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December 27, 2010

Mr. Valmichael Leos  
U.S. Environmental Protection Agency, Region 6  
1445 Ross Avenue, Suite 1200  
Dallas, Texas 75202-2733

Re: San Jacinto River Waste Pits Superfund Site  
TCRA Weekly Progress Report No. 007 for December 20-24, 2010;  
U.S. EPA Region 6, CERCLA Docket No. 06-12-10

Project Number: 090557-01

Dear Mr. Leos:

Attached please find TCRA Weekly Progress Report No. 007 for December 20-24, 2010. This report was prepared on behalf of the International Paper Company and McGinnes Industrial Maintenance Corporation for the San Jacinto River Waste Pits Superfund Site in Channelview, Texas. Should you have any questions, please contact me at (228) 818-9626 or email me at [dkeith@anchorqea.com](mailto:dkeith@anchorqea.com).

Sincerely,

John Laplante for David C. Keith  
Project Coordinator

cc: Phil Slowiak, International Paper  
Andrew Shafer, MIMC  
Jennifer Sampson, Integral Corp.

Attachments

**TCRA Weekly Progress Report No. 007**  
**Submitted December 27, 2010**  
**San Jacinto River Waste Pits Superfund Site**  
**USEPA Region 6, CERCLA Docket No. 06-12-10**  
**Channelview, Texas**

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This weekly progress report is submitted pursuant to the Administrative Settlement Agreement and Order on Consent for Removal Action: CERCLA Docket No. 06-12-10, Channelview, Texas, which became effective on May 11, 2010. The Respondents are International Paper Company (IP) and McGinnes Industrial Maintenance Corporation (MIMC).

**A. Summary of Work Performed – Dates: December 20 – 24, 2010**

The Respondents, Anchor QEA, Integral Consulting, and USA Environment, completed work on the following tasks:

- Submitted TCRA Weekly Progress Report No. 006 on December 20, 2010.
- Completed clearing vegetation from atop the central berm.
- Completed the buoy installation around the perimeter of the eastern cell.
- Installed 24-foot gates at the Big Star property.
- Drilled fence post holes on the south side of I-10.
- Continued with the installation of Phase II fencing.
- Developed agreements for offsite stockpiling of aggregates to permit orders to be placed for material, pending entry into an agreement for the use of a laydown/storage area.
- A TxDOT contractor completed repairs to the power cable to TxDOT's camera that overlooks I-10, thus permitting Phase II fencing installation to continue in that area.
- Took delivery of Warning and No Trespassing signs for the Phase I and Phase II fencing.
- Continued with best efforts to obtain access from TxDOT to construct a road, with best efforts to obtain access from Big Star to use a portion of the Big Star property as a laydown/storage area, and with identification and evaluation of potential alternatives.

**B. Summary of Agency Communications**

The written communications between the Respondents and USEPA, including and subsequent to the issuance of the Final Removal Action Work Plan, are summarized in the attached Table 1.

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**C. Summary of Sampling Results**

- None for this report

**D. Problems, Delays, and Solutions**

Access to construct a road on the TxDOT right of way and to build an equipment laydown and material storage area on the Big Star property or alternate property has not yet been obtained. The Respondents will continue to use their best efforts to obtain access.

To address the damaged camera power cable, TxDOT hired a company (Traf-Tex) to repair the power cable to TxDOT's camera that overlooks I-10. Repairs were completed this week.

**E. Projected Work for the Next 2 Weeks – Dates: December 27 – January 7, 2010**

The Respondents, Anchor QEA, Integral Consulting, and USA Environment, expect to complete the following tasks in the next 2 weeks:

- Complete the fence installation on the north side of I-10.
- Complete the fence installation on the south side of I-10.
- Visit Marble Falls quarry in Marble Falls, Texas to observe and sample aggregate that is planned to be used for the TCRA work.
- Fabricate sign posts and frames.
- Prepare offsite stockpile areas to receive aggregate.
- Continue best efforts to obtain access from TxDOT to construct a road on TxDOT's right of way.
- Continue best efforts to obtain access from Big Star or an alternate location to use as a laydown/storage area.
- Continue to develop contractor work plans as referenced in Section 4.4 of the approved TCRA Removal Action Work Plan.
- Prepare and submit purchase orders for aggregates and engage in other activities related to the TCRA work, provided that access from TxDOT and Big Star or an alternate property has been or is expected to be obtained.

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- Commence site preparation work related to the laydown/storage area on the Big Star or alternate property and mobilize a trailer to be located on a portion of the laydown/storage area, provided that access from Big Star or alternate property has been obtained.

