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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF

HSRM-6J

August 29, 1995

Mr. Robert Fremont
Pristine Trustee
7869 Pinemeadow Lane
Cincinnati, OH 45224

Ms. Gloria McKinley
Pristine Trustee
3950 Nichols Road
Oxford, OH 45056

Mr. J. Floyd Byrd
Pristine Trustee
20075 Byrd Court
Lawrenceburg, IN 47025

Re: Pristine, Inc. Site, Force Majeure Event

Dear Trustees:

This correspondence is in response to a letter dated July 27, 1995, from Julian Hayward of Conestoga-Rovers & Associates (CRA) stating that a force majeure event exists at the Pristine, Inc. Superfund Site. The letter asserts that the proposed effluent limitations developed by the Ohio Environmental Protection Agency (Ohio EPA) cannot be met without revising the Preliminary Treatment Facility Design Report; therefore, the schedule delineated in the design report cannot be met.

Due to the impact of the proposed effluent limitations on the treatment system design, the United States Environmental Protection Agency (U.S. EPA) will treat this as a force majeure event. The U.S. EPA and Ohio EPA are currently discussing the final effluent limitations and, if necessary, the steps required to revise the proposed discharge requirements. The U.S. EPA recognizes that the schedule for completion of the design/construction submitted in the Preliminary Treatment Facility Design Report will be delayed until the effluent limitations are final.

Therefore, the U.S. EPA will not enforce the schedule submitted in the Preliminary Treatment Facility Design Report, but will require a revised design/construction schedule within seven (7) days of the U.S. EPA's issuance of the final discharge requirements.

EPA Region 5 Records Ctr.



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Sincerely,

A handwritten signature in cursive script that reads "Thomas Alcamo". The signature is written in black ink and is positioned below the word "Sincerely,".

Thomas Alcamo
Chemical Engineer

cc: James Morris, ORC
Laura Marshall, OEPA-SWDO