

US EPA ARCHIVE DOCUMENT

**Responsiveness Summary: CERCLA Section 122(h) Agreement  
Carter Carburetor Superfund Site, St. Louis, Missouri**

Section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. § 9622(i), requires EPA to publish in the Federal Register notice of proposed administrative settlements entered under Section 122(h) of CERCLA, 42 U.S.C. § 9622(h), and, a 30-day period beginning on the date of publication, to provide an opportunity for persons who are not parties to the proposed settlement to file written comments relating to the proposed settlement. Section 122(i) further requires EPA to consider any comments filed during the 30-day period and permits EPA to withdraw or withhold consent to the proposed settlement if such comments disclose facts or considerations which indicate the proposed settlement is inappropriate, improper, or inadequate.

In accordance with Section 122(i) of CERCLA, EPA published notice of a proposed administrative settlement with Carter Building, Inc., EPA Docket No. CERCLA-07-2013-0009, concerning the Carter Carburetor Site located in St. Louis, Missouri in the Federal Register on August 8, 2013 [78 Fed. Reg. 48434, 48435 (2013)], requesting comments on the compromise of EPA's costs relating to the Site.

**Summary of Comments**

Comments were submitted by ACF Industries (ACF) regarding clarifications of certain provisions in the proposed settlement, but did not concern the compromise of EPA's costs. The issues raised by ACF's comments will be addressed separately to extent practicable during the implementation of the Orders.

**Conclusion**

The comments received on this proposed settlement did not disclose to EPA facts or considerations that show that the proposed settlement is inappropriate, improper or inadequate. The proposed settlement is, therefore, final and effective upon the date of the signature of this written notice that the public comment period has closed and that the comment received does not require modification of or withdrawal from the proposed settlement.

9/19/13  
Date

  
Cecilia Tapia  
Director  
Superfund Division