



{In Archive} RE: Clarification of 3/8/06 e-mail
Burke, Annie to: AndreaR Stone

03/10/2006 01:03 PM

History: This message has been forwarded.
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Andrea,

Thanks you for the clarification and the update on the status of comments. I will try to call you this afternoon with another question.

AnnieLaurie Burke, PE
Environmental Compliance Leader
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-----Original Message-----

From: Stone.AndreaR@epamail.epa.gov
[mailto:Stone.AndreaR@epamail.epa.gov]
Sent: Friday, March 10, 2006 12:50 PM
To: Burke, Annie
Cc: Rohrman.Wray@epamail.epa.gov; Chen.Alex@epamail.epa.gov
Subject: Clarification of 3/8/06 e-mail

AnnieLaurie:

I would like to revise something I stated in the e-mail I sent you dated 3/8/06 (see below e-mail and bolded text).

Based on internal discussions and review of the permit, if KNC chooses to pursue the clean closure determination of the former CDU, it needs to submit an addendum to the approved RFI work plan or Phase 2 RFI Work plan to address the investigation, instead of submitting a revised Closure Plan.

Based on the sampling data obtained from the RCRA Facility Investigation, KNC will have the opportunity to preview the sampling data to determine if it wishes to pursue the clean closure determination. If, at that time, KNC chooses to do this, it must submit an addendum to the approved RFI Work Plan or a Phase 2 RFI Work Plan to address the investigation of the former CDU.

As stated previously, a clean closure determination will be a very comprehensive, stringent investigation to ensure there is no pathway of

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contamination from the soils to the groundwater.

We are working towards getting an approvable RFI Work Plan. I will be sending you comments on KNC's revised RFI Work Plan dated August 1, 2005, and I will re-state this information in that correspondence.

Let me know if you have any questions.

Thanks!

Andrea R. Stone
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----- Forwarded by AndreaR Stone/ARTD/R7/USEPA/US on 03/10/2006 10:34 AM

AndreaR
Stone/ARTD/R7/U
SEPA/US

03/08/2006
02:32 PM

"Burke, Annie"
<BURKEA@KOCHIND.COM>

To

cc

Wray Rohrman/ARTD/R7/USEPA/US@EPA,
Alex Chen/CNSL/R7/USEPA/US@EPA

Subject

RE: SOP for decontamination
(Document link: Andrear Stone)

AnnieLaurie:

I am glad the SOP that I sent you was helpful.

With regards to the clean closure issue, KNC certainly has the option of attempting to clean close the regulated unit (former CDU). However, I do not see the benefit in doing so, because KNC will still be subject to requirements in the Part I and Part II of the Permit regardless of clean closure or not.

I will finish the written comments on KNC's submittal dated August 1, 2005. My comments will reflect the discussions we have had with you on the clean closure issue. KNC will respond with a revised RFI Work Plan and responses. That submittal would be the appropriate time to modify KNC's responses on the clean closure issue (Comments 1, 20 & 39), if KNC wishes to. As we have previously discussed, the sampling proposed in the "Field Sampling Plan" and the "Closure Plan for the Inactive Chromium Destruct Unit" is not adequate to demonstrate clean closure.

It is my understanding that KNC withdrew the closure plan from the revised RFI Work Plan dated August 2005. If, at a later date, KNC wishes to pursue the clean closure issue, I believe the best way to handle it would be for KNC to resubmit the Closure Plan, with any revisions, for the regulated unit.

Let me know if you have any questions.

Thanks!

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"Burke, Annie"
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03/07/2006
09:03 AM

To
AndreaR Stone/ARTD/R7/USEPA/US@EPA
cc

Subject
RE: SOP for decontamination

Andrea,

Thank you for the information on the decon issues. It was very helpful.

We have discussed the clean closure issue further internally, and I have attached a proposed revision to our Comment #1 of August 2005 that we hope will clarify our approach. We want to preserve our option to pursue clean closure, as was our understanding at the time of the settlement, if the initial data indicate that further testing might support this approach. I think we can all agree that there are insufficient data available at present to propose the specifics of a closure plan.

If this revision helps to clarify our approach, are there other comments that we should revise for consistency?

AnnieLaurie Burke, PE

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(See attached file: Rev to Comment 1 030306.DOC)