

**NOTICE OF FINAL DECISION TO REISSUE A HAZARDOUS WASTE MANAGEMENT
POST-CLOSURE PERMIT TO BRISTOL METALS, LLC**

The Tennessee Department of Environment and Conservation's (TDEC) Division of Solid Waste Management (DSWM) has made a final decision to **reissue a hazardous waste management post-closure permit** to **Bristol Metals LLC**. The facility is located in **Sullivan County at 390 Bristol Metals Road, Bristol, Tennessee**. The permit was issued on March 15, 2011, and shall remain in effect until March 15, 2021, unless revoked and reissued, or terminated, or continued under applicable regulations. This action follows a 45-day public comment period for the draft permit, which ended on November 15, 2010. No comments or a request for a public hearing were received from the public during this comment period.

The Permit, TNHW-147 (formerly TNHW-029) requires the facility (EPA ID Number: TND 00 337 4790) to continue post-closure care and monitoring activities for a groundwater monitoring system. It also requires notification of imminent hazards, and when applicable, compliance with the requirements developed under land disposal restrictions and organic air emission standards. Also included as part of this permit are the corrective action conditions for the solid waste management units (SWMUs) and areas of concern (AOCs). Bristol Metals, LLC is required to investigate any release of hazardous waste or hazardous constituents at the facility, regardless of the time at which waste was placed in a unit, and to take appropriate corrective action for any such release.

This permit is Reissued under the authority of the Tennessee Hazardous Waste Management Act of 1977, as amended, Tennessee Code Annotated, Section 68-212-101 et seq., and Tennessee Rule Chapter 1200-01-11, Hazardous Waste Management.

A copy of the permit, including the Response to Comments, is available for public inspection at the Sullivan County Library, 1655 Blountville Blvd., Blountville, TN 37617 (423-279-2714). These materials are also available for public inspection during normal business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday, except legal holidays, at the TDEC Johnson City Environmental Field Office, Public Access Area, 2305 Silverdale Road, Johnson City, TN 37601 (423-854-5400) and the TDEC Div. Solid Waste Management, Central Office, 5th Floor, L&C Tower, 401 Church St., Nashville, TN 37243.

For further information, contact: Mr. Charles Burroughs, Corrective Action Section; Division of Solid Waste Management; Tennessee Department of Environment and Conservation; 5th Floor, L & C Tower; 401 Church Street; Nashville, Tennessee 37243-1535; phone 615-532-0863; fax 615-532-0886; or e-mail charles.burroughs@tn.gov.

TDEC is committed to principles of equal opportunity, equal access and affirmative action. Contact the EEO/AA Coordinator at 1-888-867-7455 or the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service at 1-800-848-0298.

Persons who wish to be on DSWM's mailing list should request a Mailing List Request form by calling or writing: Public Participation Officer; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church St.; Nashville, TN 37243-1535; (615-532-0798) or e-mail solid.waste@tn.gov.

RIGHTS OF APPEAL

The administrative and judicial review of this final permit is pursuant under the Tennessee Uniform Administrative Procedures Act, T.C.A. Sections 4-5-317 and 4-5-222, and the Hazardous Waste Management Act, T.C.A. 68-212-113, and Tennessee Rule 1200-01-11-.07(7)(k).

NOTICE ISSUED: April 14, 2011

RESPONSE TO COMMENTS
Bristol Metals LLC
Bristol, Tennessee

This document has been prepared in accordance with Tennessee Rule 1200-01-11-.07(7)(j). It has resulted from the Tennessee Division of Solid Waste Management's issuance of a draft permit to Bristol Metals LLC, located at 390 Bristol Metals Road, Bristol, Tennessee 37620, EPA Identification Number TND003374790. The permit conditions require Bristol Metals LLC to continue post-closure care at their Bristol facility. The corrective action conditions for the solid waste management units and areas of concern are also included as part of this permit.

Part A of this document describes the efforts made by the Tennessee Division of Solid Waste Management (DSWM) to obtain public input. Part B summarizes and responds to all significant comments received.

A. Public Involvement Opportunities

Bristol Metals LLC issued a public notice on May 7, 2004, notifying the public of a planned public meeting to be held on June 8, 2004. On June 8, 2004 Bristol Metals LLC held their pre-application meeting to inform the public that they would be submitting a renewal application for post-closure maintenance and monitoring of a closed hazardous waste landfill in Bristol, Tennessee. No one from the public attended the pre-application meeting held by Bristol Metals LLC.

DSWM issued a public notice of the issuance of the draft permit in the September 30, 2010 edition of the Kingsport Times-News. Several 30-second announcements of the action, referencing the notice published in the newspaper, were also provided over radio stations WKPT (AM) and WRZK (FM). The public notice advised that copies of the draft permit and associated materials were available for review at DSWM's Johnson City Field Office, at DSWM's Nashville Central Office and at the Sullivan County Public Library in Blountville, Tennessee. The notice also established a 45-day public comment period (ending November 15, 2010) and described how interested persons could comment in writing on the proposed action or request a public hearing.

B. Public Comment/Response Summary

No comments or requests for a public hearing were received from the public during the 45-day comment period and no comments were received from the facility or the Environmental Protection Agency. However, the DSWM has made some minor changes that included a few editorial and typographical corrections; revising TN Rule 1200-1-11 to Rule 1200-01-11 in the attachments, where it was not updated to the current rule citing; and additional changes as referenced on the attached list of changes made by the Division.

DIVISION CHANGES TO BRISTOL METALS LLC DRAFT PERMIT

For final permit issuance, listed below are the changes the Division of Solid Waste Management made to the Bristol Metals LLC's Draft Permit. Additions are noted by bold italicized text.

1. DRAFT 9/30/10 was removed as a header throughout the document.
2. TNHW-DRAFT has been changed to TNHW-147.
3. Figure 3-1 **was replaced with a new figure 3-1.**
4. Attachment 7.5, IIB ["Regional Screening Levels for Chemical Contaminants at Superfund Sites, May 20, 2008 or the most recent version,"](#). Added "or the most recent version".