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**Community Relations Plan**  
for  
**Kingsbury Metal Finishing**

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**COMMUNITY RELATIONS PLAN**  
for  
Proposed State Superfund Site  
Kingsbury Metal Finishing, Inc.  
Guadalupe County, Texas  
July 2001

Remediation Division  
Texas Natural Resource Conservation Commission  
12100 Park 35 Circle  
Building D  
Austin, Texas 78753  
1-800-633-9363

[www.tnrcc.state.tx.us/permitting/remed/superfund/index.html](http://www.tnrcc.state.tx.us/permitting/remed/superfund/index.html)

# COMMUNITY RELATIONS PLAN

for  
Proposed State Superfund Site  
Kingsbury Metal Finishing, Inc.  
July 2001

Inquiries relating to the Kingsbury Metal Finishing, Inc. proposed state Superfund site should be directed to:

Ms. Janie Montemayor  
Community Relations Coordinator  
Remediation Division  
Texas Natural Resource Conservation Commission

Physical Address: 12100 Park 35 Circle  
Building D, MC-225  
Austin, TX 78753

Mailing Address: MC-225  
P. O. Box 13087  
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## Appendices

- I. *Texas Register* public notice regarding proposal of the Kingsbury Metal Finishing, Inc. site to the State Superfund registry and appropriate land use designation. Published January 19, 2001.
- II. *Seguin Gazette* public notice regarding proposal of the Kingsbury Metal Finishing, Inc. site to the State Superfund registry and appropriate land use designation. Published January 19, 2001.

- III. Site Location Map  
Site Map

**Community Relations Plan**  
for  
Proposed State Superfund Site  
Kingsbury Metal Finishing, Inc.  
Guadalupe County, Texas  
July 2001

**Overview of Community Relations Plan**

This community relations plan (CRP) identifies issues of community concern regarding the Kingsbury Metal Finishing, Inc. (KMF) proposed state Superfund site in Guadalupe County, Texas. It also outlines the anticipated community relations activities to be conducted during each phase of the Remedial Investigation/ Feasibility Study for the KMF site.

The KMF site community relations plan has been prepared to aid the Texas Natural Resource Conservation Commission (TNRCC) in developing a community relations program tailored to the needs of the community affected by the KMF site. The TNRCC will conduct community relations activities to ensure that the local public has input to decisions and access to information about Superfund activities at the site.

This plan is based primarily on the information from the TNRCC Hazard Ranking System package prepared for the site.

**Site Profile**

**Site Location and Description**

Latitude 29° 38' 29" North and longitude 97° 48' 55" West.

The KMF site is located at 1720 FM 1104, approximately three-quarters of a mile southeast of Kingsbury

in Guadalupe County, Texas. The 14.94-acre property is surrounded by a barbed wire and chain link fence. KMF operated an electroplating facility at the site from May 1986 until it ceased operations on March 12, 1997.

The facility was composed of four primary areas: the main processing building, the wastewater treatment area, the discharge area covered with fill, and the outdoor storage area. The main process building contained approximately 30 plating process tanks filled with mixed plating waste. The wastewater treatment area contained approximately seven tanks and 19 drums.

## **Background**

Mr. William Stanton Dulin and Mr. Robert Dulin are the current owners. KMF began business in May 1986 and ceased plating operations on March 12, 1997. The facility is currently inactive.

## **Site Chronology**

The state agencies referred to in this chronology as the Texas Water Quality Board (TWQB), Texas Department of Water Resources (TDWR), Texas Water Commission (TWC) and the Texas Air Control Board (TACB) are now known as the Texas Natural Resource Conservation Commission (TNRCC). The new agency, TNRCC, became effective September 1, 1993, as mandated under State Senate Bill 2 of the 73<sup>rd</sup> regular Legislative Session.

