

From: Barry Durand <barrydurand@yahoo.com>
Subject: Email to John Mitchell
To: "Tate MacQueen" <tateandorbethan@mac.com>
Date: Thursday, July 24, 2008, 10:38 AM

John Mitchell <john.mitchell@burr.senate.gov>

Dear John,

Tate McQueen and I both very much appreciated your interest on behalf of Senator Burr and for taking the time yesterday to hear the overview presentation that lays out the scope of the situation in South Asheville. As multi-tiered and multi-faceted as it may be, the central urgency of preventative action is the over-riding concern. TCE persistent characteristics in groundwater, make source capture or containment critical for preventing long-term fall-out of an often unsuspected danger the human health and life.

The attached information substantiates the fact that EPA stills has authority to take action. In the time, since the vapor system was installed and since 1999, the original drinking water well discovered went from 270 ppb to over 900 ppb. When Doris Rice tested her spring reservoir herself last February and got the astronomical results of 293,000 ppb. When the State and EPA came back in September and tested the springs (the spring reservoir was damaged and couldn't be retested) and got a result of about 20,000 ppb, which was nearly unchanged from the original tested level of 21,000 in July, 1999, when the first emergency response took place.

We believe that there is a middle-ground solution, short of NPL listing, where EPA has the actionable authority (even without NPL listing) to address the all important prevention of contribution to groundwater from the source area in the soil, under the building and extending outward.

We look forward to working with you and Senator Burr on this very important issue affecting the public health in our state. Please, let us know in what other ways we can assist you and Senator Burr in understanding the circumstances that surround this situation to more effectively address the concern of containing and minimizing the endangerment to the public.

Sincerely,

Barry Durand (family friend of the Rice Family - adjacent property to CTS-Asheville)
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Tate McQueen (Pinner's Cove resident on well-water, married with an 8-month & 2-year old) (828)
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Attached documents:

www.cleanasheville.info/Transcript10-29-2007.pdf
www.cleanasheville.info/ApplicableFederalAuthority.pdf
www.cleanasheville.info/2002EnforcementActionMemorandum.pdf

