

**NOTICE OF RCRA CLASS 3 and 2 PERMIT MODIFICATION REQUEST**

**HOVENSA L.L.C.**

LIMETREE BAY  
ST. CROIX, USVI 00820

**PUBLIC NOTICE**

EPA I.D. Number: VID980536080

February 26, 2008

**NOTICE OF RCRA CLASS 2 and 3 PERMIT MODIFICATION REQUESTS**

This notice is being provided in accordance with Title 40 Sections 270.42(b)(2) and 270.42(c)(2) of the Code of Federal Regulations (CFR) (40 C.F.R §§ 270.42 (b)(2) and 270.42 (c)(3)).

HOVENSA L.L.C. has submitted a request to the United States Environmental Protection Agency (EPA) to modify certain conditions of its 1999 Resource Conservation and Recovery Act (RCRA) Hazardous Waste Permit (the Permit). The requested modifications involve: 1) changes in operation of HOVENSA's Land Treatment Units (a Class 3 Permit Modification; and 2) proposed final remedies for individual Areas of Concern (AOCs) 1, 2 and 3 (a Class 2 Permit Modification).

HOVENSA requested the Class 3 Permit Modification for the Land Treatment Units as allowed under item K.9 in Appendix I to 40 C.F.R. § 270.42: Modification of operating practice due to detection of releases from the land treatment unit pursuant to 40 C.F.R 264.278(g)(2). This request is to modify operating practices at HOVENSA's Land Treatment Units to address a confirmed statistically significant increase observed in the below treatment zone soils of Land Treatment Unit No. 2, Bay 5.

The Class 2 Modification to propose the final remedy for AOCs 1, 2, and 3 is allowed under item C.8 in Appendix I to 40 C.F.R. § 270.42: Changes to a corrective action program as required by 40 C.F.R § 264.100(h). This request is to propose the final corrective measures remedy for individual AOCs 1, 2 and 3. Selected corrective measures are presented in the Corrective Measures Implementation Workplan dated February 15, 2008.

**PUBLIC PARTICIPATION**

This Notice is to advise the public that a 60-day public comment period commences as of the date of this Notice. Furthermore, this Notice invites written comments from any interested persons, and advises them that an informational public meeting will be held concerning the Class 3 and 2 Permit Modification Requests.

HOVENSA L.L.C. will hold a public meeting regarding: 1) the proposed changes to operation of Land Treatment Unit No. 2, Bay 5 and 2) the proposed final remedies for individual AOCs 1, 2 and 3. The public meeting will be held on **Wednesday, March 12, 2008 at 5:00 PM** at the following location:

HOVENSA Administration Building – Main Auditorium  
1 Estate Hope  
Christiansted, VI 00820  
(340) 692-3000

Any interested person wishing to comment on this proposed Permit Modification Request may either submit comments in writing to EPA's designated representative at the public meeting held on March 12, 2008 or written comments may be submitted by mail, on or before April 26, 2008, *i.e.*, no later than 60 calendar days from today's date, to:

Mr. Adolph Everett  
Chief, RCRA Programs Branch  
U.S. Environmental Protection Agency  
290 Broadway, 22<sup>nd</sup> Floor  
New York, NY 10007-1866

In making its decision regarding HOVENSA's Permit Modification requests, EPA will consider all written comments that it receives, which are postmarked on or before sixty calendar days from today's date.

Any interested persons may view the facility's 1999 RCRA Permit, all documents cited in this Notice, and the proposed Class 2 and 3 Permit Modification Requests at the following location:

Virgin Islands Department of Planning and Natural Resources (DPNR)  
Attention: Mr. Syed Syedali  
45 Mars Hill  
Frederiksted, VI 00840  
Phone: (340) 773-0565

Questions regarding this Notice or the public meeting may be directed to Kathleen Antoine, HOVENSA Environmental Director at (340) 692-3250 or to Timothy Gordon, EPA Project Manager at (212) 637-4167, or Emailed to [gordon.timothy@EPA.gov](mailto:gordon.timothy@EPA.gov).

The Permittee's (HOVENSA's) compliance history may be requested in writing from the EPA at the above listed EPA address.