



ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 300

[EPA-HQ-SFUND-1983-0002, EPA-HQ-SFUND-1986-0005, EPA-HQ-SFUND-1987-0002, EPA-HQ-SFUND-1989-0011, EPA-HQ-SFUND-1990-0010, EPA-HQ-SFUND-1990-0011, EPA-HQ-SFUND-1993-0001, EPA-HQ-SFUND-2000-0004, EPA-HQ-SFUND-2002-0008, EPA-HQ-SFUND-2003-0010, EPA-HQ-SFUND-2005-0011, EPA-HQ-SFUND-2006-0759, EPA-HQ-SFUND-2009-0587, EPA-HQ-SFUND-2011-0076, EPA-HQ-SFUND-2011-0077; FRL-8923-03-OLEM]

Deletions from the National Priorities List

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) announces the deletion of nine sites and the partial deletion of eleven sites from the Superfund National Priorities List (NPL). The NPL, created under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended, is an appendix of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). The EPA and the states, through their designated state agencies, have determined that all appropriate response actions under CERCLA, other than operation and maintenance, monitoring, and five-year reviews, where applicable, have been completed. However, this deletion does not preclude future actions under Superfund.

DATES: Effective on [INSERT DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES:

Docket: EPA has established a docket for this action under the Docket Identification included in Table 1 in the **Supplementary Information** section of this document. All documents in the docket are listed on the <https://www.regulations.gov> Web site. Although listed in the index, some information is not publicly available, i.e., Confidential Business Information or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted

material, is not placed on the Internet and will be publicly available only in hard copy form.

Publicly available docket materials are available either electronically through

<https://www.regulations.gov> or in hard copy at the corresponding Regional Records Centers.

Locations, addresses, and phone numbers-of the Regional Records Centers follow.

Regional Records Centers:

- Region 2 (NJ, NY, PR, VI), U.S. EPA, 290 Broadway, New York, NY 10007-1866; 212/637-430842.
- Region 3 (DE, DC, MD, PA, VA, WV), U.S. EPA, Library, 1650 Arch Street, Mail code 3SD42, Philadelphia, PA 19103; 215/814-3024.
- Region 4 (AL, FL, GA, KY, MS, NC, SC, TN), U.S. EPA, 61 Forsyth Street, SW, Mail code 9T25, Atlanta, GA 30303; 404/562-8637.
- Region 5 (IL, IN, MI, MN, OH, WI), U.S. EPA Superfund Division Records Manager, Mail code SRC-7J, Metcalfe Federal Building, 7th Floor South, 77 West Jackson Boulevard, Chicago, IL 60604; 312/886-4465.
- Region 7 (IA, KS, MO, NE), U.S. EPA, 11201 Renner Blvd., Mail code SUPR, Lenexa, KS 66219; 913/551-7956.
- Region 8 (CO, MT, ND, SD, UT, WY), U.S. EPA, 1595 Wynkoop Street, Mail code Records Center, Denver, CO 80202-1129; 303/312-7273.
- Region 10 (AK, ID, OR, WA), U.S. EPA, 1200 6th Avenue, Suite 155, Mail stop OMP-161, Seattle, WA 98101; 206/553-4494.

The EPA is temporarily suspending Regional Records Centers for public visitors to reduce the risk of transmitting COVID-19. Information in these repositories, including the deletion docket, may not be updated with hardcopy or electronic media. For further information and updates on EPA Docket Center services, please visit us online at <https://www.epa.gov/dockets>.

The EPA continues to carefully and continuously monitor information from the Centers for

Disease Control and Prevention (CDC), local area health departments, and our Federal partners so that we can respond rapidly as conditions change regarding COVID.

FOR FURTHER INFORMATION CONTACT:

