



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

August 18, 2017

Ms. Margaret Guerriero, Acting Director
Superfund Division
U.S. EPA, Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3590

**Tremont City Barrel Fill
Remediation Response
Remedial Response
Clark County
512000582007**

RE: Record of Decision Concurrence
Tremont City Barrel Fill, Tremont City, Clark County, Ohio

Dear Ms. Guerriero:

The Ohio Environmental Protection Agency has reviewed the Record of Decision (ROD) for the Tremont City Barrel Fill Site, located in Tremont City, Clark County, Ohio. Ohio EPA concurs with the selected remedial alternative (Modified Alternative 9a). We have attached letters received by Ohio EPA from People for Safe Water, Ohio House Representative Kyle Koehler, Ohio House Representative Bill Dean, the Greater Springfield Chamber of Commerce, Ohio Senator Bob D. Hackett, the Clark County Combined Health District, the City of Springfield City Commission, the Board of German Township Trustees, and the Board of (Clark) County Commissioners regarding the acceptance of Modified Alternative 9a and requested conditions. Ohio EPA expects that these correspondences provide the requested demonstration of public acceptance of the selected remedy.

We look forward to working with U.S. EPA on the successful design and implementation of the selected remedy. If you have any questions, please contact site coordinator Chuck Mellon at (937) 285-6056, or you may contact me at (614) 902-4232.

Sincerely,

A handwritten signature in black ink, appearing to read "Craig W. Butler", is written over a circular stamp or seal.

Craig W. Butler
Director

Ohio Environmental Protection Agency

ec: Chuck Mellon, Site Coordinator, DERR SWDO
Mike Starkey, Manager, DERR SWDO
Brian Nickel, Supervisor, DERR SWDO
Mark Rickrich, ARCA Section Manager, DERR CO

People for Safe Water

Protect Our Water!

Advocating for the complete cleanup of all hazardous wastes at the Tremont Barrel Fill, Clark County, OH

People for Safe Water Resolution for Tremont City Barrel Fill

WHEREAS, People for Safe Water (PSW) has consistently and diligently worked in conjunction with the USEPA, Ohio EPA, local and state elected officials and the citizens of Clark County toward a full and protective cleanup of the Tremont City Barrel Fill (the Site), and

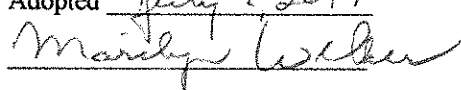
Recognizing the need to move the process forward to remediate the Site,

PSW hereby offers the following:

- 1) Whereas the US EPA Region 5 Project Manager has stated that US EPA will return the Site to the State of Ohio if the Clark County community does not accept the current modified version of Plan 9a, thus exacerbating delay of cleanup of the Site; and
- 2) Having been assured by US EPA Region 5 that the modified Plan 9a includes removal of all liquid wastes regardless of regulatory classification, installation of a second containment liner, leak detection system between liners, leachate collection system, permanent removal of at least 997 barrels containing still bottoms, stabilization of wastes remaining on-site, and perpetual monitoring and testing of the integrity of the waste containment system and surrounding environmental media at the Site; and
- 3) Having been assured by US EPA Region 5 and the Ohio EPA that the Clark County Combined Health District and PSW will have significant and on-going input during the design, remediation, and monitoring of modified Plan 9a including waste testing, containment system design, monitoring well location and design, and other safety related issues including road condition and transportation routes; and
- 4) Understanding that PSW will have access to Technical Assistance Grants to allow PSW to meaningfully participate in the design, implementation, and monitoring of cleanup processes at the Site; and
- 5) Understanding that US EPA believes placement of the Site on the National Priorities List (NPL) will facilitate the expeditious implementation of a protective remedy at the Site and is necessary to ensure implementation of a protective remedy; and
- 6) Understanding that NPL listing enhances US EPA's enforcement options and ensures that state, local, and community concerns are taken into consideration during any decision-making process affecting remediation of the Site;

Let it be resolved that PSW agrees to move forward with the current version of modified Plan 9a.

Given the difficult history of this site and our support for US EPA to have maximum enforcement authority in protecting our local environment including surface waters, ground waters, and public and private water supplies, PSW urges Governor Kasich to concur with US EPA's proposal to list the Site on the National Priorities List.

