



RE: Fw: Iron King ARARs tentative determinations

Brian J. Stonebrink

to:

Leah Butler

07/21/2010 10:43 AM

Cc:

Monika OSullivan, Sarah Mueller

Hide Details

From: "Brian J. Stonebrink" <Stonebrink.Brian@azdeq.gov>

To: Leah Butler/R9/USEPA/US@EPA

Cc: Monika OSullivan/R9/USEPA/US@EPA, Sarah Mueller/R9/USEPA/US@EPA

History: This message has been forwarded.

Leah,

ADEQ accepts the determinations with a clarification that the GPLs should be a To Be Considered (TBC) if not ARAR's.

GPL's have not been promulgated, but we do have rule [AAC R18-7-203(B)(1)] that was promulgated in accordance with A.R.S. §49-152 that requires soil remediation levels to be protective of groundwater quality which we use GPLs to determine.

Brian Stonebrink  
Federal Projects Unit  
ADEQ

---

**From:** Butler.Leah@epamail.epa.gov [<mailto:Butler.Leah@epamail.epa.gov>]

**Sent:** Wednesday, July 21, 2010 10:26 AM

**To:** Brian J. Stonebrink

**Cc:** OSullivan.Monika@epamail.epa.gov; Mueller.Sarah@epamail.epa.gov

**Subject:** Re: Fw: Iron King ARARs tentative determinations

Good Morning Brian,

Does ADEQ have any concerns with EPA's determinations on the State's proposed ARARs? I am sending Doug the list of preliminary ARARs to include in the RAETM by Friday, July 23rd. Please send me any input on this before then, thanks!

Leah Butler

Wetlands Regulatory Office  
U.S. Environmental Protection Agency  
75 Hawthorne Street, WTR-8  
San Francisco, CA 94105  
(415) 972-3199  
butler.leah@epa.gov

From: Leah Butler/R9/USEPA/US  
To: stonebrink.brian@azdeq.gov <stonebrink.brian@azdeq.gov>  
Cc: Claire Trombadore/R9/USEPA/US@EPA, Monika OSullivan/R9/USEPA/US@EPA, Sarah Mueller/R9/USEPA/US@EPA  
Date: 07/19/2010 11:39 AM  
Subject: Re: Fw: Iron King ARARs tentative determinations

---

Brian,

We added A.R.S. section 49-222 (re: navigable waters) as an ARAR and revised the attached document to reflect this addition.

[attachment "Tentative Determinations on State ARARs for Iron King Mine.doc" deleted by Leah Butler/R9/USEPA/US]

Leah Butler  
Wetlands Regulatory Office  
U.S. Environmental Protection Agency  
75 Hawthorne Street, WTR-8  
San Francisco, CA 94105  
(415) 972-3199  
butler.leah@epa.gov

From: Leah Butler/R9/USEPA/US  
To: stonebrink.brian@azdeq.gov <stonebrink.brian@azdeq.gov>  
Cc: Sarah Mueller/R9/USEPA/US@EPA, Claire Trombadore/R9/USEPA/US@EPA, Monika OSullivan/R9/USEPA/US@EPA  
Date: 07/16/2010 10:07 AM  
Subject: Fw: Iron King ARARs tentative determinations

---

Brian,

EPA reviewed the ARARs you submitted in March 2010 and has made some determinations. Please take a look at our review and let us know if you have any question. EPA is compiling a preliminary list of ARARs to be placed in the forthcoming Remedial Alternatives Evaluation Technical Memorandum. This list will consist of Federal ARARs and the ARARs proposed by the State (that EPA determined are, indeed, ARARs). The final ARARs will not be decided until the Record of Decision. Any additional questions on this matter can be sent to Claire who will coordinate with our counsel, as needed.

Thanks!

Leah Butler  
Wetlands Regulatory Office  
U.S. Environmental Protection Agency  
75 Hawthorne Street, WTR-8  
San Francisco, CA 94105  
(415) 972-3199

butler.leah@epa.gov

[attachment "Tentative Determinations on State ARARs for Iron King Mine.doc" deleted by Leah Butler/R9/USEPA/US]

---

NOTICE: This e-mail (and any attachments) may contain PRIVILEGED OR CONFIDENTIAL information and is intended only for the use of the specific individual(s) to whom it is addressed. It may contain information that is privileged and confidential under state and federal law. This information may be used or disclosed only in accordance with law, and you may be subject to penalties under law for improper use or further disclosure of the information in this e-mail and its attachments. If you have received this e-mail in error, please immediately notify the person named above by reply e-mail, and then delete the original e-mail. Thank you.