- Mabel Garcia, U.S. EPA Region 2 (NJ, NY, PR, VI), garcia.mabel@epa.gov, 212/637-4356
- Andrew Hass, U.S. EPA Region 3 (DE, DC, MD, PA, VA, WV), hass.andrew@epa.gov, 215/814-2049
- Leigh Lattimore or Brian Farrier, U.S. EPA Region 4 (AL, FL, GA, KY, MS, NC, SC, TN), lattimore.leigh@epa.gov or farrier.brian@epa.gov, 404/562-8768 or 404/562-8952.
- Karen Cibulskis, U.S. EPA Region 5 (IL, IN, MI, MN, OH, WI), cibulskis.karen@epa.gov, 312/886-1843
- David Wennerstrom, U.S. EPA Region 7 (IA, KS, MO, NE), wennerstrom.david@epa.gov, 913/551-7996
- Linda Kiefer, U.S. EPA Region 8 (CO, MT, ND, SD, UT, WY), kiefer.linda@epa.gov, 303/312-6689
- Linda Meyer, U.S. EPA Region 10 (AK, ID, OR, WA), meyer.linda@epa.gov, 206/553-6636
- Chuck Sands, U.S. EPA Headquarters, sands.charles@epa.gov, 703/603-8857

SUPPLEMENTARY INFORMATION: The NPL, created under section 105 of CERCLA, as amended, is an appendix of the NCP. The NCP establishes the criteria that EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425(e), sites may be deleted from the NPL where no further response is appropriate. Partial deletion of sites is in accordance with 40 CFR 300.425(e) and are consistent with the Notice of Policy Change: Partial Deletion of Sites Listed on the National Priorities List, 60 FR 55466, (November 1, 1995). The sites to be deleted and partially deleted from the NPL are listed in Table 1, including docket information

containing reference documents with the rationale and data principally relied upon by the EPA to determine that the Superfund response is complete. The NCP permits activities to occur at a deleted site, or that media or parcel of a partially deleted site, including operation and maintenance of the remedy, monitoring, and five-year reviews. These activities for the site are entered in Table 1 in this **Supplementary Information** section, if applicable, under Footnote such that; 1= site has continued operation and maintenance of the remedy, 2= site receives continued monitoring, and 3= site five-year reviews are conducted. As described in 40 CFR 300.425(e)(3) of the NCP, a site or portion of a site deleted from the NPL remains eligible for Fund-financed remedial action if future conditions warrant such actions.

Table 1

Site Name	City/County, State	Type	Docket Number	Footnote
Reich Farms	Pleasant Plains, NJ	Full	EPA-HQ- SFUND-1983- 0002	2, 3
Butler Mine Tunnel	Pittston, PA	Full	EPA-HQ- SFUND-1987- 0002	
Airco	Calvert City, KY	Full	EPA-HQ- SFUND-2005- 0011	1, 2, 3
Chemfax, Inc.	Gulfport, MS	Partial	EPA-HQ- SFUND-1993- 0001	1, 2, 3
Kerr-McGee Chemical Corp-	Navassa, NC	Partial	EPA-HQ-	

Navassa			SFUND-2009-0587	
T.H. Agriculture & Nutrition (Montgomery)	Montgomery, AL	Partial	EPA-HQ-SFUND-1990-0011	1, 2, 3
US Finishing/Cone Mills	Greenville, SC	Partial	EPA-HQ-SFUND-2011-0077	
Arrowhead Refinery Co.	Hermantown, MN	Full	EPA-HQ-SFUND-2005-0011	2, 3
Barrels, Inc.	Lansing, MI	Full	EPA-HQ-SFUND-1989-0011	1, 3
Bennett Stone Quarry	Bloomington, IN	Full	EPA-HQ-SFUND-2005-0011	1, 2, 3
Lemon Lane Landfill	Bloomington, IN	Full	EPA-HQ-SFUND-1983-0002	1, 2, 3
South Minneapolis Residential Soil Contamination	Minneapolis, MN	Partial	EPA-HQ-SFUND-2006-0759	
United Scrap Lead Co., Inc.	Troy, OH	Full	EPA-HQ-SFUND-2005-	1, 3

			0011	
Neal's Landfill (Bloomington)	Bloomington, IN	Full	EPA-HQ- SFUND-1983- 0002	1, 2, 3
Missouri Electric Works	Cape Girardeau, MO	Partial	EPA-HQ- SFUND-1990- 0010	1, 3
Omaha Lead	Omaha, NE	Partial	EPA-HQ- SFUND-2003- 0010	1, 3
Riverfront	New Haven, MO	Partial	EPA-HQ- SFUND-2000- 0004	1, 2, 3
Libby Asbestos	Libby, MT	Partial	EPA-HQ- SFUND-2002- 0008	1, 3
Eagle Mine	Minturn/Redcliff, CO	Partial	EPA-HQ- SFUND-1986- 0005	1, 3
North Ridge Estates	Klamath Falls, OR	Partial	EPA-HQ- SFUND-2011- 0076	1, 3