- |                   |   |
|-------------------|---|
| November 5, 1992  | The KMF facility was inspected and violations were documented.  |
| December 17, 1992 | The KMF facility was inspected and violations were documented.  |
| March 17, 1994    | The KMF facility was inspected and violations were documented.  |
| August 26, 1996   | An Order was issued to KMF for violations related to unauthorized discharges of industrial solid and hazardous waste, unauthorized disposal of industrial solid and hazardous wastes at a saltwater injection disposal well, failure to notify of the generation of industrial solid and hazardous waste, failure to conduct hazardous waste determination, failure to keep records for waste management activities, and storage and treatment of hazardous waste without authorization. The Order required KMF to pay administrative penalties to the TNRCC in the amount of \$83,600. In addition to the penalty assessed, the Order required KMF to undertake various actions to bring the facility into compliance. |
| October 26, 1996  | TNRCC documented that KMF failed to comply with the terms of the Order.   |

December 10, 1996      TNRCC requested the Texas Attorney General represent the TNRCC to enforce the Order of the Commission to KMF and obtain appropriate relief for violations of Chapter 26 of the Texas Water Code, the rules of the Commission, and an Order of the Commission.

### **Site Chronology** (continued)

Three temporary injunctions were issued to KMF. The third temporary injunction ordered KMF and its officers to cover all tanks and containers at the facility, cease disturbing the contents of the tanks and containers, cease disturbing the soils surrounding the main process building, and provide TNRCC and its inspectors access to the facility.

March 2000              Rule 11 Agreement and Property Access Agreement executed.

July - Sept. 2000      TNRCC Superfund Site Discovery & Assessment Program conducted an immediate removal and disposal of several waste streams generated by electroplating operations that had taken place at the site. These streams included free liquids, sludge, soils, demolished plating tanks and vats, and unused hazardous products. In addition to the waste removal activities, samples of the soils from the residential area on the site and samples of the concrete from the floors of the former production area were also collected. The soil exposure pathway is the pathway of concern due to the proximity of residents to the soil contamination that remains onsite.

March 28, 2001        Agreed Final Judgment State of Texas v Kingsbury Metal Finish Company, Inc., in the district court of Travis County, 98<sup>th</sup> Judicial District, Cause No. 97-01850, was issued. This Final Judgment stated that the State of Texas shall have and recover from KMF the administrative penalty assessed in the original Order in the amount of \$83,600; the State of Texas shall recover attorney fees in the amount of \$10,000; the defendants referred to as KMF/Dulins were permanently enjoined from conducting any type of plating or metal finishing operation in the State of Texas, and KMF/Dulins shall provide access to the site in accordance with the Property Access Agreement.



## **Community Profile**

The KMF site is located about a half mile south of the intersection of Farm to Market Road 1104 with U.S. Highway 90, at 1720 FM 1104. The location is approximately three-quarters of a mile southeast of Kingsbury. Kingsbury is on U.S. Highway 90, ten miles northeast of Seguin in northeastern Guadalupe County. Guadalupe County's economy is largely based on oil and agriculture.

The U.S. Census estimates the population for the year 2000 for Guadalupe County at 89,023 with ethnicity for the county as follows:

White	68.63%
Hispanic	25.62%
Black	3.43%
American Indian	0.67%
Asian	1.66%

## **Community Involvement**

Most of the area residents appear to be aware of the site. A public meeting was held on Thursday, February 22, 2001, at 6:30 p.m. at the City Council Chambers, 205 North River, 1<sup>st</sup> Floor, Seguin, Texas. Flyers were mailed to the community to inform them of the public meeting. TNRCC staff also met with the City of Seguin Engineer on December 14, 2000, to inform the city of the proposed listing of the KMF site to the State Registry and of the public meeting of February 22, 2001.

## **Specific Objectives of the Community Relations Program**

1. Maintain open communications between the TNRCC and city, county and state officials, and area residents.
2. Continue to expand the mailing list as necessary, to include additional agencies, organizations, and residents that are interested in the project.
3. Provide a community relations contact from whom interested parties can receive information on site activities, project status, and study results.
4. Provide citizens, involved agencies, elected officials, and the media with accurate, timely information and progress reports, and findings of site-related activities by issuing press releases and holding community meetings.
5. Attend public meetings. Respond to telephone inquires and written correspondence.
6. Provide all information, especially technical findings, in language that is understandable to the general public and in a form useful to interested citizens and elected officials. This will be done through the preparation of fact sheets and news releases when major findings are made available during project phases.
7. Monitor community concerns and information requirements as the project progresses.
8. Modify the Community Relations Plan to address changes in community needs and to maintain accuracy during different project phases.

