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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 28, 2013

Mr. Matt Love, Director
Global Environmental Remediation
Exide Technologies
P.O. Box 14294
Reading, PA 19612-4294

Re: Soil Reuse Evaluation for Lake Parcel Borrow Area dated February 27, 2013, Exide Technologies Frisco Recycling Center, 7471 South 5th Street, Frisco, Collin County, Texas 75034; Solid Waste Registration No. 30516;EPA Identification No. TXD006451090; EPA Order Docket No. RCRA-06-2011-0966; Customer No. CN600129779; Regulated Entity No. RN100218643

Dear Mr. Love:

The Texas Commission on Environmental Quality (TCEQ) has reviewed the above mentioned document entitled *Soil Reuse Evaluation for Lake Parcel Borrow Area.* Exide intends to reuse soils from two areas on site: 1) clay soils from an area referred to as the "Lake Parcel" for use in the construction of the clay liner for expansion of the existing Class 2 landfill, and 2) stockpiled native soil excavated during construction of the Class 2 landfill, which will be used to backfill the excavation created by the clay borrow pit. Based on the analytical data provided for the soil stockpile in the report, the TCEQ concurs that the soil meets the Texas Risk Reduction Program requirements for soil reuse.

In review of the Tier 2 $^{GW}Soil_{Ing}$ Protective Concentration Level (PCL) calculation for lead in Attachment A of the document, the TCEQ notes that a site specific L1 value of one foot was used. As we discussed in our meeting on February 28, 2013, the L1 value was not based on data collected on the Lake Parcel, but was estimated based on the distribution of soil impacted related to aerial deposition elsewhere on the property. While this assumption may be accurate, it should be supported by analytical data confirming the vertical distribution of lead in unsaturated soils. Please either collect additional data at depths greater than 0-3" to confirm the accuracy of the L1 value used (either prior to excavation of the soils or during the excavation process) or revise the Tier 2 calculation based on the available analytical data from the Lake Parcel property.

With the exception of the Tier 2 $^{GW}Soil_{Ing}$ PCL for lead, the TCEQ concurs with the plan to reuse soils at the site. Please be aware that it is the continuing obligation of persons associated with a site to ensure that municipal hazardous waste and industrial solid

waste are managed in a manner which does not cause the discharge or imminent threat of discharge of waste into or adjacent to waters in the state, a nuisance, or the endangerment of the public health and welfare as required by 30 TAC §335.4. If the actual response action fails to comply with these requirements, please take any necessary and authorized action to correct such conditions. A TCEQ field inspector may conduct an inspection of your site to determine compliance with the report. Questions concerning this letter should be directed to me at (512) 239-2361. When responding by mail, please submit an original and one copy of all correspondence and reports to the TCEQ Remediation Division at Mail Code MC-127 with an additional copy submitted to the local TCEQ Region Office.

Sincerely,

Gary Beyer, Project Manager
VCP-CA Section
Remediation Division
Texas Commission on Environmental Quality

GB/mdh

cc: Mr. Sam Barrett, TCEQ Region 4 Office, Dallas/Ft. Worth
Mr. Eric Pastor, Pastor Behling and Wheeler, LLC, 2201 Double Creek Drive, Suite 4004, Round Rock, Texas 78664