



BEAZER EAST, INC.

c/o Three Rivers Management, Inc. (Agent for Beazer East, Inc.)
1910 Cochran Road, Manor Oak One, Suite 200, Pittsburgh, PA 15220-1273

November 1, 2016

Judy Fassbender
Section Chief
Wisconsin Department of Natural Resources
101 South Webster Street
Madison, WI 53703

Re: Non-Hazardous Waste Determination for Off-Property Soil/Sediment
Former Koppers Inc. Facility – Superior, WI

Dear Ms. Fassbender,

On July 7, 2016, Beazer East, Inc. (Beazer) submitted to the Wisconsin Department of Natural Resources (WDNR) a letter presenting Beazer’s position and rationale for a non-hazardous waste determination for soils and sediments that may be generated from the off-property portion of the above-referenced Site as part of future corrective actions. Beazer’s July 7 letter stated that “Beazer has applied this same rationale for non-hazardous waste determinations at several other sites across the country and received approval from both USEPA and state regulatory agencies.” In an email to Beazer dated July 12, 2016, you requested “additional information related to these sites and the conditions under which the rationale was accepted.” In response to your request, the following table summarizes the other sites where Beazer has proposed and received approval on non-hazardous waste determinations:

Site Name/ Location	Material Type	Date of Approval	Approval Agency
Former Koppers Company, Inc. Site – Charleston, SC	Soil and sediment from the “South Tidal Marsh”	May 22, 2002	United States Environmental Protection Agency (USEPA) Region 4
		August 27, 2002	South Carolina Department of Health and Environmental Control (SC DHEC)
	Stockpiled soil from the “Northwest Corner Area”	June 27, 2003	SC DHEC
		July 17, 2003	USEPA Region 4
Koppers Inc. Facility –	Soil and soil/bentonite	March 3, 2004	Alabama Department of Environmental Management

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Site Name/ Location	Material Type	Date of Approval	Approval Agency
Montgomery, AL	slurry		
Koppers Inc. Wood-Treating Site – Guthrie, KY	Sediments and DNAPL	May 26, 2004	Kentucky Department for Environmental Protection
Former Koppers Wood-Treating Site – Wauna, OR	Excess soil and wood debris	December 8, 2004	Oregon Department of Environmental Quality

If you should have any additional questions or concerns regarding this matter, please feel free to contact me at (412) 208-8813.

Sincerely,



Jane Patarcity
Senior Environmental Manager

Enclosure

Cc: John Robinson, WDNR
Chris Saari, WDNR
Marc Tuchman, USEPA
Brenda Jones, USEPA
Rob Markwell, Beazer
Stu Messur, Anchor QEA
David Bessingpas, Arcadis
Bob Fisher, FTS