



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
4601 N Monroe Street • Spokane, WA 99205-1295 • 509-329-3400

September 30, 2020

Jessi Massingale
FLOYD | SNIDER
601 Union Street, Suite 600
Seattle, WA 98101

RE: Pasco Landfill NPL Site – Ecology CAMU-eligibility Determination for Zone A Wastes

Dear Jessi Massingale,

The Department of Ecology (Ecology) has completed its review of the June 2020 draft final Pasco Sanitary Landfill NPL Site Zone A Removal Action Engineering Design Report (EDR) prepared by the Industrial Waste Area Generators – Group III (IWAG). Appendix C of the EDR includes a *Waste Handling, Characterization and Disposal Plan* (Waste Plan). The Waste Plan describes the characterization and profiling for wastes to be excavated and removed from Zone A in accordance with WAC 173-340-400(4)(a). The Waste Plan serves as the application package to support a Corrective Action Management Unit (CAMU)-eligible determination from Ecology to dispose Zone A wastes offsite per WAC 173-303-646910 and 40 CFR 264.555. WAC 173-303-646920 further addresses disposal of CAMU-eligible wastes at permitted dangerous/hazardous waste landfills located outside Washington State.

Ecology may approve disposal of CAMU-eligible waste at offsite permitted hazardous waste landfills without the waste being subject to Land Disposal Restriction Universal Treatment Standards if the following conditions are met:

- (1) the receiving landfill is authorized to accept CAMU-eligible wastes pursuant to 40 CFR 264.555 or pursuant to U.S. Environmental Protection Agency approved state regulations implementing 40 CFR 264.555; and
- (2) WAC 173-303-646910(1)(a), (b), (2), (3), and (6) regulatory requirements are met for applicability and treatment standards, application requirements, public comment requirements, and compliance with federal regulations.

Ecology recently completed a 15-day public notice period (September 8 through September 22, 2020) for the Appendix C Waste Plan. No public comments were received. Completion of this step satisfies the public notice requirements of WAC 173-303-646910(2) and (3).

Having satisfied these above-referenced requirements, Ecology makes the following determination:

- The Waste Plan prepared by the potentially liable persons (PLPs) provides sufficient information about waste handling, characterization and disposal to satisfy the requirements of WAC 173-303-646910(1), enabling Ecology to approve off-site disposal of CAMU-eligible waste.
- Out-of-state disposal facilities in Oregon (Chemical Waste Management, Arlington Oregon) and/or Idaho (U.S. Ecology Inc., Grand View, Idaho) are permitted to accept CAMU-eligible wastes as allowed for under WAC 173-303-646920.

It's our understanding each out-of-state disposal facility will be required to conduct a separate public notice process before CAMU-eligible wastes from an out-of-state generator can be received. This requirement is specified in the operating permits issued by Oregon Department of Environmental Quality (for Chemical Waste Management's Arlington disposal facility) and Idaho Department of Environmental Quality (for U.S. Ecology Inc.'s Grand View disposal facility). After completing this separate public notice process, and resolving any public comments received, the Appendix C Waste Plan will be finalized.

Please contact me at (509) 329-3439 or at chgr461@ecy.wa.gov if you have questions about Ecology's CAMU-eligibility determination.

Sincerely,



Chuck Gruenenfelder, LG, L.Hg.
TCP Cleanup Site Manager

cg:hg

cc: Peter Bannister, Aspect Consulting
Teresa Wilson, Wood Environment & Infrastructure Solutions

cc via email: John Level, AAG
Bill Fees, Ecology
Jeremy Schmidt, Ecology
Kathy Falconer, Ecology
Jerry French, Ecology