



Response to Comments

Draft Permit Modification for Permit MTHWP-14-01

BNSF Railway Company
Former Tie Treating Plant
Paradise, Montana
EPA ID Number MTD000716787

Prepared By:

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Waste Management and Remediation Division
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February 6, 2020

Comments were submitted by AECOM, on behalf of BNSF Railway Company. No other comments were received. Changes to permit MTHWP-14-01 and to the final environmental assessment reflect comments submitted by AECOM. No additional changes were made that would alter the specifications and requirements in the permit. AECOM comments and DEQ responses are provided below.

1. AECOM's Comment:

Environmental Assessment:

Page 6 Paragraph 2/Page 8 Paragraph 2 & 6/Page 10 Paragraph 9 – “Creosote will be stored in 55-gallon drums and shipped offsite within 90 days.” A large quantity generator requires hazardous waste to be shipped off-site within a 90-day time frame while a small quantity generator has a 180-day time frame with a provision for an additional 90-days for a total of 270-day limit if shipment is over 200 miles. Suggest replacing text to read “Creosote will be stored in 55-gallon drums and shipped offsite following 40 CFR part 262 regulations.”

DEQ's Response:

Comment incorporated.

2. AECOM's Comment:

Draft Permit:

Section II.E.2.a. and II.E.3.a. – Both sections have language “The Permittee shall maintain the product recovery pumps in such a way that maximizes removal of creosote product from the well.” Suggest “The Permittee shall maintain the product recovery pumps in accordance with the most recent Operations and Maintenance Manual.”

DEQ's Response:

Permit conditions II.E.2.c. and II.E.3.b. provide the requirement to maintain the product recovery pumps and product recovery operations in accordance with the Operations and Maintenance Manual. To prevent redundancy, DEQ will not modify permit conditions II.E.2.a. or II.E.3.a. as suggested.

3. AECOM's Comment:

Draft Permit:

Section III.K.3.c.i. – The text reads “POE wells located northwest of the SI and LTU POE wells must be sampled semi-annually.” Suggest identifying the wells by name as shown below or identifying the Semi Annual and Annual wells on the associated Figure 1 in Attachment III.2

- a. Semi Annual Network POE Wells 93, 41, 96, and 81
- b. Annual MW Network POE Wells 28, 91, 6, and 53

DEQ's Response:

Comment incorporated. DEQ has included the POE well names in Section III.K.3.c.i.