

Roerman, Paul

From: Muenchow, Kurt A -FS <kmuenschow@fs.fed.us>
Sent: Friday, August 08, 2014 11:42 AM
To: Lloyd, Brian A -FS; FLINIAU, HOLLY - OGC
Cc: Roerman, Paul
Subject: FW: R7 Federal Facility Docket Coordinator

I am truly, completely confused!

When I read (& re-read) Mr. Roerman's email (1st one below) the first paragraph says, "We are not planning a PA for either of the National Forest Sites." His email continues in paragraph 2 by stating, "We are planning a PA for the Bessey Site." We've previously sent along the documentation & information that demonstrates how the USFS completed the CERCLA removal for all releases that we are aware of on the NNF.

The lat/long coordinates in EPA's email message accurately-depict the USFS "NNF Site #2" (aka Bessey drum site) location – where we already completed our removal action (& subsequent GW monitoring overseen by NDEQ) decades ago at this physical location.

SO – I am STUMPED!

I am concerned that EPA R7 will (without our involvement, knowledge, or consent) complete a "CERCLA PA" on NFS – then turn around & bill us for it via enforcement action/cost recovery.

Is this something I should try & address through the R8 RRT (with Dave Ostrander, EPA Co-Chair)?

Please let me know how you'd like me to proceed (if at all).

Kurt Muenchow
USFS Rocky Mountain Region/ENG
303-275-5201 (303-324-6297:cell)

From: Roerman, Paul [mailto:Roerman.Paul@epa.gov]
Sent: Thursday, August 07, 2014 7:56 AM
To: Muenchow, Kurt A -FS
Cc: Roerman, Paul; Mitchell, Brian
Subject: RE: R7 Federal Facility Docket Coordinator

Kurt,

Again I am confused by your letter. I agreed with you the National Forest Sites were both NFRAP'd. NFRAP is basically a button in a computer system. EPA Region 7 does not issued "NFRAP Letters" as you are requesting and basically that designation can change at any time based on new information. We are not planning a PA for either of the National Forest Sites. There is no place in the electronic docket to show a site is NFRAP'd, as that is a CERCLIS/SEMS (SEMS is replacing CERCLIS) classification and not a Federal Docket classification so therefore the docket only shows that a site is current.

We are planning a PA for the Bessey Site. That is located at latitude +41.808889 and longitude - 100.319444. We do not have a street address for it.



0000

08/08/14

55

You seem to indicate although you don't say it that Bessey is a duplicate site. However, the two National Forest sites are listed at other locations. If you think these are duplicate sites, you need to show some reports and/or maps that would show this as well as possibly explain why the site has been on the docket for 17 years and USDA hasn't made this claim when it was listed. I am not sure if we can remove it from the docket after so long a time or not, even if this can be shown.

The current PA for Bessey is a fund lead action, meaning that EPA is paying for it.

One of your messages talks about a CD. Can you provide me a copy of that?

Thanks, Paul

Paul W. Roemerman
Site Assessment Manager
Kansas State Coordinator
US EPA Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219
913-551-7694

National Response Center 24/7 Spill Reporting Line 1-800-424-8802 and EPA Emergency Response Duty Officer 24/7 Spill Reporting Line 913-281-0991

From: Muenchow, Kurt A -FS [<mailto:kmuenchow@fs.fed.us>]
Sent: Wednesday, August 06, 2014 3:34 PM
To: Lloyd, Brian A -FS; FLINIAU, HOLLY - OGC
Cc: Treimel, Ellen; Tapia, Cecilia; Roemerman, Paul; Mitchell, Brian; Buchholz, Ken; Davis, Todd H.; Dalal, Pradip; Gunn, Gene
Subject: RE: R7 Federal Facility Docket Coordinator

The buried drums on the Nebraska NF have been removed & disposed (as indicated in the letter & info previously-provided to EPA). EPA already issued NRFAP determinations for these sites, but can't/won't find the info in either the attachment to the letter we sent & their CERCLIS files. EPA appears to be set on a "PA" for the site. As they haven't told us what site/location they are referring to & don't appear to want to review the materials we've already provided, I am unable to proceed.

Clearly, I am unable to communicate clearly with EPA folks on this, as even EPA and Nebraska DNR ALREADY issued NRFAP letters & yet EPA R7 won't correct the FF Docket to update the site status as NRFAP (based on their own determinations), nor will EPA tell us a specific location for any of these docket listings (so that we can ascertain if there is any release). I don't have this problem with our EPA R8 counterparts - perhaps it is because I meet with them face-to-face.

How would you like me to proceed? Here are some options; (1) get Diane/USDA OGC advice on if this can be handled via OGC; (2) go to KC & meet with EPA 7 folks and hand them a copy of each document & go over each document with them to try and arrive at a common understanding; (3) kick this up to Mary and/or the Regional Forester to elevate to the EPA R7 Administrator; or (4) drop the whole thing & ignore the FF docket, since we have provided all the information (repeatedly) to no avail?

Kurt Muenchow
USFS Rocky Mountain Region/ENG
303-275-5201 (303-324-6297:cell)

From: Roemerma n, Paul [<mailto:Roemerma n.Paul@epa.gov>]
Sent: Wednesday, August 06, 2014 7:29 AM
To: Muenchow, Kurt A -FS; Mitchell, Brian; Buchholz, Ken; Davis, Todd H.; Dalal, Pradip; Gunn, Gene; Lloyd, Brian A -FS; FLINIAU, HOLLY - OGC; Tapia, Cecilia
Cc: Roemerma n, Paul; Treimel, Ellen
Subject: FW: R7 Federal Facility Docket Coordinator

Kurt,

I am somewhat confused by some of your statements and questions but will try to answer them the best I can.

