



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

dnr.mo.gov

September 30, 2014

Mr. Bradley T. Meyr
Facility Manager
Lone Star Industries, Incorporated
d.b.a. Buzzi Unicem USA
2524 South Sprigg Street
Cape Girardeau, MO 63703-8024

RE: Class 1 Permit Modification w/out Prior Director's Approval
Request for Clarification of Waste Sampling Location
Lone Star Industries, Incorporated, Cape Girardeau, Missouri
EPA ID# MOD981127319

Dear Mr. Meyr:

The Missouri Department of Natural Resources (Department) has reviewed Lone Star Industries, Incorporated's (Lone Star), phone request for clarification regarding their waste analysis plan's sampling location, dated August 20, 2014. The request was to clarify where Lone Star should be allowed to perform their incoming hazardous waste sampling in fulfillment of the waste analysis plan, in the approved Permit application, dated August 21, 1998. We are hereby granting Lone Star the flexibility to sample their incoming waste either within the truck bays or in an area just outside of the truck bays in the drive area.

The Department has decided that, although there are no specific regulatory requirements that detail location standards for hazardous waste determinations, this request shall be processed through a Class 1 Permit Modification, not requiring prior director approval. We are doing this to tie the determination to the Missouri Hazardous Waste Management Facility (MHWMF) Part I Permit and to deter any inspection/enforcement discrepancy. Lone Star should keep in mind that any and all spills shall be reported to the Department per Lone Star's MHWMF Part I Permit, Corrective Action Conditions III.A.; and, any areas used to sample the incoming waste(s) could possibly be subject to further corrective action.

Lone Star must send a notice of the modification to everyone on their facility mailing list and the appropriate units of state and local government within 90 calendar days after the change was put into effect, as outlined in Code of State Regulation [10 CSR 25-7.270(1)], which incorporates the Code of Federal Regulations [40 CFR 270.42(a)(1)(ii)]. Lone Star must send a copy of the notice to Department.



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If you have questions regarding this letter, please contact Nathan Kraus, P.E., 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 by e-mail at nathan.kraus@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:nkm

c: Ken Herstowski, P.E., Project Manager, U.S. EPA Region 7
Southeast Regional Office, Missouri Department of Natural Resources

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bc: Heidi Rice, HWP-Permits Section pdf
Kathy Flippin, HWP-Compliance and Enforcement Section
Nicole Eby, HWP-Compliance and Enforcement Section
Andrew Reed, HWP-Compliance and Enforcement Section