Adopted July 7, 2017


President, People for Safe Water

KYLE KOEHLER

AGRICULTURE AND RURAL
DEVELOPMENT - VICE CHAIR

EDUCATION AND CAREER READINESS

FEDERALISM AND INTERSTATE
RELATIONS



Ohio General Assembly
House of Representatives

BILL DEAN

ECONOMIC DEVELOPMENT,
COMMERCE, AND LABOR

COMMUNITY AND FAMILY
ADVANCEMENT

INSURANCE

STATE AND LOCAL
GOVERNMENT

July 20, 2017

The Honorable Governor Kasich
Riffe Center, 30th Floor
77 S. High St. Columbus, OH. 43215


Dear Governor Kasich,

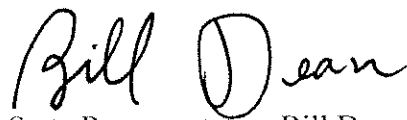
As the representatives of the citizens of the 79th and 74th Ohio House Districts, we write to express our support of the U.S. EPA's Modified 9a remedy to the Tremont City Barrel Fill. This proposed remedy will remove toxic liquid, burial of toxic solid and semi-solids within two liners, as well as the removal of 997 barrels, or more if discovered, of still bottoms currently on site.

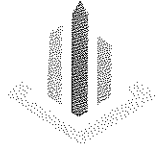
We, as well as our communities, were hoping for more from the U.S. EPA, but we realize our options and time are limited, and are supportive of this remedy at this time. It is important to the safety of our citizens and the longevity of our communities that this hazardous site be remedied with Modified 9a.

Thank you for your consideration and helping our communities move forward to a safer and healthier tomorrow.

Best Regards,


State Representative Kyle Koehler
Ohio House District 79


State Representative Bill Dean
Ohio House District 74



THE CHAMBER

Of Greater Springfield

June 23, 2017

The Honorable Governor Kasich
Riffe Center, 30th Floor
77 South High Street
Columbus, OH 43215-6117

Dear Governor Kasich,

On behalf of The Chamber of Greater Springfield and its more than 800 members, I am writing to express our support of the U.S. EPA's Modified 9a remedy proposed at the Tremont City Barrel Fill. The Modified 9a remedy includes the removal of toxic liquid, burial of toxic solids and semi-solids in a contained space with two liners. It will also include the removal of 997 barrels of still bottoms located at the site.

Although the U.S. EPA's \$28 million plan falls woefully short of their original \$56 million proposal that called for the removal of all hazardous waste from the site, The Chamber feels the community has run out of options on this issue. The federal agency recently told local officials to accept the modified plan by the end of the year or get nothing (See Attachment).

Reluctantly, The Chamber believes the Modified 9a remedy to be acceptable and the best path forward for the long-term viability of our community and region. The proposed plan will finally address this longstanding problem associated with the Tremont City Barrel Fill.

Thank you for your strong consideration in helping us move the U.S. EPA's Modified 9a remedy for the Tremont City Barrel Fill forward.

Sincerely,

Michael J. McDorman
President & CEO
Chamber of Greater Springfield

Enclosure



Bob Hackett
State Senator
10th District

Committees:

Insurance and Financial Institutions – Vice Chair
Agriculture
Health, Human Services and Medicaid
Local Government, Public Safety and Veterans Affairs
Ways and Means
Finance – Health and Medicaid Subcommittee – Chair

Ohio Senate
Senate Building
1 Capitol Square
Columbus, Ohio 43215
(614) 466-3780

July 18, 2017

Governor Kasich
Riffe Center, 30th Floor
77 South High Street
Columbus, OH 43215

Dear Governor Kasich:

I am writing to express my support of the United States Environmental Protection Agency's (USEPA) Modified 9a remedy proposed at the Tremont City Barrel Fill.

The Modified 9a remedy includes the removal of all liquid waste from drums and waste cells. All solid waste (hazardous and non-hazardous) would be placed in the new waste cell on site. This new waste cell would have a hazardous waste cap and an engineered double liner with a leachate collection. In addition, 997 barrels containing highly contaminated hazardous still bottom waste would be removed for off-site disposal.

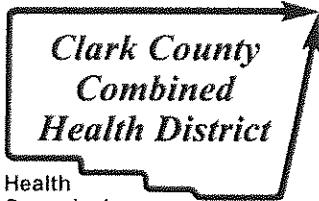
Although the Modified 9a remedy is not the remedy the community originally sought, should the state not accept the Modified 9a remedy, the state could potentially lose all federal funding and support from the USEPA for the removal of all waste from this site. For this reason, I believe the proposed Modified 9a remedy is a remedy that will provide a long term solution and further protect the health of our citizens, community and region. Finally, I would also urge you to support the Tremont City Barrel Fill site being placed on the National Priorities List (NPL) as proposed by the USEPA as well.