## **Community Relations Techniques**

1. Project Status Briefing for State and Local Officials - to periodically inform state and local officials of project developments over the course of the project.
2. Project Status Briefings for Community Groups and Concerned Citizens (may include public meetings, if needed) - to periodically inform the community of significant project developments and findings; to respond to inquiries accordingly and incorporate local concerns into the decision-making process as appropriate.
3. Informal Meetings (if needed) with Residents - to provide an opportunity for affected residents to express any concerns and to make inquiries to ensure effective two-way communication.
4. Program Document Repository - to maintain an easily accessible repository through which the public may review project outputs.
5. Texas Natural Resource Conservation Commission State Superfund Internet Homepage - to provide timely, current information on state Superfund activities on the World Wide Web at the following web address:  
  
[www.tnrcc.state.tx.us/permitting/remed/superfund/index.html](http://www.tnrcc.state.tx.us/permitting/remed/superfund/index.html)
6. Community Relations Plan - to reflect changes in site activities or local concerns. After the Proposed Remedial Action Document (PRAD) has been issued, the CRP will be revised to address implementation of the selected remedial action.

## Elected Officials

### State

The Honorable Jeff Wentworth  
Texas State Senator  
P. O. Box 12068  
Austin, TX 78711

District address:  
2121 Knickerbocker Rd.  
San Angelo, TX 76904

The Honorable Judith Zaffirini  
Texas State Senator  
P. O. Box 12068  
Austin, TX 78711

District address:  
12702 Toepperwein, #214  
San Antonio, TX 78233

The Honorable Edmund Kuempel  
Texas House of Representatives  
P. O. Box 2910  
Austin, TX 78768-2910

District address:  
P. O. Box 911  
Seguin, TX 78555

### Guadalupe County

The Honorable James E. Sagebiel  
County Judge  
Guadalupe County Courthouse

307 West Court Street  
Seguin, TX 78155

### Guadalupe County (continued)

The Honorable Roger Baencter  
Guadalupe County Administrative Bldg.  
307 West Court Street  
Seguin, TX 78155

### City

Mr. Mark Stautzenberger  
Mayor  
P. O. Box 591  
Seguin, TX 78155

Mr. Jack Hamlett  
City Manager  
P. O. Box 591  
Seguin, TX 78155

## **Area News Media**

### **Newspaper**

*Seguin Gazette*  
1012 Schriewer  
Seguin, TX 78155  
(830) 379-5402

### **Television**

KMOL -TV  
Channel 4  
1031 Navarro  
San Antonio, TX 78205  
210-226-4444

KENS-TV  
Channel 5  
5400 Fredericksburg Rd.  
San Antonio, TX 78229  
210-341-0700

KSAT-TV  
Channel 12  
1408 N. St. Marys St.  
San Antonio, TX 78215  
210-351-1200

### **Radio**

KSMG-FM  
8930 Fourwinds  
Seguin, TX 78155

KWED-AM  
609 E. Court St.  
Seguin, TX 78155

## Key Project Personnel

Ms. Carol Dye, Project Manager  
TNRCC Remediation Division

Physical Address: 12100 Park 35 Circle  
Building D, Room 200-30N  
MC-143  
Austin, TX 78753

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E-Mail: [cdye@tnrcc.state.tx.us](mailto:cdye@tnrcc.state.tx.us)

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Community Relations Coordinator  
Remediation Division

Physical Address: 12100 Park 35 Circle  
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Austin, TX 78753

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Austin, TX 78711-3087

Telephone: 1-800-633-9363 or 512-239-3844  
E-Mail: [jmontema@tnrcc.state.tx.us](mailto:jmontema@tnrcc.state.tx.us)

## **Program Document Repositories**

### Texas Natural Resource Conservation Commission

Records Management Center

Physical Address: Building D, Room 190  
12100 Park 35 Circle, Mail Code 199  
Austin, TX 78753

Mailing Address: P.O. Box 13087, Mail Code 199  
Austin, TX 78711-3087

Telephone: 1-800-633-9363 or 512-239-2920

### Guadalupe County Library

707 East College

Seguin, TX 78155

Telephone: 830-401-2422