

Inactive Hazardous Sites Branch
CTS of Asheville Summary
(NCD003149556/Former APS# 20358)
Mills Gap Road, Buncombe County

This is the June 2009 update of the N.C. Department of Environment and Natural Resources-directed activities that CTS is performing at the Mills Gap Road site.

IHSB-CTS Site, Order of Documents:

CTS to NCDENR – Additional Information Regarding Phase I Report 5-12-09

June 2009 Update:

- In response to the May 7 conference call held between the state Inactive Hazardous Sites Branch (branch), CTS and Mactec (discussed in the May 2009 monthly status report), CTS submitted an additional information letter on May 12 confirming the July 28 submittal date for the final Phase I report. The next stage in the assessment will involve submittal of a Phase II work plan after the Phase I report is reviewed by the branch. The Phase II workplan will define the remaining required groundwater delineation as well as any source area evaluation deficiencies identified in the Phase I final report.
- Public comments have been received for the proposed administrative agreement between CTS and the N.C. Division of Waste Management. Under the agreement, CTS would conduct voluntary remediation under the branch's authority after the assessment efforts are completed. The branch received several responses from community members and other stakeholders as well as a petition with more than 3,000 signatures opposing the proposed agreement. All responses that were received came out in opposition to the proposed agreement. The Buncombe County Commissioners sent a letter to the Gov. Bev Perdue "formally requesting executive intervention in any proposed Administrative Consent Agreement" between the CTS Corporation and the state Department of Environment and Natural Resources. The commissioners also passed Resolution No. 09-85 opposing the draft agreement. DENR is evaluating the responses received.
- Written community questions from the April 21 Buncombe County Commissioners' meeting were provided to the Environmental Protection Agency, the state Division of Waste Management, and the N.C. Division of Public Health. Each agency responded, according to its areas of expertise and responsibility regarding CTS. The responding agencies agreed to submit a joint response to the questions and distinguish in the answers which agency had provided each response. It was felt that this combined answer strategy will be more comprehensive and provide less opportunities for confusion. EPA agreed to combine the answers and provide a final group response to Marc Fowler of the

Buncombe County Health Department, as Fowler requested. The state Division of Waste Management provided its answers to the EPA on June 2. The combined response from EPA will be forthcoming.

- Dee Freeman, secretary of the state Department of Environment and Natural Resources, was to be in the Asheville area in late May for business unrelated to CTS. So, Freeman took the opportunity to request that branch staff meet with him to provide a technical and regulatory overview of the CTS site. Staff met with Freeman on May 21 in Asheville to provide the requested overview.
- U.S. Sen. Richard Burr sent a letter to the branch on May 26 stating that his office had received a number questions from his constituents and that the branch should respond to them directly. The constituent questions were provided to the branch on June 1. Most of the questions are directed at the EPA with a few questions related to DENR's activities. The branch provided a copy of the questions to the EPA on June 1. Answers will be forthcoming.