**F. Schedule**

The current project construction schedule is provided in the attached Figure 1.

Prepared by:

John Laplante /for/

David C. Keith  
Project Coordinator

**Table 1**  
**Summary of Agency TCRA Communication**  
**San Jacinto River Waste Pits Superfund Site**

<b>Respondents Submittal Date</b>	<b>Respondents Communication Summary</b>	<b>Response from EPA Date</b>	<b>EPA Communication Summary</b>	<b>Notes</b>
11/1/2010	Draft Final Removal Action Work Plan (RAWP) for Time Critical Removal Action	11/8/2010	TCRA Work Plan Approval with Modifications	
11/1/2010	Report on Respondents' best efforts to obtain access			
		11/2/2010	Letter from B. Nann regarding access	
11/9/2010	Memorandum - Review of Geomembrane Comments			
		11/9/2010	Email from B. Nann to Axe/Inglin requesting conference call on November 15, 2010 regarding TCRA access issues	
11/11/2010	Draft Pre-construction Meeting Agenda			
11/11/2010	Final Removal Action Work Plan (RAWP) for Time Critical Removal Action			
11/12/2010	Letter to EPA regarding access			
11/15/2010	Conference call with EPA B. Nann regarding access			Conference call to discuss the technical memorandum about water access versus land access to the TCRA Site. B. Nann stated that RAWP approval occurred 11/8/2010
11/15/2010	TCRA Weekly Progress Report 001 email from J. Laplante to V. Leos and five hard copies			
11/16/2010	Marine Access memo email from D. Keith to USEPA C. Sanchez			Email to USEPA technical team regarding issues related to water-only access to the TCRA site
		11/16/2010	Email from B. Nann to Respondents regarding meeting with Sam Coleman regarding access by water	
11/17/2010	Teleconference between D. Keith and C. Sanchez and V. Leos to discuss the 11/18 technical meeting at USEPA regarding site access			
		11/17/2010	Email from B. Nann to Respondents and TxDOT regarding meeting in Dallas on access issues	
11/17/2010	Email from IP counsel to B. Nann transmitting draft TxDOT license agreement			
11/17/2010	Emails from IP and MIMC counsel to B. Nann regarding meeting with Sam Coleman regarding access			Meeting with Sam Coleman, USEPA Superfund Division Director, to discuss access issues. Meeting took place 11/18/2010.
11/18/2010	Submittal of financial assurance by MIMC to cover revised TCRA cost estimate			
11/22/2010	TCRA Weekly Progress Report 002 email from J. Laplante to V. Leos and 5 hard copies			
11/22/2010	Financial assurance submission by IP with respect to the revised TCRA financial assurance amount			
11/23/2010	Submitted Notice of Start of Construction letter to USEPA			
11/23/2010	Prepared and submitted Request for State Historic Preservation Officer Consultation Form and supplemental information to Mark Wolfe, State Historic Preservation Officer			
11/29/2010	TCRA Weekly Progress Report 003 email from W. Mears to V. Leos and 5 hard copies			

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<b>Respondents Submittal Date</b>	<b>Respondents Communication Summary</b>	<b>Response from EPA Date</b>	<b>EPA Communication Summary</b>	<b>Notes</b>
11/30/2010	Submitted Request for Section 401 of the CWA Consultation Review to S. Reilly of TCEQ, with copy to V. Leos			
11/30/2010	Preliminary (unvalidated) Big Star property chemistry data submitted to V. Leos by D. Keith via email			
11/30/2010			Email from V. Leos of USEPA regarding status of preliminary data from Big Star soil sampling	
11/30/2010			Email from B. Nann of USEPA to Respondents' counsel regarding the status of the Big Star sampling results	
11/30/2010	Submitted proposed road license agreement with TxDOT, signed by Respondents' counsel, to B. Nann of USEPA			
11/30/2010	Submitted letter to EPA describing Respondents' "best efforts" to obtain access from Big Star and TxDOT and requesting an extension of time to obtain access	12/3/2010		
12/1/2010	Email from MIMC's counsel on behalf of Respondents to B.Nann urging USEPA's quick turnaround on analysis of Big Star soil sample results			
12/1/2010	Email to V.Leos from Project Coordinator updating Big Star soil sampling data			
12/2/2010			Email from B.Nann to Respondents' counsel regarding status of USEPA's analysis of Big Star's sample results and scheduling of conference call to discuss access issues	
12/2/2010	Email from IP Counsel on behalf of Respondents' to B.Nann and S.Coleman regarding obstacles to obtaining access from Big Star and TxDOT	12/3/2010		
12/3/2010			Email from B.Nann to Respondents' counsel and S.Coleman responding to Respondents' December 2, 2010 email regarding obstacles to obtaining access	
12/3/2010	Email from IP counsel on behalf of Respondents' to B. Nann and S. Coleman responding to EPA's December 3, 2010 email regarding access issues			
12/3/2010			Letter from USEPA responding to Respondents' November 30, 2010 letter regarding best efforts, denying extension of time to obtain access	
12/6/2010	TCRA Weekly Progress Report 004 email from J. Laplante to V. Leos and five hard copies			
		12/6/2010	Email from B. Nann to Respondents' counsel regarding TxDOT and Big Star access issues and status of Big Star as PRP	
12/6/2010	Email from IP counsel to B. Nann of behalf of Respondents' regarding van der Horst Site access agreement	12/6/2010	Email from B. Nann to Respondents' counsel regarding van der Horst access agreement	