Thank you for your prompt consideration and support of the USEPA's proposed Modified 9a remedy for the Tremont Barrel Fill. Should you have any questions or need any additional information, please feel free to contact my office.

Sincerely,

A handwritten signature in cursive script that reads "Bob Hackett".

Bob Hackett, State Senator
10th Senate District



Health Commissioner
Charles A. Patterson, RS, MBA

Clark County Combined Health District
www.ccchd.com
health@ccchd.com

Main Office
529 East Home Road
Springfield, OH 45503
Phone: (937) 390-5600
Fax: (937) 390-5625

Early Childhood
2685 East High Street
Springfield, OH 45505
Phone: (937) 322-2099
Fax: (937) 322-4189

WIC
2685 East High Street
Springfield, OH 45505
Phone: (937) 325-0464
Fax: (937) 325-9548
New Carlisle: (937) 845-2349

July 20, 2017

To Whom It May Concern:

I certify that the Clark County Combined Health District Tremont Barrel Fill resolution (R 66-17) listed on page 2 of this document is the true and accurate resolution passed by the Board of Health at their July 20, 2017 meeting and is reflected in the official minutes as such.

The vote is as follows:

Moved by: Ms. DeWitt
Seconded by: Dr. Crompton

| | | |
|--------------|--------|-----------------|
| Dr. Henry | Yes | |
| Ms. DeWitt | Yes | |
| Dr. Crompton | Yes | |
| Mr. Scarff | Yes | |
| Dr. deGuzman | Absent | |
| Ms. Potina | Yes | |
| Mr. Young | Yes | |
| Ms. Moore | Yes | Motion carried. |

Charles A. Patterson, R.S., MBA
Health Commissioner/Board Secretary

A Resolution agreeing to the remediation of the Tremont City Barrel Fill using the Modified Plan 9a.

WHEREAS, the Tremont City Barrel Fill is a site in German Township, Clark County, Ohio where 1.5 million gallons of hazardous wastes are presumed to be buried; and

WHEREAS, the United States and Ohio Environmental Protection Agencies have jointly worked on a Remedial Investigation and Feasibility Study and a Record of Decision has been in place since September 2011; and

WHEREAS, the Record of Decision is Plan 9a, which, as subsequently modified and enhanced, removes all liquid hazardous waste and some solid hazardous waste including at least 997 drums of still bottoms, reburies some solid hazardous waste on site within a double liner and a RCRA cap over the affected area; and

WHEREAS, the aquifer directly below the buried hazardous wastes is a sole source aquifer and supplies over 100,000 residents with pristine water daily; and

WHEREAS, the USEPA reversed their opinion that Plan 4a (removal of all hazardous wastes) was the preferred plan and subsequently made Plan 9a their preferred remedy after Waste Management's public comments; and

WHEREAS, despite unanimous local community support for Plan 4a, the USEPA issued a Record of Decision adopting a plan known as Plan 9a,

WHEREAS, the Board of Health has been advised that its acquiescence to the implementation of Plan 9a, as modified, is required in order for remediation to proceed at the Barrel Fill site and that failure to do so will cause US EPA Region 5 to discontinue working toward remediation and return the issue back to the State of Ohio: NOW, THEREFORE:

BE IT RESOLVED by the Board of Health of the Clark County Combined Health District:

1. That the Board of Health grudgingly agrees to the implementation of Plan 9a as modified at the Tremont City Barrel Fill site, despite its continuing preference for the complete removal of ALL hazardous wastes.
2. That the Board of Health requests continued participation in the development of plans for the remediation and the implementation of the same to assure that the water supply for our community continues to be protected and preserved.
3. That the Board requests that Ohio Governor John R. Kasich consider agreeing to propose the Tremont City Barrel Fill cleanup for listing on the Superfund list otherwise known as the National Priorities List.
4. That the Clerk of the Board is hereby directed to deliver a certified copy of this Resolution to Ohio Governor John R. Kasich, Ohio EPA Director Craig W. Butler and Acting USEPA Region 5 Administrator Robert A. Kaplan.

