



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

REPLY TO THE ATTENTION OF:

LU-9J

May 1, 2013

Mr. Grant Trigger
Racer Trust
2930 Ecorse Road
Ypsilanti, Michigan 48198

RE: Pre-1978 Determination Concurrence Request
Company Vehicle Operations (CVO) Site
2901 Tyler Road
Ypsilanti, Michigan

Dear Mr. Trigger:

This letter is in response to your request for a pre-1978 determination regarding the occurrence of the Polychlorinated Biphenyl (PCB) contamination present at the Company Vehicle Operations (CVO) Site in Ypsilanti, Michigan. As part of your request, you provided information regarding the historical filling activities at the CVO site. This information, which formed the basis of the U. S. Environmental Protection Agency's pre-1978 determination for this site, includes the following documents:

- A November 30, 2004 memorandum and an April 27, 2007 memorandum which detail the historical development and filling activities at the CVO site
- A May 17, 2012 Conestoga-Rovers & Associates (CRA) memorandum discussing TSCA Applicability for PAOC 18
- A December 18, 2012 CRA memorandum discussing the proposed Interim Measure at PAOC 18 which includes a summary of findings based on the historical aerial photos and includes the aerial photos as an attachment

Based on our review, we agree that the documents support your conclusion that the PCB contamination at the CVO site occurred in the 1940's and 1950's. Therefore, pursuant to 40 CFR §761.50(b)(3)(iii), you have provided documented evidence that the PCB contamination occurred prior to 1978. In accordance with 40 CFR §761.50(b)(3)(i)(A), this site is not presumed to present an unreasonable risk to health and the environment from exposure to PCBs. Should you choose to remediate the site, you are not required to clean the site in accordance with

40 CFR §761.61. You are required to dispose of the remediated material in compliance with 40 CFR §761.61. However, cleanup of those wastes that is not in complete compliance with 40 CFR § 761.61 will not afford the responsible party with relief from the applicable PCB regulations for that waste [40 CFR §761.50(b)(3)(i)(B)].

Thank you for providing the documents necessary for our review of this site. If you have any questions regarding the information in this letter, please do not hesitate to contact me at 312-353-1171 or greensley.jean@epa.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jean M. Greensley".

Jean M. Greensley, Geologist
Corrective Action Section #1

cc: Dave Favero, Racer Trust
Beth Landale, CRA