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12/6/2010	Email from IP counsel to USEPA counsel handling van der Horst site regarding access agreement			
12/6/2010	Email from B. Nann to Respondents' counsel regarding scheduling of conference call on access issues			Conference call between Respondents' counsel and USEPA regarding TxDOT access takes place on December 7, 2010
12/6/2010	Email from IP counsel on behalf of Respondents' to B. Nann regarding proposed Big Star lease terms			
12/6/2010	Email from IP counsel on behalf of Respondents' to B. Nann regarding signed access agreement with Big Star for installation of Phase II fencing			
		12/7/2010	Email from B. Nann stating USEPA's approval of Big Star property as a laydown area	
12/7/2010	Email to B. Nann from MIMC counsel on behalf of Respondents' regarding scheduling of conference call with USEPA and Big Star regarding lease			
		12/7/2010	Email from B. Nann to Respondents' counsel regarding her call to Big Star attorney	
		12/7/2010	Email from B. Nann regarding status of proposed TxDOT access agreement language	
12/7/2010	Emails to B. Nann from IP counsel on behalf of Respondents' regarding proposed TxDOT license agreement			
12/7/2010	Email from IP counsel on behalf of Respondents' to B. Nann regarding status of her conversation with Big Star counsel			
		12/8/2010	Email from B. Nann to Respondents' counsel regarding TxDOT and Big Star access status	
12/8/2010	Email to B. Nann from IP counsel on behalf of Respondents' regarding TxDOT and Big Star access issues			
12/8/2010	Email to Big Star counsel and B. Nann from IP counsel on behalf of Respondents' regarding status of lease			
		12/8/2010	Email from USEPA counsel for van der Horst site regarding site access agreement with TxDOT	
12/8/2010	Email from IP counsel to USEPA counsel for van der Horst site regarding access agreement with TxDOT			
12/9/2010	Email from A. Shafer (MIMC) to V. Leos and S. Tzhone requesting guidance regarding sign size			
12/9/2010			Email from USEPA V. Leos with a copy of USEPA Pollution Report (POLREP) for the TCRA	
12/10/2010	Email to B. Nann from MIMC counsel on behalf of Respondents' regarding status of TxDOT and Big Star access issues			
12/10/2010	Email to B. Nann from IP counsel on behalf of Respondents' asking if B. Nann would schedule a conference call between Big Star, USEPA, and Respondents' counsel			
12/10/2010	Email to B. Nann from MIMC counsel on behalf of Respondents regarding Big Star Status as a PRP			

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12/13/2010	TCRA Weekly Progress Report 005 email from J. Laplante to V. Leos and five hard copies			
12/13/2010	Email to B. Nann from IP counsel on behalf of Respondents regarding status of Big Star and TxDOT access issues			
12/15/2010	Email to B. Nann from MIMC counsel on behalf of Respondents regarding Big Star's position on lease	12/16/2010	Email from B. Nann regarding Big Star's demand for a release of all claims	
12/17/2010	Email to B. Nann from IP counsel on behalf of Respondents regarding Big Star's position on access and requesting EPA's assistance			
12/17/2010	Email to B. Nann from IP counsel on behalf of Respondents asking for conference call to discuss Big Star's demand for a release as a condition of access			
12/20/2010	TCRA Weekly Progress Report 006 email from J. Laplante to V. Leos and five hard copies			
12/21/2010	Email to B. Nann from IP counsel on behalf of Respondents regarding latest demand for full release from Big Star counsel and requesting opportunity to discuss same			



**-DRAFT FINAL SCHEDULE-  
SAN JACINTO RIVER WASTE PITS SUPERFUND SITE**