ADOPTED this Twentieth day of July, 2017

A RESOLUTION NO. 5978

Amending Resolution No. 5976 acquiescing to the implementation of Modified Plan 9a as a remedy for the hazardous waste at the Tremont City Barrel Fill ("Barrel Fill") and requesting that the site be placed on the National Priorities List; and declaring an emergency.

...oooOOOooo...

Resolution No. 5976 is hereby amended by replacing it with the following:

WHEREAS, the Tremont City Barrel Fill is a site at which containers of hazardous materials including hazardous waste were buried; and

WHEREAS, the United States Environmental Protection Agency ("USEPA") has been investigating the Barrel Fill site since 2000 with regard to its threats to public health and safety; and

WHEREAS, the City of Springfield's wellfield produces water for over 80,000 residents of the City and surrounding areas as well as employees and customers of local businesses and visitors to the community; and

WHEREAS, the wellfield is approximately three miles from the Barrel Fill, raising the level of concern regarding potential groundwater contamination to the wellfield and the aquifer that supplies the wellfield; and

WHEREAS, the USEPA had put forward a possible remedy known as Plan 4a that would have removed all of the hazardous waste from the Barrel Fill site; and

WHEREAS, despite unanimous local community support for Plan 4a, the USEPA issued a Record of Decision adopting a plan known as Plan 9a, which, as subsequently modified and enhanced, removes all liquid hazardous waste and some solid hazardous waste including at least 997 still bottoms, reburies some solid hazardous waste on site within a double liner with monitoring of any leachate that might escape the liner and a cap over the affected area; and

WHEREAS, this City Commission has been advised that opportunities to persuade USEPA to adopt Plan 4a have been exhausted, despite the considerable efforts of People for Safe Water, its predecessor CFWater, the Combined Health District, the Clark County Commission, German Township Trustees, and numerous local citizens; and

WHEREAS, this City Commission has been further advised that its acquiescence and the acquiescence of other community representatives to the

implementation of Plan 9a, as modified, is required in order for remediation to proceed at the Barrel Fill site and that failure to acquiesce may cause an extended delay in the commencement of remediation; and

WHEREAS, it is necessary that this Resolution become effective immediately in order to facilitate commencement of the waste removal at the earliest possible time, which creates an emergency to preserve the public peace, health, safety and property necessitating the immediate effectiveness of this Ordinance; NOW, THEREFORE:

BE IT RESOLVED by the City Commission of The City of Springfield, Ohio, at least four of its members concurring:

Section 1. That this City Commission acquiesces in the implementation of Plan 9a as modified at the Tremont City Barrel Fill site, despite its continuing preference for Plan 4a.

Section 2. That this City Commission calls for continuing vigilance and monitoring of the implementation of the remediation plan to assure that the water supply for our community continues to be protected and preserved.

Section 3. That this City Commission urges that the Tremont City Barrel Fill site be added to the National Priorities List.

Section 4. That this City Commission expresses its profound gratitude and appreciation to People for Safe Water, its predecessor CFWater, Health Commissioner Charles Patterson, the Clark County Combined Health District, and numerous citizens of the community for their tireless advocacy with regard to this issue.

Section 5. That the Clerk of the City Commission is hereby directed to deliver a certified copy of this Resolution to Ohio Governor John R. Kasich, Ohio EPA Director Craig W. Butler and Acting USEPA Region 5 Administrator Robert A. Kaplan.

Section 6. That by reason of the emergency set forth and defined in the preamble hereto, this Resolution shall take effect and be in force immediately.

ADOPTED this 18th day of July, A.D., 2017.

Marven R. Copeland
PRESIDENT OF THE CITY COMMISSION

Corrie D. Chappell
CLERK OF THE CITY COMMISSION

(Published: *Springfield News-Sun*

Monday July 24, 2017)

I do hereby certify that the foregoing Resolution No. *5978* was duly published in the *Springfield News-Sun* on *Monday, July 24*, 2017.