Information concerning the sites to be deleted and partially deleted from the NPL, the proposed rule for the deletion and partial deletion of the sites, and information on receipt of public comment(s) and preparation of a Responsiveness Summary (if applicable) are included in

Table 2 as follows:

Table 2

Site Name	Date, Proposed Rule	FR Citation	Public Comment	Responsiveness Summary	Full Site Deletion (Full) or Media/Parcels/Description for Partial Deletion
Reich Farms	5/14/2021	86 FR 26452	Yes	No	Full
Butler Mine Tunnel	5/14/2021	86 FR 26452	Yes	Yes	Full
Airco	5/14/2021	86 FR 26452	No	No	Full
Chemfax, Inc.	5/14/2021	86 FR 26452	No	No	11-acres of soils, sediments
Kerr-McGee Chemical Corp-Navassa	5/14/2021	86 FR 26452	No	No	20.2-acres Operable Unit (OU) 1 soils
T.H. Agriculture & Nutrition (Montgomery)	5/14/2021	86 FR 26452	No	No	16.4-acres soils/sediments
US Finishing/Co	5/14/2021	86 FR 26452	No	No	150-acres OU 2 with soils, sediments and

ne Mills					surface water
Arrowhead Refinery Co.	5/14/2021	86 FR 26452	No	No	Full
Barrels, Inc.	5/14/2021	86 FR 26452	No	No	Full
Bennett Stone Quarry	5/14/2021	86 FR 26452	Yes	No	Full
Lemon Lane Landfill	5/14/2021	86 FR 26452	Yes	No	Full
South Minneapolis Residential Soil Contamination	5/14/2021	86 FR 26452	No	No	Five of remaining nine properties on NPL
United Scrap Lead Co., Inc.	5/14/2021	86 FR 26452	No	No	Full
Neal's Landfill (Bloomington)	5/14/2021	86 FR 26452	Yes	No	Full
Missouri Electric Works	5/14/2021	86 FR 26452	No	No	6.4-acre site property OU 1 soils and OU 3 sediments

Omaha Lead	5/14/2021	86 FR 26452	No	No	96 residential parcels
Riverfront	5/14/2021	86 FR 26452	No	No	1.4-acre OU 3 Old City Dump soil, groundwater, surface water, seeps
Libby Asbestos	5/14/2021	86 FR 26452	No	No	OU 8 Roads and Highways (30 miles of roads and right-of-way)
Eagle Mine	5/14/2021	86 FR 26452	Yes	Yes	50-acre OU 2 Town of Gilman soils
North Ridge Estates	5/14/2021	86 FR 26452	No	No	125-acre OU 1 includes Northridge Estates and former Marine Recuperation Barracks soils

For all sites proposed for deletion, the closing date for comments in the proposed rule was June 14, 2021. The EPA received comments on six of the sites included for deletion or partial deletion in this final rule. The Bennett Stone Quarry site and the Lemon Lane Landfill site each received one public comment supportive of the proposed deletion. The Neal's Landfill (Bloomington) site received two public comments supportive of the deletion. Because no adverse comment was received for these three sites, no Responsiveness Summaries were prepared.

The Reich Farms site received an inquiry concerning the proposed deletion action. EPA responded to the inquiry by providing information available in the deletion docket to the commenter. Because the comment was not adverse to the proposed deletion of the Reich Farms

site, EPA did not prepare a Responsiveness Summary. EPA still believes the deletion action is appropriate. EPA placed the comment and a memorandum explaining EPA's response to the inquiry in the docket, EPA-HQ-SFUND-1983-0002, on <https://www.regulations.gov>, and in the Regional repository listed in the **Addresses** section.

The Butler Mine Tunnel site received one written comment and EPA prepared a Responsiveness Summary. The commentor did not agree with EPA's decision to delete the Butler Mine Tunnel Site from the NPL. The commentor did express concern that the storm drains in their town may be connected to boreholes which convey stormwater into underground mines. The commentor requested an investigation of their concerns, including the collection of air samples and use of camera system. Finally, the commentor expressed concern that cancer cases in their community are located near storm drains. The commentor did not specify what boreholes or underground mines they are concerned about, and did not provide their address/location, or the name of the town they refer to in their comment. The commentor did not offer any information specific to the Butler Mine Tunnel site to demonstrate that NPL deletion criteria were not met. EPA has determined that it is appropriate to proceed with the deletion because all response actions at the site are complete and the criteria for deletion have been met. A Responsiveness Summary was prepared and placed in the docket, EPA-HQ-SFUND-1987-0002, on <https://www.regulations.gov>, and in the Regional repository listed in the **Addresses** section.

