

confidential will be included in the public docket by EPA without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult with the technical person identified in the **FOR FURTHER INFORMATION CONTACT** section.

## II. Background Information

### A. What is the Purpose of This Notice?

The purpose of this notice is to announce that a public meeting will be held to discuss the draft version of an EPA document titled: "Emergency Planning and Community Right-to-Know Act—Section 313: Guidance for Reporting Toxic Chemicals: Lead and Lead Compounds". The meeting will take place on September 24, 2001, at the Holiday Inn Arlington at Ballston, Arlington, Virginia. The draft document, which is currently under development by EPA, will be made available for comment approximately three weeks prior to the meeting. Once finalized, the purpose of this document is to assist regulated entities, particularly those that are not familiar with completing and submitting EPCRA section 313 release reports, in complying with this new regulation. This guidance document will provide guidance on: the specific details of this new regulation; which facilities must file release reports for lead and lead compounds; and methods to estimate releases of lead and lead compounds into the environment associated with manufacture, processing, use, or waste management activities. EPA would like to receive comments on the technical contents of the draft guidance document, particularly on the methods of estimating releases and other waste management quantities for lead and lead compounds. Unit I.B. of this notice contains information on how to get copies of the draft guidance document once the document becomes available. Through this notice EPA is also announcing that a public meeting has been scheduled to take place on September 24, 2001, to discuss the draft guidance. Stakeholders interested in attending this meeting should contact the person or internet address identified in Section I.B.1 "Information Pertaining to the Upcoming Public Meeting" section of this notice. Please note that attendance at this meeting is limited. Attendance at the public meeting is not necessary for comments to be considered; all comments received within the allocated timeframe stated in this notice will be considered in preparing the final guidance document.

## List of Subjects in 40 CFR Part 372

Environmental protection, Chemicals, Community right-to-know, Hazardous substances, Intergovernmental relations, Reporting and recordkeeping requirements, Superfund.

Dated: August 10, 2001.

**Maria Doa,**

*Acting Director, Office of Information Analysis and Access.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7039-8]

### Notice of Proposed De Minimis Administrative Order on Consent Pursuant to Section 122(g) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), PCB Treatment, Inc. Superfund Site, Kansas City, Kansas, and Kansas City, Missouri, CERCLA Docket No. 07-2001-0008.

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed *de minimis* administrative order on consent, PCB Treatment, Inc. superfund site, Kansas City, Kansas, and Kansas City, Missouri.

**SUMMARY:** Notice is hereby given that a proposed *de minimis* administrative order on consent regarding the PCB Treatment, Inc. Superfund Site, was signed by the United States Environmental Protection Agency (EPA) on August 21, 2001. The proposed settlement was approved by the United States Department of Justice (DOJ) on May 30, 2001.

**DATES:** EPA will receive until September 20, 2001 written comments relating to the proposed *de minimis* administrative order on consent.

**ADDRESSES:** Comments should be addressed to Audrey Asher, Senior Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 901 N. 5th Street, Kansas City, Kansas 66101 and should refer to PCB Treatment, Inc. Superfund Site De Minimis Administrative Order on Consent, CERCLA Docket No. 07-2001-0008.

The proposed agreement may be examined or obtained in person or by mail from Norma Tharp, Paralegal Specialist, at the office of the United States Environmental Protection Agency, Region VII, 901 N. 5th Street,

Kansas City, Kansas 66101, (913) 551-7076.

**SUPPLEMENTARY INFORMATION:** The PCB Treatment, Inc. Superfund Site consists of two facilities, about two miles apart, located in the industrial area of Kansas City, Kansas (Ewing Street) and Kansas City, Missouri (Wyandotte Street).

The facilities were formerly operated by PCB Treatment, Inc., now a defunct corporation. PCB Treatment, Inc. received and stored PCB-containing oil, waste materials, transformers and capacitors between 1982 and 1987. Samples collected at the Site in the late 1990s indicated that the PCB contamination at Ewing Street exceeded 1,790 parts per million (ppm) in the building and 1,450 ppm in the soils. The PCB contamination found at Wyandotte Street exceeded 23,800 ppm in the building and 800 ppm in the soils.

Over 1,000 parties arranged for disposal of PCB wastes at the Site. EPA developed a formula that took into account the type of waste sent and the capacity of the waste to contribute to the PCB contamination. EPA has determined that any party who arranged for disposal of no more than 733,190 allocated pounds or eight-tenths of a percent of the allocated weight of all materials containing hazardous substances sent to the Site for disposal contributed a *de minimis* volume of waste to the Site and that such wastes are not more toxic than any other hazardous substance at the Site.

EPA estimates that clean up costs will exceed \$35,000,000. Cleanup may be performed by EPA or, if negotiations are successful, a group of potentially responsible parties whose allocated weight exceeds eight-tenths of a percent.

This proposed settlement provides an opportunity for small volume contributors to settle their liability through a cash-out. Each settlor will pay a share of cleanup costs based on its allocated weight and will pay either a 50% premium with a cost reopener if cleanup exceeds \$60,000,000 or a 100% premium with no cost reopener. Over 300 parties wish to enter into this settlement. EPA will recover over \$7,109,000.

Dated: August 13, 2001.

**William W. Rice,**

*Acting Regional Administrator, Region VII.*

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