Cornel Chappell
CLERK OF THE CITY COMMISSION

Board of German Township Trustees Resolution for Tremont City Barrel Fill

WHEREAS, The Board of German Township Trustees has consistently and diligently worked in conjunction with Citizens for Safe Water (CF Water), People for Safe Water (PSW), US EPA, OHIO EPA, local and state elected officials, the citizens of German Township and Clark County towards a full and protective cleanup (remove all hazardous waste) of the Tremont City Barrel Fill (the Site), and

Recognizing the need to move the process forward to remediate the Site, The Board of German Township Trustees had an ultimatum from the US EPA to move forward or delay the process for 20 plus years, which could be devastating,

Board of German Township Trustees offers the following:

- 1) Whereas the US EPA Region 5 Project Manager has stated that US EPA will return Site to the State of Ohio if the Clark County community does not accept the current modified version of Plan 9a, thus exacerbating delay of cleanup of the Site; and
- 2) Having been assured by US EPA Region 5 that the modified Plan 9a includes removal of all liquid wastes regardless of regulatory classification, installation of a second containment liner, leak detection system between liners, leachate collection system, permanent removal of a least 997 barrels containing still bottoms, stabilization of wastes remaining on-site, and perpetual monitoring and testing of the integrity of the waste containment system and surrounding environmental media at the Site; and
- 3) Having been assured by the US EPA Region 5 and the Ohio EPA that the Clark County Combined Health District, People for Safe Water and the Board of German Township Trustees will have significant and on-going input during the design, remediation, and monitoring of modified Plan 9a including waste testing, containment system design, monitoring well location and design, and other safety related issues including road condition and transportation routes; and
- 4) Understanding that US EPA believes placement of the Site on the National Priorities List (NPL) will facilitate the expeditious implementation of a protective remedy at the Site and is necessary to ensure implementation of a protective remedy; and
- 5) Understand that NPL listing enhances US EPA's enforcement options and ensures that state, local, and community concerns are taken into consideration during any decision making process affecting remediation of the Site.

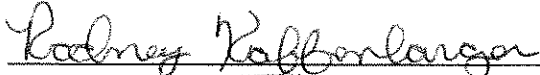
Let it be resolved that The Board of German Township Trustees agrees to move forward with the current version of modified Plan 9a.


Given the difficult history of this site and our support for US EPA to have maximum enforcement authority in protecting our local environment including surface waters, ground waters, and public and private water supplies. The German Township Board of Trustees urges Governor Kasich to concur with US EPA's proposal to list the Site on the National Priorities List.

Adopted 7-19-17 Resolution #07192017A

Board of German Township Trustees

Robert Clark 

Rodney Kaffenbarger 

Charles Metzger 

The Board of County Commissioners, in and for Clark County, Ohio, met this 7th day of June, 2017 in regular session, pursuant to adjournment, in accordance with Section 121.22 O.R.C. (Sunshine Law), with the following members present, viz:

Richard L. Lohnes

Melanie F. Wilt

Lowell R. McGlothlin

Resolution 2017-0404
COMO file

Resolution of Support for the Tremont Barrel Fill

Commissioner Wilt moved to approve the following:

Whereas, the Board of Clark County Commissioners has significant interest in any proposed treatment alternatives for the Tremont Barrel Fill because of the potential negative effects of any release of contaminants to the sole source aquifer that serves over 85,000 Clark County residents on a daily basis; and,

Whereas, on July 26, 2011 the Board adopted a resolution of support (Resolution 2011-0618) to support Remedial Alternative 4a; and,

Whereas, the U.S. EPA has since deemed Alternative 4a unfeasible and mandated approval of modified plan 9a, known as Modified 9a, by the end of the 2017 or the issue will go back to the State of Ohio; and,

Whereas, the U.S. EPA will include permanent removal of approximately 997 barrels containing still bottoms provided the community accepts Modified 9a; and,

Whereas, if Clark County and the Governor of Ohio agree on Modified 9a, the EPA will proceed in one of the following two ways:

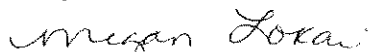
- 1.) Proposing the site to the National Priorities List (NPL) OR
- 2.) Region 5 will negotiate a "consent decree" with the responsible corporations (PRPs) that will implement Modified 9a.

Now, therefore, the Board of County Commissioners, Clark County, Ohio, do hereby support Modified 9a.

Commissioner McGlothlin seconded the motion and the roll being called for its passage, the vote resulted as follows:

Commissioner McGlothlin, Yes; Commissioner Wilt, Yes; Commissioner Lohnes, Yes

I, Megan Lokai, Clerk to the Board of County Commissioners, do hereby certify that the above is a true and correct copy of a motion as recorded in the Journal of the Clark County Commissioners, under the date of June 7, 2017.



Megan Lokai, Clerk

copy: County Auditor, County Administrator, Requesting Department(s)