables discussing ammonia and water quality documents relating to the subject site. The tabbed documents referenced in the tables have been uploaded to thumb drives enclosed with your hard copies of the correspondence.

We look forward to meeting with you about this submission.

John

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