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**Notice of Proposed
Non-Residential Land Use**

for

Old Lufkin Creosoting

as published in the

Texas Register

(24 TexReg 5593)

on

July 16, 1999

**A portion of the records for this site, including documents
pertinent to the TNRCC determination of land use
is available for viewing with the site repository records**

at

**Kurth Memorial Library
101 North Cotton Square
Lufkin, Texas**

and/or

**TNRCC Records Management Center
Austin, Texas**

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Public Notices

The executive director of the Texas Natural Resource Conservation Commission (TNRCC) has issued a public notice of the determination of proposed non-residential future land use for the **Aztec Ceramics State Superfund Site**, located at 4735 Emil Road, San Antonio, Bexar County, Texas.

Determination of future land use will impact the remedial action proposed for the site. Consequently, the TNRCC will hold a public meeting to obtain comments on the proposed future land use before selecting any remedial action for the site. The public meeting will be held at the Barbara Jordan Center located at 2803 East Commerce, San Antonio, Texas on Tuesday, August 17, 1999, beginning at 7:00 P.M. This public meeting will not be a contested case hearing under the Administrative Procedure Act (Texas Government Code, Chapter 2001). After the land use determination has been finalized, TNRCC will continue with the evaluation of remedial action alternatives for cleanup of the site. The TNRCC will then propose a remedial action and hold another public meeting, planned in September 1999, pursuant to the Texas Health and Safety Code, Chapter 361.187.

The Aztec Ceramics site was originally placed on the state Superfund list on April 11, 1995, as announced in that issue of the *Texas Register* (20 TexReg 2733).

The facility manufactured ceramic tile products for approximately 50 years prior to ceasing operation in 1988. Solid wastes generated by this process were fired and unfired tile rejects as well as glaze waste. Heavy metal pigments were used as the coloring agents in the glaze mixture. During the spring and summer of 1997, a Phase 1 remedial investigation was conducted at the site. The Phase 1 investigation confirmed that surface and subsurface soils are contaminated with metals and that groundwater has not been impacted by this contamination. In February 1998 TNRCC conducted a removal of approximately 200 drums of waste from the site. Then in January and February 1999, the property owners paid for the demolition and removal of all buildings and contaminated debris on site except for the glaze waste-filled impoundment and contaminated soils. In February and March 1999, TNRCC conducted a Phase 2 remedial investigation to better define the volume of contaminated soils and glaze waste. During May 1999, TNRCC began a study to evaluate remedies for cleanup of the site. Because the Aztec Ceramics property has historically been used as an industrial site, and because the properties immediately adjacent to Aztec are being used for non-residential purposes, the TNRCC is proposing a non-residential land use for the Aztec Ceramics Site.

All persons desiring to make comments regarding the proposed land use may do so prior to or at the public meeting. All comments submitted prior to the public meeting should be sent in writing to Glenda Champagne, TNRCC Project Manager, Remediation Division, MC-143, P.O. Box 13087, Austin, Texas 78711-3087. A portion of the records for this site are available for public review during regular business hours at the Carver Branch Library, 3350 E. Commerce, San Antonio, Texas 78220, (210) 225-7801, or at the TNRCC 12100 Park 35 Circle, Building D, Austin, Texas 78753, (512) 239-2920. Copying of file information is subject to payment of a copying fees. For further information, please call (800) 633-9363 (within Texas calls only).

TRD-9904064

Margaret Hoffman

Director, Environmental Law Division

Texas Natural Resource Conservation Commission

Filed: July 7, 1999

The executive director of the Texas Natural Resource Conservation Commission (TNRCC) has issued a public notice of the proposed commercial/industrial future land use for the Old Lufkin Creosoting State Superfund Site, located in the City of Lufkin at 1411 E. Lufkin Avenue.

Determination of future land use will subsequently impact the remedial investigation and remedial action for the site. Consequently, the TNRCC will hold a public meeting to obtain comments on the proposed future land use and take comments on the facility before completing the remedial investigation and evaluating remedial actions for the site. The TNRCC is proposing a commercial/industrial future land use for consideration in implementing the human health risk assessment, ecological risk assessment and feasibility study. The public meeting will be held in Council Chambers of Lufkin City Hall located at 300 East Shepherd in Lufkin, Texas on Tuesday, August 24, 1999, beginning at 7:00 p.m. This public meeting will not be a contested case hearing under the Administrative Procedure Act (Texas Government Code, Chapter 2001). After the subject meeting is held and future land use has been determined, a human health risk assessment, ecological risk assessment, and a feasibility study, or similar study, will be performed to evaluate various remedial action proposals. The TNRCC will then propose a selected remedy and hold another public meeting pursuant to the Texas Health and Safety Code, Chapter 361.187.

In accordance with Chapter 361.1855 of the Texas Health and Safety Code, the TNRCC shall publish notice of the public meeting in the *Texas Register* and in a newspaper of general circulation in the county in which the facility is located at least 31 days before the date of the public meeting.

The Old Lufkin Creosoting Site was originally proposed for listing on the state registry of Superfund Sites in the September 25, 1990 *Texas Register* (15 TexReg 5623-5624). The site was a creosoting facility which operated from 1946 to 1978 and released hazardous substances including creosote constituents.

All persons desiring to make comments may do so prior to or at the public meeting. All comments submitted prior to the public meeting should be sent in writing to Mr. Rob Conti, Remediation Division, MC-143, TNRCC, P.O. Box 13087, Austin, Texas 78711-3087. A portion of the records for this site are available for public review during regular business hours at the Kurth Memorial Library, 101 N. Cotton Square, Lufkin, Texas, or at the TNRCC, 12100 Park 35 Circle, Building D, Austin, Texas 78753, (512) 239-2920. Copying of file information is subject to payment of a fee. For further information, please call 1-800-633-9363 (within Texas only) or 512/239-2141.

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The Texas Natural Resource Conservation Commission (TNRCC or the commission) is required under the Texas Solid Waste Disposal Act, Health and Safety Code, Chapter 361, as amended (the "Act"), to identify and assess facilities that may constitute an imminent and substantial endangerment to public health and safety or the environment due to a release or threatened release of hazardous substances into the environment. The most recent registry listing