

The following is an Adobe Acrobat reproduction of the official

Notice of Intent to Propose

El Paso Plating Works

for listing on the

Texas Superfund Registry

as published in the

Texas Register

(25 TexReg 967-968)

on

February 4, 2000

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

El Paso Public Library

501 North Oregon

El Paso, Texas

and/or

TNRCC Records Management Center

Austin, Texas

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Below is the Notice of Application issued during the period of January 21, 2000.

Mesteña Uranium, LLC (Mesteña), 500 North Shoreline Boulevard, Suite 700, Corpus Christi, Texas, 78471, has filed applications with the Texas Natural Resource Conservation Commission (TNRCC) for the following: UR03060-001, an Underground Injection Control (UIC) mining permit for in situ uranium mining (solution mining); WDW-365 and WDW-366, two UIC waste disposal well permits to dispose of nonhazardous wastewater generated at the mine; and URO3060-011, a production area authorization (PAA) to mine within PAA1. The Executive Director declared the permit applications and the PAA application administratively completion July 14, 1999. Draft permits and a draft PAA have been prepared. The proposed uranium mining operation, called the Alta Mesa Project, is in Brooks County, approximately 23 miles south-southwest of Falfurrias, and approximately 13 miles west of the intersection of U.S. Highway 281 and Ranch to Market Road 755 in the Rafael G. Salinas Survey, A-480. Class III In Situ Mining Permit. The purposes of the mining permit are to describe the rules and procedures under which the permittee will conduct and conclude mining operations, and to outline the area owned or under a lease by the permittee, which may include buffer areas, mine areas, and production areas. Class I Waste Disposal Permits. In conjunction with the mining permit, Mesteña is also proposing to operate two injection wells to dispose of waste from the in situ uranium mining operation. The non-hazardous wastewater for disposal will include lixiviant bleed stream (excess solution from mining), lab and production waste stream, reverse osmosis brine stream, and aquifer restoration wastewater. The proposed injection zone lies in the Frio Formation from approximate depths of 4,000 to 5,400 feet below ground level. Production Area Authorization. Mesteña is proposing to conduct mining in four production areas within the permitted area. Mesteña must receive PAAs in order to mine in any of these proposed production areas. Accordingly, Mesteña has submitted an application for its first PAA that, if approved, will allow Mesteña to begin mining in the southern portion of the permitted area. The uranium production zone is the Middle Goliad Formation approximately 300 to 600 feet below the ground level. The Executive Director will consider public comments in making a final decision on the applications for the mining permit, the two waste disposal well permits, and the production area authorization.

You may submit written comments to the Office of the Chief Clerk, TNRCC, P.O. Box 13087, Mail Code MC-105, Austin, Texas, 78711-3087. Comments must be received no later than 30 days from the date this notice is mailed. Written comments must include the following: (1) your name (or for a group or association, the name of an official representative), mailing address, daytime phone number, and fax number, if any; and (2) the name of the applicant and the specific permit number(s)/PAA number.

The Executive Director may also call and conduct public meetings in response to public comment. A public meeting is intended for the taking of public comment and is not a contested case hearing. The Executive Director shall hold a public meeting when there is a significant degree of public interest in the application. You may request a public meeting no later than 30 days from the date this notice is mailed by contacting the TNRCC Office of the Chief Clerk at the address listed above.

The Executive Director may issue final approval of the mining permit and the two injection well permits unless a contested case hearing request is filed with the Office of the Chief Clerk, TNRCC, at the address listed above. To request a contested case hearing, you must submit the following in writing, no later than 30 days from the date

this notice is mailed: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) the applicant's name and the permit number(s); (3) the statement "I/we request a contested case hearing"; (4) a brief but specific description of how you would be adversely affected by the granting of the application(s) in a way not common to the general public; and (5) your location and distance relative to the activity that is the subject of the draft permit(s).

