

U.S. ENVIRONMENTAL PROTECTION AGENCY  
POLLUTION/SITUATION REPORT  
P & W Waste Oil Site - Removal Polrep



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Region IV

**Subject:** POLREP #3  
Start of Removal Activities  
P & W Waste Oil Site  
B4Y3  
Leland, NC  
Latitude: 34.2710740 Longitude: -78.0041630

**To:**  
**From:** Brian Englert, OSC  
**Date:** 11/26/2013  
**Reporting Period:** 09/26/2013 to 11/26/2013

1. Introduction

1.1 Background

<b>Site Number:</b>	B4Y3	<b>Contract Number:</b>	EP-SF-07-04
<b>D.O. Number:</b>		<b>Action Memo Date:</b>	8/27/2013
<b>Response Authority:</b>	CERCLA	<b>Response Type:</b>	Time-Critical
<b>Response Lead:</b>	EPA	<b>Incident Category:</b>	Removal Action
<b>NPL Status:</b>	Non NPL	<b>Operable Unit:</b>	
<b>Mobilization Date:</b>	11/4/2013	<b>Start Date:</b>	11/5/2013
<b>Demob Date:</b>		<b>Completion Date:</b>	
<b>CERCLIS ID:</b>	NCD986215242	<b>RCRIS ID:</b>	
<b>ERNS No.:</b>		<b>State Notification:</b>	
<b>FPN#:</b>		<b>Reimbursable Account #:</b>	

1.1.1 Incident Category

Time Critical Removal Action

1.1.2 Site Description

The P & W Waste Oil Site (the Site) is a former waste oil recycling facility located in Navassa NC. P&W Waste Oil (the business) began operation in 1993 and continued operation until March 2012 when the facility owner ceased operations. From April 2012 to March 2013, several tanks on the Site were leased to another waste oil recycling business.

While the facility was in operation, waste oil, waste oil containing antifreeze and oily water were transported to the facility and pumped into aboveground storage tanks (ASTs). After on-site treatment, the waste oil was sold to third parties for energy production. The facility owner has ceased operations, abandoning approximately thirty ASTs of used oil, sludges and oily water contaminated with polychlorinated biphenyl PCBs.

In 2009, the EPA and North Carolina's Department of Environment and Natural Resources (NCDENR) responded to a waste oil spill at the Site. The owner of P&W Waste Oil contained the spill and excavated several inches of surface soil. This waste oil spill was estimated to be less than 20,000 gallons.

In June 2013, another release occurred at the Site when the contents of a full open top tank were being transferred to another AST. This spill was estimated to be less than 20,000 gallons of waste oil and oily water and was confined in secondary containment. The Potentially Responsible Parties (PRP) cleaned up the spill.

1.1.2.1 Location

The Site is located at 10518 Royster Road, Leland, Brunswick County, NC 28451 which is in Navassa city limits. The latitude and longitude of the Site are 34.271074 and -78.004163 respectively. P&W Waste Oil (the business) is bordered by a residential property immediately to the north on which several ASTs belonging to P&W Waste Oil (the business) are stored. This adjacent property is part of the Site.

The Site is bordered by an open field immediately to the north, a waste water treatment plant immediately to the west, a distillery and waste oil facility to the south and an a federally recognized wetland and Cape Fear River immediately to the east. The federally recognized wetland is 130 feet due east of the Site. The

Cape Fear River is located approximately 450 feet due east and slightly down gradient of the Site.

#### 1.1.2.2 Description of Threat

The threat of release of a hazardous substance at the Site poses a threat to public health and the environment pursuant to Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) that meets the National Oil and Hazardous Substances Pollution Contingency Plan (NCP) section 300.415(b)(2) criteria for removal actions. The Site is an inactive waste oil facility with large amounts of polychlorinated biphenyls (PCBs) contaminated waste oil stored in deteriorating tanks in close proximity to navigable water. The Site is currently nonoperational.

#### 1.1.3 Preliminary Removal Assessment/Removal Site Inspection Results

Phase II sampling activities conducted in August 2008, by a prospective purchaser of the Site, revealed PCB contamination in the soil at the Site. Additionally, in 2009 the owner of the Site came under criminal indictment for alleged unlawful transportation, storage and disposal of used oil contaminated with PCBs in violation of the Toxic Substances Control Act (TSCA). In March 2012 the PRP ceased operations at the Site.

