

Notice of Public Meeting on Proposed Remedial Action

Notice of a virtual public meeting on April 28, 2022, concerning the proposed remedial action at the Bailey Metal Processors, Inc. Proposed state Superfund site near Brady, McCulloch County, Texas (the site).

The public meeting will be held for the purpose of obtaining additional information concerning the facility and the identification of additional potentially responsible parties and to invite public comment concerning the proposed remedy for the site. The public meeting is not a contested case hearing under the Texas Government Code, Chapter 2001.

The executive director of the Texas Commission on Environmental Quality (TCEQ or agency) issues this public notice of the proposed remedy for the site. In accordance with Texas Health and Safety Code, §361.187 and 30 Texas Administrative Code §335.349(a), a public meeting concerning the TCEQ's proposed remedy for the site shall be held. This notice will also be published in *The Brady Standard-Herald* newspaper on March 23, 2022.

The public meeting will be held at 6:30 p.m., on April 28, 2022. The public meeting can be accessed through a Microsoft Teams Live event link. Public meeting information and other site information will be available on the TCEQ's site webpage, prior to the meeting, at <https://www.tceq.texas.gov/remediation/superfund/state/baileymetal.html>.

The site is located on a 5-acre property owned by BMP Metals Inc. at 509 San Angelo Highway, northwest of Brady, McCulloch County, Texas. Another related business entity, Bailey Metal Processors, Inc., (BMP) operated at the site.

From approximately 1987 through 1999, BMP accepted and purchased scrap metal for recycling. Two furnaces and special wire stripping and cutting facilities were installed to recover metal, primarily lead and copper, from wiring, cables, and other scrap metals. The site was proposed for listing on the state registry of Superfund sites and non-residential land use was proposed for the site property in the April 1, 2005, issue of the *Texas Register* (30 TexReg 1974).

The TCEQ conducted a Remedial Investigation to evaluate the nature and extent of contamination in soil and groundwater at the site. Based on the findings of that investigation, TCEQ conducted a Focused Feasibility Study to identify and evaluate appropriate remedial alternatives. The TCEQ also completed a Proposed Remedial Action Document that presents the proposed remedy and documents the process used to evaluate the proposed remedy, which is the lowest cost remedy that is feasible to implement, effectively protects human health and the environment, and complies with applicable regulatory requirements.

Based on the calculated volume of contaminated soil and the contaminant levels, the proposed remedial alternative for soil includes off-site treatment and off-site disposal. All soil that exceeds protective concentration limits will be excavated and removed from the site for off-site treatment and disposal. Excavated areas will be filled with

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clean soil to restore the site. Institutional controls in the form of deed restrictions or deed notices will be required to notify current and future landowners that site conditions are protective for commercial/industrial use but not for residential use of the site property and the adjacent railway right-of-way.

Based on the extent of groundwater contamination, and the stability of the groundwater contaminant plume, the proposed remedial alternative for groundwater is to establish a Plume Management Zone (PMZ). Institutional controls will restrict future use of groundwater from the site to reduce potential exposure to contaminants.

All persons desiring to comment may do so prior to or at the public meeting. All comments submitted *prior* to the public meeting **must be received by 5:00 p.m. on April 27, 2022, and should be sent in writing to Eric White, P.E., Project Manager, TCEQ Remediation Division, MC-136, P.O. Box 13087, Austin, Texas 78711-3087, by email at superfnd@tceq.texas.gov or by facsimile at (512) 239-2450. The public comment period for this action will end at the close of the public meeting on April 28, 2022.**

A portion of the record for this site, including documents pertinent to the proposed remedial action, are available for review during regular business hours at the McCulloch County Library, 401 E. Commerce, Brady, Texas 76825, (325) 597-2617. Please contact the library directly for its hours of operations. Complete copies of the TCEQ's public records concerning the site may be obtained during regular business hours at the TCEQ's Central File Room (CFR), located at 12100 Park 35 Circle, Building E, First Floor, in Austin, Texas, (512) 239-2900. Currently, the CFR customer viewing area is open 9:00 am to 3:00 pm on weekdays. Appointment and information requests can be submitted through e-mail, at cfrreq@tceq.texas.gov. Central File Room Records are also accessible online, at <https://www.tceq.texas.gov/agency/data/records-services>. Additional files may be obtained by contacting the TCEQ project manager for the site, Eric White, P.E., at (512) 239-2009. Also, for additional assistance obtaining site documents, you may contact Crystal Taylor, community relations liaison, at (800) 633-9363 or email your request to superfnd@tceq.texas.gov.

Persons with disabilities who have special communication or other accommodation needs who are planning to attend the meeting should contact the agency at (800) 633-9363 or (512) 239-3844. Requests should be made at least 14 days prior to the meeting.

For further information about the site or the public meeting, please call Crystal Taylor, TCEQ Community Relations Liaison, at (800) 633-9363.

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