Individual members of the public may contact the Office of Public Assistance, TNRCC, Mail Code MC-105, P.O. Box 13087, Austin, Texas, 78711-3087, or call Toll Free at 1-800-687-4040 to: (a) review or obtain copies of any available documents pertaining to these applications (such as draft permit, draft PAA, technical and executive summary, and the application), (b) inquire about the information contained in this notice, or (c) inquire about other agency permit applications or permitting processes.

TRD-200000497

LaDonna Castañuela

Chief Clerk

Texas Natural Resource Conservation Commission

Filed: January 26, 2000



Public Notice

The Texas Natural Resource Conservation Commission (TNRCC or Commission) is required under the Texas Solid Waste Disposal Act, Texas Health and Safety Code, Chapter 361, as amended (the "Act"), to annually publish a state registry that identifies 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 facilities was published in the November 26, 1999 issue of the *Texas Register* (24 TexReg 10608-10610).

Pursuant to the Act, §361.184(a), the Commission must publish a notice of intent to list a facility on the state registry of state Superfund sites in the *Texas Register* and in a newspaper of general circulation in the county in which the facility is located. With this publication, the TNRCC hereby gives notice of a facility or area that the executive director has determined eligible for listing, and which the executive director proposes to list on the state registry. By this publication, the TNRCC also gives notice pursuant to the Act, §361.1855, that it proposes a land use other than residential as appropriate for the facility identified below. The TNRCC proposes a commercial/industrial land use designation. Determination of future land use will impact the remedial investigation and remedial action for the site.

This publication also specifies 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. This notice of intent to list this facility was also published in the *El Paso Times* on February 4, 2000.

The facility proposed for listing is the El Paso Plating Works (EPPW) facility, located at 2422 Wyoming Avenue, 1.9 miles northeast of downtown El Paso, El Paso County, Texas. The approximate geographic coordinates of the site are 31 degrees, 48 minutes, 57 seconds, North Latitude and 106 degrees, 24 minutes, 10 seconds, West Longitude.

EPPW facility or site occupies approximately 0.25 acres at 2422 Wyoming Avenue. Available records indicate that the current property owner is William N. Greuling and he is also the registered agent for

EPPW. EPPW began plating operations at the site in 1952. From 1952 through 1984, activities consisted of chrome plating automobile bumpers. From 1954 through 1964, silver plating occurred on-site for antique restoration. Beginning in the late 1980s, industrial and commercial work involving tin and nickel plating accounted for most of the operations.

On July 10, 1996, TNRCC personnel conducted a preliminary assessment of the EPPW facility and documented hazardous conditions in the abandoned building. On July 25, 1996, the TNRCC requested the United States Environmental Protection Agency (EPA), Emergency Response Branch perform an assessment of the site. On October 1, 1996, the EPA began a removal action at the EPPW site. The EPA removed sludges, oxidizer liquids, cyanide liquids, acetic acids, and other hazardous substances. The EPA completed their removal on March 3, 1997.

Releases of hazardous substances to the soil and potential releases to groundwater are of major concern for this site. Hazardous substances have been documented in soils at the site and in the residential soils adjacent to the site. However, data is inadequate at this time to establish whether there is or has been a release to the Hueco Bolson aquifer system.

A public meeting will be held on Thursday, March 9, 2000, at 7:00 p.m., in the Houston Intermediate School cafeteria, 2851 Grant Avenue, El Paso, Texas. The purpose of this meeting is to obtain additional information regarding the site relative to its eligibility for listing on the state registry, identify potentially responsible parties, and obtain public input and information regarding the appropriate use of land on which the facility subject of this notice is located. The public meeting will be legislative in nature and not a contested case hearing under the Texas Administrative Procedure Act (Texas Government Code, Chapter 2001).

Written comments may also be submitted to the attention of Michael A. Bame, Superfund Cleanup Section, Remediation Division, MC-143, P.O. Box 13087, Austin, Texas 78711-3087, telephone number (512) 239-5658. All comments must be submitted to the Commission on March 9, 2000.

