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Notice of Intent to Propose

Spector Salvage

for listing on the

Texas Superfund Registry

and

Propose Non-Residential Land Use

as published in the

Texas Register

(24 TexReg 5593-5594)

on

July 16, 1999

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

at

Orange Public Library

220 North Fifth Street

Orange, 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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Margaret Hoffman

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Texas Natural Resource Conservation Commission

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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

of these sites was published in the June 4, 1999, issue of the *Texas Register* (24 TexReg 4303-4305).

Pursuant to §361.184 (a), the commission must publish in the Texas Register and in a newspaper of general circulation in the county in which the facility is located a notice of intent to list a facility on the state registry of state Superfund sites. This is a notice of a facility or area that the executive director of the TNRCC has determined eligible for listing, and which the executive director proposes to list on the state registry. Also specified is the general nature of the potential endangerment to public health and safety or the environment as determined by information currently available to the executive director. The notice of intent to list this facility will also be published in the Orange Leader on July 16, 1999.

The site being proposed to the state Superfund registry is the Spector Salvage Yard facility located at Tenth and Jackson Streets, Orange, Texas. The property is bordered on the north and east sides by railroad tracks. The City of Orange sewage treatment plan is located west of the property. The Evergreen Cemetery is located south of the site. Tenth Street divides the property into two parts approximately four acres in total size. A chain-link fence with warning signs restricts access to the property by the public. The lots contain several warehouse buildings as well as vehicles, mechanical parts and scrap metal. Spector Salvage Yard conducted general salvage operations at the site before ceasing operations in 1971.

The TNRCC inspected the site and noted several unmarked drums, used oil drums, and assorted solid waste material stockpiled on the property. Several drums at the site appeared to be leaking and piles of burned materials, including insulated electrical wire, were noted on the ground. Soil samples collected on both lots indicated elevated levels of barium, cadmium, chromium and lead. During subsequent inspections, soil and sediment samples from suspected source areas on site and adjacent ditches detected heavy metals, polychlorinated biphenyls (PCB's), pesticides, and volatile and semi-volatile organic compounds. These substances in the amounts detected at the site may constitute an imminent and substantial endangerment to public health and safety or the environment.

The executive director is also issuing a notice of a proposed commercial/industrial land use designation for the site. Determination of future land use will impact the remedial investigation and remedial action for the site. In accordance with Chapter 361.1855 of the Texas Health and Safety Code, the TNRCC shall hold a public meeting to obtain comments on the proposed future land use.

The public meeting will be held on Thursday, August 19, 1999 at 7:00 p.m. at the Library Council Chambers of the Orange Public Library, 220 North Fifth Street in Orange, Texas. The public meeting will be legislative in nature and not a contested case hearing under the Administrative Procedure Act (Texas Government Code, Chapter 2001). This public meeting is for the executive director to receive information regarding the proposed listing of the site, including information regarding the facility and identification of potentially responsible parties (PRP's), and comments regarding the appropriate use of the land.

Persons desiring to comment on the proposed listing, identification of PRP's and future land use determination of the Spector Salvage Yard site may do so in the context of the public meeting either orally or in writing. Written comments may also be submitted to the attention of Mr. Mike Garrigan, TNRCC, Remediation Division, MC-143, P.O. Box 13087, Austin, Texas 78711-3087; telephone (800) 633-9363 (within Texas only) or (512) 239-2493.

The executive director has prepared a brief summary of the commission's records regarding this site. A portion of the records for this site, including documents pertinent to the executive director's determination of eligibility, is available for review, during regular business hours, at the Orange Public Library, 220 North Fifth Street in Orange, Texas. Copies of the complete public record file may be obtained during regular business hours at the TNRCC, Central Records Center, Building D, Room 190, 12100 Park 35 Circle, Austin, Texas 78753; telephone (800) 633-9363 (within Texas only) or (512) 239-2920. Photocopying of file information is subject to payment of a fee.

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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 determination of the proposed non-residential future land use for the **Materials Recovery Enterprises, Inc. (MRE) facility**, located approximately 0.25 mile north of FM 604 and 0.5 mile east of US 83 about 4 miles southwest of Ovalo, Taylor County, Texas. The TNRCC is proposing a non-residential (industrial) future land use determination for consideration in implementing the human health risk assessment, ecological risk assessment and feasibility study.

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 evaluating remedial actions for the site. The public meeting will be held at the Tuscola Community Center, 702 Graham Street, Tuscola, Texas on Thursday, August 26, 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 Phase 2 Remedial Investigation, Baseline Risk Assessment and Feasibility Study may 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 30 Texas Administrative Code (TAC) §§361.1855 of the Texas Health and Safety Code, the TNRCC shall publish notice of a 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 MRE Site was originally proposed to the state Superfund registry on July 25, 1997 as announced in that issue of the *Texas Register* (22 TexReg 6970-6971). The company received a permit in 1978 from the Department of Water Resources to use a former Atlas missile silo to operate a class I industrial solid waste management facility. MRE received waste from 1978 to 1982. A Phase I Remedial Investigation draft report was submitted to the TNRCC for review on June 4, 1999.

All persons desiring to make comments regarding appropriate future 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 Mr. Jeffrey E. Patterson, TNRCC Project Manager, Superfund Investigation Section, 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 Abilene Public Library, 202 Cedar Street, Abilene, Texas 79601, 915/677-2474, Tuscola City Hall, Mayor's Office, 418 Graham Street, Tuscola,