



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

JUL 15 2016

REPLY TO THE ATTENTION OF:

Mr. Dave Favero  
Deputy Clean-Up Manager  
RACER Trust  
500 Woodward Avenue, Suite 1510  
Detroit, Michigan 48226

RE: U.S. EPA Coordinated Approval  
RACER Trust Saginaw Malleable Industrial Land - MID0053566696  
Former General Motors Saginaw Malleable Iron Facility  
77 West Center Street, Saginaw, Saginaw County, Michigan

Dear Mr. Favero:

This letter is a Toxic Substances Control Act (TSCA) Polychlorinated Biphenyl (PCB) Coordinated Approval of your May 8, 2015 request for remediation and disposal of PCB impacted concrete and soil at the former General Motors Saginaw Malleable Iron facility in Saginaw, Michigan. This approval is granted in accordance with TSCA Section 6(e) and the Federal PCB regulations at 40 Code of Federal Regulations (CFR) §761.77.

The Saginaw Malleable Iron facility is subject to the Resource Conservation and Recovery Act of 1976 (RCRA) Subtitle C Corrective Action (CA) requirements. The Michigan Department of Environmental Quality (MDEQ) is the lead agency in oversight of RCRA CA obligations at the Saginaw Malleable Iron Facility under its authority as a state authorized to implement RCRA, 42 U.S.C., Section 6926, and in furtherance of its statutory and regulatory responsibilities pursuant to Part 111, Hazardous Waste Management, and Part 201, Environmental Remediation, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), Michigan Compiled Laws (MCL) 324.1101 *et seq.* and MCL 324.20101 *et seq.*

RACER Trust requested approval from the MDEQ of response activities outlined in the May 2015 Remediation Plan which includes the excavation and off-site disposal of PCBs in soil and concrete and the on-site management of residual PCB impacted soil under a soil covered concrete cap. MDEQ approved the plan on March 31, 2016. Per EPA request, RACER amended the cover for the residual PCB impacted soil. The residual PCB impacted soil will be covered by a geo-fabric demarcation layer and up to 54 inches of fill overlain by two feet of clay and a two inch layer of topsoil.

The MDEQ-approved Work Plan for the Saginaw Malleable Iron facility constitutes a "decision and enforcement document issued by an authorized State Director for a State Program that has been approved by the EPA" that serves as the technical and legal basis of the TSCA PCB Coordinated Approval pursuant to 40 CFR §761.77(c)(1)(i). Under this TSCA Coordinated Approval, EPA finds that PCB remediation activities conducted in accordance with the PCB Remediation Plan, the amended cover design for the residual PCB impacted soil and the sidewall verification sampling and restrictive covenant conditions required by this Coordinated Approval, will not present unreasonable risk of injury to health or the environment.

RACER Trust must abide by the conditions identified in the MDEQ approval letter for remediation and disposal of PCB Remediation Waste generated under the PCB Remediation Plan. In addition, RACER Trust must use the amended cover design over the residual PCB impacted soil and conduct verification sidewall sampling where the excavation depth of the PCB contaminated soil exceeds one foot. You must conduct the sampling in accordance with Subpart O of the PCB regulations. The restrictive covenant you establish for this site must include a statement stipulating that the cover over the residual PCB impacted soil at the site must be maintained in perpetuity.

In accordance with 40 CFR §761.77(a)(3), you must notify EPA in writing within 5 calendar days of any changes relating to PCB waste management requirements in the approved PCB Remediation Plan.

This letter does not relieve the site owner from compliance with any other federal, state or local regulation and does not preclude EPA from initiating any enforcement action, including an action seeking civil penalties for any violation of federal regulations.

If you have any further questions regarding this matter, please feel free to contact me or Jean Greensley of my staff at (312) 353-1171 or greensley.jean@epa.gov.

Sincerely,

*Michael D. Harris*

*M.G.*

Margaret M. Guerriero  
Director  
Land and Chemicals Division

cc: Rhonda Klann, MDEQ (email)  
Amanda Armbruster, MDEQ (email)  
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