



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

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HW/CA

MAR 28 1995

REPLY TO THE ATTENTION OF:

HRE-8J

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John E. Fryatt
Administrator for the Division of Enforcement
Wisconsin Department of Natural Resources
101 South Webster Street, GEF II AD5
P.O. Box 7921
Madison, Wisconsin 53707-7921

Mr. Craig Bostwick
Cook Composites and Polymers
919 East 14th Avenue
P.O. Box 419389
North Kansas City, Missouri 64116

RECEIVED
MAR 31 1995
BUREAU OF SOLID
HAZARDOUS WASTE MANAGEMENT

RE: Termination of
Administrative Order on
Consent, V-W-88-R-002
Cook Composites and Polymers
WID 980 615 439

Dear Messrs. Fryatt and Bostwick:

On October 19, 1987, pursuant to Section 3008(h) of the Resource Conservation and Recovery Act of 1976, as amended, the United States Environmental Protection Agency (U.S. EPA) and the Wisconsin Department of Natural Resources (WDNR) entered into an Administrative Order on Consent (AOC), V-W-88-R-002, with Cook Composites and Polymer's (CCP) predecessor, Freeman Chemical Company (Freeman). The AOC was issued to Freeman to implement corrective action activities at Freeman's Saukville, Wisconsin, facility. Cook Composites and Polymers continued to administer the AOC after acquiring the Saukville facility.

In a letter dated August 30, 1993, CCP petitioned WDNR to incorporate the Federal corrective action provisions into CCP's existing hazardous waste incinerator State License (Plan of Operation). CCP stated it understood that a modification to the Plan of Operation would be necessary to incorporate corrective action provisions into the Plan of Operation. CCP also requested U.S. EPA and WDNR to terminate the AOC after approval of the modification.

On August 22, 1994, WDNR approved a modification to CCP's Plan of Operation. The document, "Plan Modification Approval to Impose State Equivalent Corrective Action at the Cook Composite & Polymers (CCP) Saukville, WI Facility, WID 980615439", incorporated corrective action requirements at the CCP Saukville, Wisconsin Facility.

On September 24, 1994, WDNR conditionally approved an RFI workplan submitted by CCP for the Saukville Facility. The document, "Modification to the Plan of Operation Approval to Conditionally Approve the RFI Workplan for Cook Composites & Polymers (CCP) Saukville, WI Facility, WID 980615439" outlined the conditions of approval for the RFI Workplan. CCP acknowledged the conditions of approval in a letter to WDNR dated October 3, 1994.

U.S. EPA has determined that all of the terms of the Consent Order, including any additional work which the U.S. EPA or WDNR may determine to be necessary pursuant to Section IX of this Consent Order, has been incorporated into a final permit issued under State chapter NR 680 requirements.

U.S. EPA has determined that the corrective action requirements imposed by the State of Wisconsin in the Plan of Operation is equivalent to the requirements imposed by the AOC, V-W-88-R-002, entered into by U.S. EPA, WDNR and CCP on October 19, 1987. Enclosed is a Modification and Amendment to the AOC which will allow U.S. EPA to terminate the AOC, V-W-88-R-002. U.S. EPA requests CCP and WDNR to review the Modification and Amendment and return the signed signature pages within 15 days of receipt of this letter. Upon signature of the Director of the Waste Management Division, U.S. EPA, Region V, U.S. EPA intends to issue a notification that Administrative Order on Consent, V-W-88-R-002, is terminated.

If you have any concerns or questions, please contact Robert Smith of my staff at (312) 886-7568.

Sincerely yours,



Joseph M. Boyle, Chief
RCRA Enforcement Branch

Enclosure

cc: Thomas J. Kenney, ORC
Barbara Zellmer, WDNR
Jill Fermanich, WDNR
Daniel Grasset, CCP
Mr. John E. Fryatt, WDNR