



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

APR 28 2015

Mr. Keith Bentley
Georgia Environmental Protection Division
Department of Natural Resources
205 Butler Street
Suite 1154 – East Tower
Atlanta, Georgia 30334

**SUBJECT: Request for Identification of State ARARs
Statesboro Highway Creosote Site
Sylvania, Screven County, Georgia
CERCLIS ID: GAN000410813**

Dear Mr. Bentley:

The U.S. Environmental Protection Agency will be performing a removal action at the Statesboro Highway Creosote Site (the Site) in Sylvania, Screven County, Georgia. In performing this action, the EPA will attempt to comply to the extent practicable with all Applicable or Relevant and Appropriate Requirements (ARARs) of State environmental and facility siting laws. This letter is a request to the State of Georgia for notification to the EPA On-Scene Coordinator (OSC) of any State statutes or regulations that the State believes are potential ARARs for the removal action. This letter contains information on the Site conditions and proposed actions to assist you in identifying ARARs.

The EPA requests that a State official notify the EPA of any potential State ARARs. The types of ARARs which will be considered fall into the following three categories: chemical-, location-, and action-specific requirements. Chemical-specific requirements are health-, technology-, or risk-based numeric values that establish the acceptable amount or concentration of a chemical that may be found in, or discharged to, the environment. Location-specific requirements are restrictions placed on the concentration of hazardous substances or the conduct of activities solely because they occur in special locations. For example, the requirement that hazardous waste storage facilities located within the 100-year flood plain must be designed, constructed, operated and maintained to avoid washout is considered a location-specific requirement. Action-specific requirements are technology- or activity-based requirements or limitations on actions taken with respect to hazardous substances.

The Site is located at 6476 Statesboro Highway, Sylvania, Screven County, Georgia. The Site is a former family-owned wood preserving facility that started operations sometime in the 1940s and continued into the early 1960s. The facility consisted of a weighing area, a vat with wood preserving chemicals that served as the processing area and the drying and staging area accessible to vehicles. The Site is situated in a rural area, and it can be accessed either by Scarboro Highway (south) or Statesboro Highway (east). The closest water body is Simmons Branch half mile east which then flows to the Ogeechee River which is located two miles south of the Site. The distance to the nearest residence, other than the current owner, is less than 300 feet away.

The removal action will meet the following objectives: 1) Provide security measures to prohibit access to the Site by unauthorized personnel; 2) Remove and properly dispose of the contents of the creosote treatment vessel; 3) Demolition of unsafe structures; 4) Remove and properly dispose of contaminated debris; 5) Remove containerized hazardous waste and hazardous substances that may be identified; 6) Excavate and properly dispose of contaminated soil; 7) Abandon the well adjacent to the creosote treatment vessel; and 8) Restore the Site.

References or citations to the statutes or regulations, or copies of pertinent provisions of State requirements, will greatly facilitate our ability to evaluate these requirements as ARARs for the Site. The EPA will examine these requirements and determine whether they are applicable or relevant and appropriate to the Site. Pursuant to 40 CFR 300.415(j), fund-financed removal actions shall, to the extent practicable considering the exigencies of the situation, attain ARARs under federal environmental or state environmental or facility siting laws. It is important to clarify, however, that some requirements identified by the State may be determined not to be ARARs, may be determined to be impracticable to meet or may qualify for a waiver.

Please call me at (404) 562-8747 (office) or (404) 229-9516 (cell), if additional information on the Site is needed for the purpose of completing the ARARs review. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Karen Buerki". The signature is fluid and cursive, with the first name "Karen" and last name "Buerki" clearly distinguishable.

Karen Buerki
On-Scene Coordinator
Emergency Response, Removal and Prevention Branch