The Nebraska National Forest Site #2 is not being listed again on the Master Docket List but is being restored to the electronic Master Docket List. Nothing is changing about that listing. When the electronic list was created, apparently not all the sites were carried over and headquarters has a contractor restoring those sites to the electronic list.

At this time, the Nebraska National Forest Site #1 is still on the docket and again nothing has changed at this time with this site.

The Bessey Nursery site was added to the Master Docket List on 6/27/1997. This is a separate site even though it may be co-located on the Nebraska National Forest #2 Site. This is not unusual for docket sites especially large sites such as National Forests and similar sites that occupy large geographical areas. Basically the only way to address this site being on the Master Docket List is to conduct a preliminary assessment. This site is being handled at EPA by Brian Mitchell who may be reached at 913-551-7633 for site specific questions. I believe he is currently planning to conduct a Preliminary Assessment at the site to address two alleged dump sites.

I am unclear what you are asking for when you say "administrative closure" for the "Nebraska" docket listing but both of the National Forest sites are listed as being NFRAP which is an EPA determination that further assessment work is not planned at this time for these sites. However, any site may be re-opened in the future based on new information or a separate site could be opened based on that information which is what I assume happened in 1997 when the Bessey Site was added. As site manager, Brian Mitchell may be able to provide you that information. However, as I said above, the way to address that site is to conduct the preliminary assessment.

As far as the June 26, 2013 letter to Cecilia Tapia, I have been unable to find a copy of that letter and so cannot determine what was done with it or more importantly, why it wasn't answered but I hope I have addressed all of your concerns up above.

Thanks, Paul

Paul W. Roemerma n
Site Assessment Manager
Kansas State Coordinator
US EPA Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219
913-551-7694

National Response Center 24/7 Spill Reporting Line 1-800-424-8802 and EPA Emergency Response Duty Officer 24/7 Spill Reporting Line 913-281-0991

From: Muenchow, Kurt A -FS [<mailto:kmuenchow@fs.fed.us>]
Sent: Monday, August 04, 2014 3:06 PM
To: Mitchell, Brian; Buchholz, Ken; Davis, Todd H.; Roemerma n, Paul

Cc: Dalal, Pradip; Gunn, Gene; Lloyd, Brian A -FS; FLINIAU, HOLLY - OGC; Tapia, Cecilia

Subject: RE: R7 Federal Facility Docket Coordinator

FYI, Attached is a draft letter that the USFS may choose to send to the EPA WO.

Also attached for reference is information from the USFS that may clarify the ongoing confusion regarding the "Nebraska NF" docket listing(s). The USFS has, for several years, been attempting to obtain administrative closure for the "Nebraska" docket listing, but has not received substantive response from EPA. Please do not continue to blindly, "update" the docket without adequately-addressing these USFS efforts.

In short, we need to consider the significant staff time at both EPA and the USFS that we cannot afford to spend on something that appears to have been taken care of.

Kurt Muenchow

USFS Rocky Mountain Region/ENG

303-275-5201 (303-324-6297:cell)

From: Mitchell, Brian [<mailto:Mitchell.Brian@epa.gov>]

Sent: Monday, August 04, 2014 9:05 AM

To: Buchholz, Ken; Davis, Todd H.; Roemerma, Paul; Muenchow, Kurt A -FS

Cc: Dalal, Pradip; Gunn, Gene

Subject: RE: R7 Federal Facility Docket Coordinator

They had illegal disposal areas that were investigated via removal and as a result the sites were queued up for site assessment activities. The 2 sites were entered into CERCLIS before my time. Ron did not want to have the sites taken off the site assessment track. They do not want to do Pas. I will only take them out of site assessment track if someone above me is willing to tell me to do so.

Brian Mitchell

Nebraska Site Assessment Manager

ERNB/SUPR

EPA Region 7

8600 NE Underground Drive

Pillar 253

Kansas City, Missouri 64161

913-551-7633 work

816-304-4158 cell

From: Buchholz, Ken

Sent: Monday, August 04, 2014 9:40 AM

To: Davis, Todd H.; Roemerma, Paul; Mitchell, Brian

Cc: Dalal, Pradip; Gunn, Gene

Subject: FW: R7 Federal Facility Docket Coordinator

From: Tapia, Cecilia

Sent: Monday, August 04, 2014 8:25 AM

To: Buchholz, Ken; Jackson, Robert W.

Subject: FW: R7 Federal Facility Docket Coordinator

From: Muenchow, Kurt A -FS [<mailto:kmuenchow@fs.fed.us>]
Sent: Friday, August 01, 2014 4:06 PM
To: Tapia, Cecilia
Cc: Paul.Reormerman@epa.gov
Subject: RE: R7 Federal Facility Docket Coordinator

Thanks so much for your prompt reply!

I will follow up with Paul about the following letter that may have gotten lost during EPA R7's re-organizing & office move(s) - in hopes that the upcoming update to the Federal Facility Compliance Docket does not result in unnecessary, additional staffwork in either the US EPA or USFS.

Kurt Muenchow
USFS Rocky Mountain Region/ENG
303-275-5201 (303-324-6297:cell)

From: Tapia, Cecilia [<mailto:Tapia.Cecilia@epa.gov>]
Sent: Friday, August 01, 2014 2:29 PM
To: Muenchow, Kurt A -FS
Cc: Roemerman, Paul; Jackson, Robert W.
Subject: R7 Federal Facility Docket Coordinator

Paul Reormerman is our new Federal Facility docket coordinator. He can be reached at (913)551-7694.

Thanks

Cecilia Tapia
Director, Superfund Division
U.S. Environmental Protection Agency – Region 7
11201 Renner Blvd.
Lenexa, KS 66219
W (913)551-7733 C (913)449-4171
EMAIL: tapia.cecilia@epa.gov

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.