



**SUMMARY AND RESPONSE TO COMMENTS
PROPOSED FINAL REMEDY AND PERMIT TERMINATION
WM LAMPTRACKER, INCORPORATED
415 KAISER INDUSTRIAL DRIVE
KAISER, MISSOURI
EPA ID# MOR000504456**

The Missouri Department of Natural Resources (hereafter the Department), in coordination with the U.S. Environmental Protection Agency (EPA) Region 7, approved the proposed final remedy of no further corrective action at the WM LampTracker, Incorporated (WMLT), facility in Kaiser, Missouri. As a result of WMLT having completed clean closure of its hazardous waste management and resource recovery units and corrective action obligations, the Department and EPA are terminating WMLT's Missouri Hazardous Waste Management Facility (MHWMF) Part I and EPA Hazardous and Solid Waste Amendments Part II Permits and releasing the facility from regulation as a hazardous waste treatment, storage, and disposal facility subject to the corrective action and permitting requirements of the Missouri Hazardous Waste Management Law and regulations.

The Department conducted the public participation activities for the proposed final remedy and Part I Permit termination, as outlined in Code of State Regulations 10 CSR 25-8.124(1)(A)10. At the same time, EPA conducted the public participation activities for the Part II Permit termination, as described in 40 CFR 124.15(a). The Department and EPA issued the public notice for these decisions together. The Department and EPA invited the public to review and offer written comments on the Statement of Basis, issued in support of the proposed final remedy, and permit terminations during a 45-day public comment period. The public comment period began September 24, 2015, and ended November 9, 2015.

All written comments received during the public comment period concerning the proposed final remedy and permit termination are listed below. The Department's response to each comment and an explanation of how each comment was addressed is also included. This Summary and Response to Comments was prepared according to the requirements in 10 CSR 25-8.124(1)(A)17.

COMMENTS FROM THE PERMITTEE:

Comment #1:

On behalf of WM Lamp Tracker, Inc. (WML T), GHD Services Inc. (GHD) notes that bullet points 8 and 9 on page 5 of the Statement of Basis prepared for the Proposed Final Remedy, Permit Termination, and Release from Corrective Action Obligations for the Former WM Lamp Tracker, Inc. Facility (WML T) in Kaiser, Missouri suggest that WM Universal Waste LampTracker 1, Inc. (predecessor to WM Lamp Tracker, Inc.) was the owner of the facility. Neither WM Universal Waste Lamp Tracker 1, Inc. or WM Lamp Tracker, Inc. ever owned the facility or property. WML T leased the property during the entire period of facility operation by WMLT.

Response #1:

Bullet Points 8 and 9 of the draft Statement of Basis state:

- January 30, 2009 – The Department approved a Class 1 Permit Modification to the MHWMF Part I Permit allowing the addition of a new owner, WM Universal Waste LampTracker 1, Inc. and change in operator to WM Universal Waste LampTracker 1, Inc.
- February 17, 2009 – The EPA approved a Class 1 Modification to the Part II Permit allowing the change in owner and operator to WM Universal Waste LampTracker 1, Inc.

Based on the forms submitted at the time, the Department and EPA reviewed and interpreted the information as requesting to add a new owner and to change the operator for the facility as listed above. However, the Department acknowledges GHD's comment that the information may have been submitted incorrectly or misinterpreted and neither WM Universal Waste LampTracker 1, Inc. nor WM LampTracker, Incorporated, ever owned the facility or property. No changes to the Department's proposed no further corrective action and permit termination decisions were made in response to this comment.