The U.S. Environmental Protection Agency's Resource Conservation and Recovery Act (RCRA) Program referred the Site to Superfund's Emergency Response and Removal Branch (ERRB) for consideration of a time-critical removal action in November 2012 because the owner of the Site came under criminal indictment for alleged unlawful transportation, storage and disposal of used oil contaminated with PCBs in violation of the Toxic Substances Control Act (TSCA).

On February 12 and 13, 2013, EPA OSCs Terry Stilman and Brian Englert and Superfund Technical Assessment and Response Team (START) contractors arrived on-site to evaluate the Site conditions and to collect waste oil samples and surface soil samples for a Removal Site Evaluation (RSE) under CERCLA authority. Upon arrival, visual assessment confirmed that there were a number of tanks in deteriorating condition and without secondary containment. Waste oil samples were collected from 15 above ground storage tanks (ASTs) and one consolidation pit located on the Site. Eight of the tanks sampled contained Aroclor-1260 and seven of the tanks were non-detect.

This prompted OSC's Terry Stilman, Kenneth Rhame and Brian Englert to coordinate and oversee a separate RSE under CWA authority to further assess the amount of used oil not containing hazardous substances. Additional sampling was conducted at the Site on July 11-12th 2013 to determine if the waste oil not contaminated with PCBs would meet the specifications for used oil at 40 Code of Federal Regulations (CFR) Part 279.11 and could be recycled. This sampling indicated that additional volumes of oil, oily water and sludge at the Site either contained PCBs or did not meet the specifications for used oil because it contained cadmium, chromium or lead above the specifications in 40 C.F.R. Part 279.11.

## 2. Current Activities

### 2.1 Operations Section

#### 2.1.1 Narrative

During the week of 11/04/2013 EPA OSC's Englert and Rhame and Emergency Rapid Response Contractor (ERRS) mobilized personnel and equipment to the Site in preparation of removal activities. The Site was staged for removal activities and waste profile samples were collected. Several ERRS contractors were demobilized from the Site to reduce costs during the week of 11/04/2013. The OSC and one ERRS contractor remained onsite to further stage the Site for removal activities and receive equipment. ERRS contractors mobilized back to the Site upon approval of waste profile samples. Through the week of 11/25/2013 ERRS contractors loaded trucks with waste oil containing  $\geq 50$  ppm PCBs for disposal by incineration. Where necessary additional profile samples were pulled and sent for analysis. EPA and ERRS contractors demobilized from the Site on 11/27/13 and will mobilize back to the Site on 12/02/13 to continue removal operations on 12/03/13.

#### 2.1.2 Response Actions to Date

EPA and ERRS Contractors performed the following tasks during this reporting period:

Mobilized personnel and equipment to the Site in preparation of removal activities

Staged the Site for removal activities

Collected waste profile samples

Began transportation and disposal of waste oil containing  $>50$  ppm PCBs and oily water  $<50$  ppm PCBs

#### 2.1.3 Enforcement Activities, Identity of Potentially Responsible Parties (PRPs)

Enforcement activities continue with the identification and Noticing of PRPs.

#### 2.1.4 Progress Metrics

<i>Waste Stream</i>	<i>Medium</i>	<i>Quantity</i>	<i>Manifest #</i>	<i>Treatment</i>	<i>Disposal</i>
$\geq 50$ ppm PCB	Oil	60,000 Gal			Incineration
non-HAZ	Oily Water	30,000 Gal			Treatment

## **2.2 Planning Section**

### **2.2.1 Anticipated Activities**

#### **Anticipated Activities**

The following response actions are anticipated during the next reporting period:

Secured the Site and demobilized personnel from the Site on 11/26/2013

EPA and ERRS Contractors mobilized personnel back to the Site on 12/02/13

Removal activities resumed on 12/03/13

The Site will be staged for transportation and disposal of solids

Transportation and disposal of waste oil containing PCBs  $\geq 50$  ppm and oily water  $< 50$  ppm will continue

#### **2.2.1.1 Planned Response Activities**

Oil containing hazardous substances will be addressed as a time critical removal under CERCLA authority.

#### **2.2.1.2 Next Steps**

#### **2.2.2 Issues**

## **2.3 Logistics Section**

No information available at this time.

## **2.4 Finance Section**

No information available at this time.

## **2.5 Other Command Staff**

No information available at this time.

## **3. Participating Entities**

### **3.1 Unified Command**

### **3.2 Cooperating Agencies**

NCDENR RCRA personnel

## **4. Personnel On Site**

One Senior OSC, one junior OSC and four ERRS crew members.

## **5. Definition of Terms**

No information available at this time.

## **6. Additional sources of information**

No information available at this time.

## **7. Situational Reference Materials**

No information available at this time.