

Claudia Powers

From: Claudia Powers
Sent: Monday, February 04, 2008 10:51 AM
To: Cora.Lori@epamail.epa.gov
Cc: Doug LOUTZENHISER; Todd SLATER
Subject: LSS/EPA Teleconference 2/5/08

Importance: High

Attachments: 2_1_08 Draft (Clean) LSS Response to EPA Proposal_Early Action Dispute.DOC; LSS 2_1_08 Redline of EPA 1_30_08 Proposal.DOC



2_1_08 Draft LSS 2_1_08
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Lori,

Thank you for providing EPA's written proposal to resolve the remaining outstanding issue in dispute concerning the EE/CA work plan under the Arkema non-time-critical removal action. The attached redline and clean versions of EPA's proposal is LSS's response. We are looking forward to completing our discussions on these matters at our 10:30 a.m. (Pacific time) teleconference tomorrow. Claudia

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As set forth in our letter to Sean Sheldrake dated September 28, 2007, based on the current analysis of data available to date, the logical breakpoint in the mass to volume relationship falls in the $\pm 90\%$ range of total DDX. This percentage may fluctuate up or down based on the data collected as part of the data gaps analysis/EE/CA site investigation.

LSS will agree that the EE/CA assessment for removal of contaminated sediment will be limited to the area with a maximum areal/horizontal extent of $\pm 90\%$ of the total DDX within the Removal Action Area (RAA), as measured at surface and detected at depth. Based on current information, the $\pm 90\%$ falls within a 5 to 10 ppm concentration range.

Once further characterization of the area comprising $\pm 90\%$ of the total DDX or higher is bounded, the EE/CA evaluation may further refine the RAA due to other constraints discussed in the workplan to yield the final RAA. Within the final RAA selected in the Action Memo, dredging will take place to the breakpoint of $\pm 90\%$ of the total DDX, as amended or modified by the EE/CA analysis. To the extent there is residual DDX remaining in post-dredging sediment, if necessary, these residual sediments will be addressed with the placement of a thin-layered cap over the dredged area.

As set forth in our letter to Sean Shel Drake dated September 28, 2007, based on the current analysis of data available to date, the logical breakpoint in the mass to volume relationship falls in the +90% range of total DDx. This percentage may fluxuate up or down based on the data collected as part of the data gaps analysis/EE/CA site investigation.

LSS will agree that the EE/CA assessment for removal of contaminated sediment will be limited to the area with a maximum areal/horizontal extent of +90% of the total DDx within the Removal Action Area (RAA), as measured at surface and detected at depth. Based on current information, the +90% falls within a 5 to 10 ppm concentration range.

Once further characterization of the area comprising +90% of the total DDx or higher is bounded, the EE/CA evaluation may further refine the RAA due to other constraints discussed in the workplan to yield the final RAA. Within the final RAA selected in the Action Memo, dredging will take place to the breakpoint of +90% of the total DDx, as amended or modified by the EE/CA analysis. To the extent there is residual DDx remaining in post-dredging sediment, if necessary, these residual sediments will be addressed with the placement of a thin-layered cap over the dredged area.

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