



March 13, 2019
Joyce Ackerman, OSC
EPA Region 8
1595 Wynkoop Street
Denver, CO 80202

Via e-mail to: Ackerman.Joyce@epa.gov

RE: Time Critical Removal Action – La Junta Asbestos Site, Otero County Colorado

Dear Ms. Ackerman,

As noted in our previous correspondence regarding the La Junta Asbestos Site, CDPHE and EPA Region 8 have worked to identify appropriate applicable or relevant and appropriate requirements (ARARs) for this proposed CERCLA removal action. As a result of this collaboration, a list of final ARARs has been developed and incorporated into the Action Memo for the La Junta Asbestos Site Time Critical Removal Action. We appreciate the opportunity to work with EPA on the ARARs list and the chance to review the Action Memo.

CDPHE recognizes that during implementation of CERCLA removal actions, EPA and its response action contractors are not required to obtain federal, state, or local permits for on-site actions, but rather with some exceptions must comply with the substantive but not administrative requirements of ARARs.

In light of the on-going collaboration between EPA and CDPHE on this project, CDPHE agrees that EPA has afforded the state the opportunity for meaningful involvement as required by the National Contingency Plan (NCP). Furthermore, the agencies have followed the removal process coordination improvement guidelines that were jointly developed by EPA and CDPHE in April 2018. Therefore APCD and HMWMD encourage EPA to implement the La Junta Asbestos Site removal action in accordance with the October 2018 Action Memo.

Sincerely,

Douglas C. Jamison
Superfund/Brownfields Unit Leader
Hazardous Materials and Waste Management Division

cc: David Kreutzer, Colorado AGO

