



United States Department of the Interior

FISH AND WILDLIFE SERVICE

300 Westgate Center Drive
Hadley, MA 01035-9589



In Reply Refer To:
FWS/R5/ES-NRDAR/070306

JUN 10 2019

Olin Corporate Office
190 Carondelet Plaza
Suite 1530
Clayton, Missouri 63105

Re: Hanlin-Allied-Olin Superfund Site
Notice of Intent to Perform a Natural Resource Damage Assessment

Please be advised that the U.S. Department of the Interior (DOI), acting through the U.S. Fish and Wildlife Service, and the State of West Virginia, acting through the West Virginia Department of Environmental Protection (WVDEP) and the West Virginia Division of Natural Resources (WVDNR), collectively the natural resource trustees (Trustees), have concluded their preliminary investigation of potential injuries to natural resources under their trusteeship that may have occurred as the result of releases/discharges of hazardous substances from the Hanlin-Allied-Olin Superfund Site, located in Marshall County, West Virginia.

The DOI is a Federal Trustee under authority of Subpart G of the National Contingency Plan (NCP), 40 CFR §§ 300.600(b)(1-3), pursuant to 43 CFR § 11. The State of West Virginia, acting through WVDEP and WVDNR, is a State Trustee under authority of Subpart G of the NCP, 40 CFR §300.605. Some additional sources for the State's trusteeship include, but are not limited to, W.Va. Code § 22-1-6 and W. Va. Code § 20-1-1 et seq. The Federal and State Trustees (Trustees) have completed a Preassessment Screen (PAS) for the Hanlin-Allied-Olin Superfund Site. The complete PAS accompanies this letter. Information gathered and presented in the PAS outline the basis of the Trustees' conclusion that the following criteria are met:

1. Discharges of oil and/or releases of hazardous substance have occurred.
2. Natural resources, for which the Trustees may assert trusteeship under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), Oil Pollution Act (OPA), the Clean Water Act (CWA), the W.Va. Water Pollution Control Act (WPCA), and other applicable Federal and State laws, have been or are likely to have been adversely affected by these releases.
3. The quantity and concentration of the discharged oil and/or released hazardous substances are sufficient to potentially cause injury to natural resources for which the Trustees may assert trusteeship under CERCLA, OPA, CWA, and State law.
4. Data sufficient to pursue a natural resource damage assessment are available or likely to be obtained at a reasonable cost.

5. Currently implemented and planned response actions will not sufficiently remedy the injury to natural resources without further action.

Based upon the above findings, the Trustees made the determination to perform a natural resource damage assessment (NRDA) for the Hanlin-Allied-Olin Superfund Site, and by this letter provide you with Notice of Intent to Perform an Assessment (Notice). This Notice is provided pursuant to 43 CFR § 11.32(a)(2)(iii)(A). Your company has been identified by the U.S. Environmental Protection Agency as a Potentially Responsible Party (PRP) in connection with the release of hazardous substances and/or discharge of oil at or from the Hanlin-Allied-Olin Superfund Site, and therefore, liable for the subsequent natural resource damages relating to these releases. Accordingly, you are invited to participate in the development and performance of this natural resource damage assessment, as well as in its funding. You should be aware that other PRPs are being provided with Notices at this time (see enclosure), and the Trustees may in the future also provide Notices to additional PRPs, as may be deemed appropriate.

Please provide a response to this Notice within sixty (60) calendar days of your receipt of this letter, stating whether you wish to participate in the NRDA process. Please send responses to the designated Trustee contact:

Kathleen Patnode, Ph.D.
U.S. Fish and Wildlife Service
110 Radnor Road Suite 101
State College, Pennsylvania 16801

If you have any questions, please feel free to contact Kathleen Patnode at kathleen_patnode@fws.gov or by voicemail at 814-234-4090 x7450. Legal questions should be addressed to Brianna Kenny (DOI) at brianna.kenny@sol.doi.gov or by phone at: 617-223-5713, Jason Wandling (WVDEP) at Jason.E.Wandling@wv.gov or by phone at 304-926-0460, or Jane Charnock (WVDNR) at Jane.Charnock@wv.gov or by phone at 304-558-2754.

Sincerely,



Wendi Weber
Regional Director

Enclosure

Identical letters to:

John Morris
Honeywell International, Inc.
115 Tabor Road 4-D4
Morris Plains, New Jersey 07950

James Cashwell
Olin Corporation
1186 Lower River Road
Charleston, Tennessee 37310

Honeywell International, Inc.
101 Columbia Road
Morristown, New Jersey 07962

cc: Brianna Kenny, Esq., DOI (without enclosure)
Jason Wandling, Esq., WV (without enclosure)
Jane Charnock, Esq., WV (without enclosure)
Kathleen Patnode, USFWS (with enclosure)