



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

## DEPARTMENT OF NATURAL RESOURCES

dnr.mo.gov

March 13, 2013

CERTIFIED MAIL – 7009 3410 0001 9352 0778  
RETURN RECEIPT REQUESTED

Mrs. Jami Gay  
Environmental, Health and  
Safety Manager  
Euticals, Incorporated  
2460 West Bennett Street  
Springfield, MO 65807

RE: Class 1 Permit Modification with Prior Director's Approval  
Euticals, Incorporated, Springfield, Missouri  
EPA ID# MOD095038329

Dear Mrs. Gay:

The Missouri Department of Natural Resources (Department) approves Euticals, Incorporated's (Euticals) Class 1 Permit Modification request, dated November 29, 2012, with changes. The November 29, 2012, Modification request, which is a revision of the original request dated March 21, 2012, was to change ownership of the facility from Archimica, Incorporated, to Euticals, Incorporated.

We are approving this Class 1 Permit Modification request requiring prior director approval with the following conditions:

1. The November 29, 2012, Class 1 Permit Modification request was missing the "Hazardous Waste Permit Information Form" with an updated "Facility Permit Contact." Euticals shall submit an updated form to the Department.
2. The updated First Amendment Standby Trust Agreement document, dated November 19, 2012, states that a surety bond replaces the Irrevocable Standby Letter of Credit. Euticals shall submit a surety bond to the Department, if one will be utilized. If another form of financial assurance will be used, Euticals shall submit it to the Department.
3. Euticals shall submit to the Department an updated "Schedule B" and "Exhibit A" of the First Amendment Standby Trust Agreement.



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Mrs. Jami Gay  
March 13, 2013  
Page 2

4. Euticals shall provide clarification to the Department as to whether BTP International should be a Co-Grantor on the Standby Trust Agreement.
5. Euticals shall update language or add an amendment to the Standby Trust Agreement to include corrective action activities. Trust Agreement model language was sent to Euticals via e-mail on February 22, 2013, as an example of this update language.

Please submit the above-required items 45 days from the date of this letter, by April 29, 2013. Financial assurance documents shall be submitted in draft form. The Department has granted an extension request for Euticals to submit draft financial assurance instruments and related documents as required by the Department's approval of Euticals' Financial Assurance Cost Estimates for Corrective Actions associated with the former Surface Impoundment and Groundwater Recovery and Monitoring. The extension request approval letter, submitted concurrently with this letter, requires Euticals to submit the required draft financial assurance documentation by the same submittal date of April 29, 2013, in order to reduce duplication of effort.

Euticals stated that a notice of modifications was already sent to everyone on their facility mailing list and the appropriate units of state and local government on November 29, 2012. The Department received a copy of this notice on January 29, 2013. This notice may serve as the notice required within 90 calendar days after the date of this letter, as outlined in Code of Federal Regulations 40 CFR 270.42(a)(1)(ii), incorporated by reference in Code of State Regulations 10 CSR 25-7.270(1), and modified by 10 CSR 25-7.270(2)(A)6 and 10 CSR 25-7.270(2)(B)10.

If you have questions regarding this letter, please contact Meagan Prestegard, P.E., Environmental Engineer, of my staff at the Missouri Department of Natural Resources, Hazardous Waste Program, P.O. Box 176, Jefferson City, MO 65102-0176, by telephone at (573) 751-3553 or 1-800-361-4827, or by e-mail at [meagan.prestegard@dnr.mo.gov](mailto:meagan.prestegard@dnr.mo.gov). If you have specific financial assurance questions, you may also contact Ms. Theresa Doggett, Planner, of my staff at the Missouri Department of Natural Resources, Hazardous Waste Program, P.O. Box 176, Jefferson City, MO 65102-0176, by telephone at (573) 751-3553 or 1-800-361-4827, or by e-mail at [theresa.doggett@dnr.mo.gov](mailto:theresa.doggett@dnr.mo.gov). Thank you.

Sincerely,

HAZARDOUS WASTE PROGRAM

[Original signed by Richard A. Nussbaum]

Richard A. Nussbaum, P.E., R.G.  
Chief, Permits Section

RAN:mpm

Mrs. Jami Gay  
March 13, 2013  
Page 3

c: Mr. Wray Rohrman, Project Manager, U.S. EPA Region 7  
Southwest Regional Office, Missouri Department of Natural Resources