

40-8724

## CHEMETRON CORPORATION

2100 New River Center  
200 E. Las Olas Boulevard  
Fort Lauderdale, Florida, 33301

Thursday, September 19, 1996

Mr. Jerry Parker, R.S., E.I.T.  
Division of Solid and Infectious Waste Management  
North East District Office  
Ohio Environmental Protection Agency  
2110 E. Aurora Road  
Twinsburg OH 44087-1969

Subject: Submittal of Chemetron Responses to Conditions 9 and 15 of the Ohio  
Environmental Protection Agency Approval of the Chemetron Final  
Closure/Post Closure Plan for Bert Avenue Site, dated July 24, 1996

Dear Mr. Parker:

The Chemetron Final Closure/Post Closure Plan for the Bert Avenue site was originally submitted to the Ohio Environmental Protection Agency (OEPA) on December 5, 1994 and revised on February 27, 1996 and May 16, 1996. The plan was approved with conditions by the OEPA on July 24, 1996.

This letter provides the Chemetron responses to those conditions (#9 and #15) that are required to be addressed within 60 days of the effective date of the OEPA approval.

### CONDITION 9

Within sixty (60) days of the effective date of this approval, the Chemetron Corporation must submit for concurrence to the OEPA-DSIWM-NEDO a revised final cap system design that includes the flexible membrane liner, as specified in OAC Rule 3745-27-08(c)(2) or shall submit a leachate collection system design which meets the requirements of OAC Rule 3745-27-08(c)(3). Construction of the cell may not commence prior to the approval of the revised final cap design or the leachate collection system design.

### RESPONSE:

Chemetron has selected the 18-inch-thick clay layer with a 60 mil thick high density polyethylene (HDPE) cover as the final cap system design. This design meets the requirements specified in OAC Rule 3745-27-08(c)(2). The details of the selected cap design and related specifications

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are provided in the Chemetron Final Closure/Post Closure Plan for Bert Avenue site dated May 16, 1996.

Chemetron requests timely OEPA approval of the selected final cap design to support preparation of Construction Bid Package/Request For Proposal for the Bert Avenue Site by October 15, 1996.

CONDITION 15

The Chemetron Corporation shall within sixty (60) days of the effective date of this approval, fund the financial assurance in accordance with OAC Chapter 3745-27-15 and OAC Rule 3745-27-16. The Ohio EPA must provide concurrence on the wording of the draft assurance instrument prior to Chemetron executing and funding the instrument.

**RESPONSE:**

A letter dated August 28, 1996 from Mr. David Sargent, Vice President and General Counsel, Sunbeam Corporation to Mr. Jerry Parker, R.S., E.I.T., OEPA provided information regarding the financial assurance mechanism relating to the Chemetron Corporation with respect to the remediation of the Bert Avenue site, Newburgh Heights, Ohio.

Chemetron is currently awaiting OEPA concurrence with the financial assurance mechanism.

If you have any questions regarding the Chemetron responses to the subject conditions, please call me at (410) 356-6612, or Mr. Theodore G. Adams at (716) 592-3431.

Sincerely yours,



Barry Koh, Ph.D.  
Project Manager

BK/cmw

cc: J. R. Brendel  
M. Wetterhahn  
T. Adams  
M. Seltzer  
T. Johnson  
E. Ball  
Mayor Kolar