The executive director of the TNRCC prepared a brief summary of the Commission's records regarding this site. This summary and a portion of the records for this site, including documents pertinent to the executive director's determination of eligibility, are available for review at the El Paso Public Library, 501 North Oregon in El Paso, Texas, telephone number (915) 543-5433, during regular business hours. Copies of the complete public record file may be obtained during regular business hours at the TNRCC Records Management Center, Building D, Room 190, 12100 Park 35 Circle, Austin, Texas 78753, telephone numbers (800) 633-9363 (within Texas only) or (512) 239-2920. Photocopying of file information is subject to payment of a fee.

TRD-200000450

Margaret Hoffman

Director, Environmental Law Division

Texas Natural Resource Conservation Commission

Filed: January 24, 2000



Texas Department of Protective and Regulatory Services

Request for Proposal

Announcement: The Texas Department of Protective and Regulatory Services (PRS) Division of Prevention and Early Intervention (known as Community Initiatives for Program Development prior to 9-1-99) announces a Request for Proposals (RFP) for contracts to provide training and technical assistance services to Community Youth Development (CYD) programs located in fifteen zip code areas within Texas. **The RFP will be released on or about February 7, 2000.**

Brief Description of Services: The Community Youth Development (CYD) Program was established with funds authorized by the 74th Legislature for the purpose of reducing juvenile crime in areas of Texas with the highest incidence of youth crime. These zip code-based programs provide prevention based services focused on tutoring and/or educational services, mentoring, recreation, after-school activities, family counseling, and other appropriate services as determined at the local level. The CYD Program is strongly community-based, with decision making and funds allocation managed at the local level. It is an unusually flexible and potentially powerful tool for communities to use in their efforts to support positive options for youth.

The intent of this procurement is to purchase training and technical assistance services that will provide support to the state's PRS funded CYD programs, with the ultimate goal of maximizing services to eligible clients. The services being sought by this RFP encompass the following: technical assistance to the state's CYD Fiscal Agents, Project Coordinators, Steering Committees, and subcontractors/service providers, including the development of resource materials; a comprehensive educational/training program tailored to each of the above three entities, or combination of entities, as appropriate, on a variety of topics; assistance to sites to implement more effective programming, based on community assets and needs; data system connectivity, or assistance to CYD sites in becoming connected to a statewide PRS data system; and development of a plan for entry into the statewide data system (based on strengths/needs of the individual sites) and data collection, with only limited assistance from PRS.

Eligible Applicants: Eligible offerors include private non profit and for profit corporations, cities, counties, state agencies/entities, partnerships and individuals. Charitable community or religious organizations, as well as Historically Underutilized Businesses, are encouraged to submit proposals. **Current Community Youth Development fiscal agents and service providers are not eligible to apply for this contract or serve as subcontractors.**

Limitations: Funding of the selected proposal will be dependent upon available federal and/or state appropriations. PRS reserves the right to reject any and all offers received in response to this RFP and to cancel this RFP if it is deemed in the best interest of PRS.

Deadline for Proposals, Term of Contract, and Amount of Award: Proposals will be due March 9, 2000, at 2:00 p.m. The effective dates of the contract awarded under this RFP will be April 1, 2000, through August 31, 2000, with a maximum amount of \$105,000 being available during this five month fiscal period. If the contract is renewed for the following fiscal year, a maximum amount of \$250,000 will be available. **One contract will be awarded under this RFP.**

Contact Person: Potential offerors may obtain a copy of the RFP on or about February 7, 2000. It is preferred that requests for the RFP be submitted in writing (by mail or fax) to: Carolyn Francis, **Mail Code E-541**; c/o Kim Wedel; Texas Department of Protective and Regulatory Services; P.O. Box 149030; Austin, Texas 78714-9030; Fax: 512-438-2031.

TRD-200000506