The Eagle Mine site received one comment. The commenter requested clarification regarding the purpose of the proposed partial deletion of OU2, the Town of Gilman, and an explanation as to what differentiates the Gilman portion of OU2 from other sources of contamination at the site. The purpose of the proposed deletion is to document cleanup completion of the Eagle Mine Superfund Site OU2. All response requirements in the OU2 Record of Decision are implemented and as such, OU2 qualifies for partial deletion from the NPL. EPA has determined that it is appropriate to proceed with the deletion because all response

actions at the site are complete and the criteria for partial deletion have been met. A Responsiveness Summary was prepared and placed in the docket, EPA-HQ-SFUND-1986-0005, on <https://www.regulations.gov>, and in the Regional repository listed in the **Addresses** section.

For all other sites not specified above, no adverse comments were received.

EPA maintains the NPL as the list of sites that appear to present a significant risk to public health, welfare, or the environment. Deletion from the NPL does not preclude further remedial action. Whenever there is a significant release from a site deleted from the NPL, the deleted site may be restored to the NPL without application of the hazard ranking system. Deletion of a site from the NPL does not affect responsible party liability in the unlikely event that future conditions warrant further actions.

List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Natural resources, Oil pollution, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: September 2, 2021

Larry Douchand,
Office Director,
Office of Superfund Remediation and Technology Innovation.

For reasons set out in the preamble, the EPA amends 40 CFR part 300 as follows:

PART 300—NATIONAL OIL AND HAZARDOUS SUBSTANCES POLLUTION

CONTINGENCY PLAN

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1251 *et seq.*; 42 U.S.C. 9601–9657; E.O. 13626, 77 FR 56749, 3 CFR, 2013 Comp., p. 306; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193.

2. In appendix B to part 300 amend Table 1 by:

a. Revising the entries for “AL, T.H. Agriculture & Nutrition (Montgomery), Montgomery”;

“CO, Eagle Mine, Minturn/Redcliff”;

b. Removing the entries for “IN, Bennett Stone Quarry, Bloomington”; “IN, Lemon Lane

Landfill, Bloomington”; “IN, Neal’s Landfill (Bloomington), Bloomington”; “KY, Airco,

Calvert City”; “MI, Barrels, Inc., Lansing”; “MN, Arrowhead Refinery Co., Hermantown”;

c. Revising the entries for “MO, Missouri Electric Works, Cape Girardeau”; “MO, Riverfront,

New Haven”; “MS, Chemfax, Inc., Gulfport”; “NC, Kerr-McGee Chemical Corp-Navassa,

Navassa”;

d. Removing the entries for “NJ, Reich Farms, Pleasant Plains”; “OH, United Scrap Lead Co.,

Inc., Troy”;

e. Revising the entry for “OR, North Ridge Estates, Klamath Falls”;

f. Removing the entry for “PA, Butler Mine Tunnel, Pittston”; and

g. Revising the entry for “SC, US Finishing/Cone Mills, Greenville”.

The revisions read as follows:

Appendix B to Part 300—National Priorities List

Table 1 - General Superfund Section

State	Site name	City/County	Notes (a)

AL	T.H. Agriculture & Nutrition (Montgomery)	Montgomery	P
	* * * * *		
CO	Eagle Mine	Minturn/Redcliff	P
	* * * * *		
MO	Missouri Electric Works	Cape Girardeau	P
	* * * * *		
MO	Riverfront	New Haven	P
	* * * * *		
MS	Chemfax, Inc.	Gulfport	P
	* * * * *		
NC	Kerr-McGee Chemical Corp-Navassa	Navassa	P
	* * * * *		
OR	North Ridge Estates	Klamath Falls	P
	* * * * *		
SC	US Finishing/Cone Mills	Greenville	P
	* * * * *		

*P = Sites with partial deletion(s).

[FR Doc. 2021-19448 Filed: 9/13/2021 8:45 am; Publication Date: 9/14/2021]