

US EPA ARCHIVE DOCUMENT

# CHEROKEE BG I, LLC

Mr. John Nordine  
US EPA Region 5  
77 W. Jackson Blvd.  
Chicago, IL 60604

May 15, 2009

**RE: RCRA CLOSURE AT RPM - CARBOLINE FACILITY  
XENIA, OHIO [EPA ID NO. OHD030963615]**

Dear Mr. Nordine,

We are writing this letter to formally request that the former Carboline Facility located in Xenia, Ohio be removed from the 2020 Corrective Action Universe (2020 CAU). The site was owned by RPM Incorporated until July, 2001 when it was sold to Cherokee BG I. Cherokee BG I subsequently sold the property to Mr. Ken Weaver on December 10, 2004. This letter provides you with information that we believe will help you make that decision.

## BACKGROUND

As you are aware, Region V of the United States Environmental Protection Agency (US EPA) sent a letter to the former owner (Carboline) on April 5, 2007 indicating that the Xenia facility is included in the 2020 CAU. Carboline forwarded that letter to Cherokee BG I, who subsequently contacted the USEPA to obtain a better understanding of the impact of being placed on the 2020 CAU. We learned at that time that the primary reason for being placed on the 2020 CAU is that the facility operated under interim status following the submittal of a Part A Permit Application in 1980. Although the company withdrew the Part A Application in 1982, they apparently did not close one of the two permitted units in accordance with RCRA.

Following its contact with the US EPA, Cherokee BG I also received a letter from US EPA (dated July 17, 2007) requesting information that would address the recommendations for further action in a 1992 Preliminary Assessment/Visual Site Inspection (PA/VSI). The PA/VSI was part of US EPA Region V's Environmental Priorities Initiative, which was created "to identify and address RCRA facilities that have a high priority for corrective action under applicable RCRA and CERCLA authorities." The PA/VSI was the "first step in prioritizing facilities for corrective action" and contained recommendations for further investigation of the following areas:

SWMU 2: Hazardous Waste Storage Area  
SWMU 3: D-Waste Storage Tank  
SWMU 6: Back Pad  
AOC 1: Solvent Blending Tank Area

Our response to those recommendations is provided below for each unit discussed in the PA/VSI.

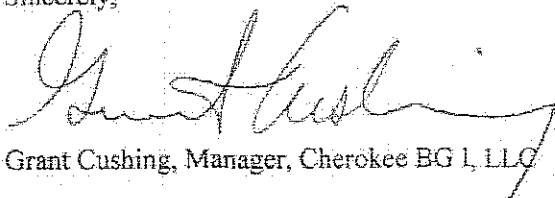
## RESPONSE TO PA/VSI RECOMMENDATIONS

Based on our review of the documents associated with this site, we have developed a response to the conditions noted in the PA/VSI for each area listed above. Our response is also informed by the attached report prepared by Hull and Associates (dated April 27, 2009), which documents their findings obtained through site visits (during January and April 2009) and document reviews.

- SWMU 2 Hazardous Waste Storage Area: Based on the results of the Hull and Associates report/visit and the final CRO inspection, we believe no further investigation of this area is required and this SWMU should be considered closed.
- SWMU 3 D-Waste Storage Tank: Based on the results of the Hull and Associates report/visit and the final CRO inspection, we believe no further investigation of this area is required and this SWMU should be considered closed.
- SWMU 6 Back Pad: Based on the results of the Hull and Associates report/visit and the CRO inspection, we believe no further investigation of this area is required and this SWMU should be considered closed.
- AOC 1 Solvent Blending Tank Area: Based on the results of the Hull and Associates report/visit, the CRO inspection, and the Bowser Morner report, we believe no further investigation of this area is required and this AOC should be considered closed.

We feel strongly that the remaining SWMUs and AOC at the facility have been closed and we respectfully request that the former Carboline Facility in Xenia, Ohio be removed from the 2020 CAU. Upon making your determination, we would appreciate a letter from your office indicating that the site has been removed.

Sincerely,



Grant Cushing, Manager, Cherokee BG 1, LLC

cc: Ken Weaver

Attachment (Hull & Associates Report – 65 pages)