

From: Partridge, George (EEC)
To: ["Kalt, Brian"](#)
Cc: [Anderson, Danny J \(EEC\)](#); [Pendergrass, Curt \(CHFS DPH\)](#)
Subject: RE: Phone Call on February 26, 2016
Date: Saturday, February 27, 2016 6:05:00 PM

Mr. Kalt;

Thank you for the correspondence. I believe Danny Anderson responded to your question regarding interpretation of KRS 211.862 and 211.863.

We look to CFHS-DPH with my contact being Dr. Curt Pendergrass.

I will check with Curt this coming week and be sure you questions get address.

Thank you,

George Partridge
KDWM

From: Kalt, Brian [mailto:BKalt@fairmontbrine.com]
Sent: Saturday, February 27, 2016 1:00 PM
To: Partridge, George (EEC)
Cc: Pendergrass, Curt (CHFS DPH); Anderson, Danny J (EEC); Maybriar, Jon (EEC)
Subject: RE: Phone Call on February 26, 2016

Dr. Partridge,

Thank you for putting this all together.

Under KRS 211.862 and 211.863, what levels of naturally occurring radioactive material has Kentucky set as being acceptable?

Kind Regards,

Brian Kalt
President
Fairmont Brine Processing, LLC
412-680-6244

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From: Partridge, George (EEC) [<mailto:George.Partridge@ky.gov>]
Sent: Friday, February 26, 2016 5:36 PM
To: Kalt, Brian
Cc: Pendergrass, Curt (CHFS DPH); Anderson, Danny J (EEC); Maybriar, Jon (EEC)
Subject: RE: Phone Call on February 26, 2016

Hello Brad;

I appreciated you calling today and the opportunity for us to talk. Just wanted to briefly highlight the questions you asked and what I shared with you.

The questions you asked addressed the following items or issues (my response is in blue):

- Who notified us regarding the shipments from Fairmont Brine Processing to Kentucky?

We received calls from Ohio that shared TENORM waste was being shipped from Ohio to Kentucky. One contact shared that TENORM waste was also being shipped from WV as well and referred us to Jason Frame. Jason Frame informed us about the waste stream from FBP.

- Was the waste solidified prior to being sent to the landfill.

Our understanding was the waste was sent directly to the landfill.

- Kentucky does not regulate TENORM?

Yes, it is regulated by the CHFS-DPH and is noted in KRS 211.862 & KRS 211.863. The Solid Waste Branch issues permits for contained landfills and they are not to accept any unpermitted waste. The DPH regulates the management and disposal of radioactive materials and is responsible for licensure.

- What fees did the landfill charge for the waste disposal?

I do not have that information.

I concluded our conversation by affirming that I am not aware of any concerns regarding how FBP managed the waste, and that I am only seeking to understand what was received by Blue Ridge Landfill since their management has not made a complete disclosure of the wastes they have received.

We would appreciate the assistance of your company in helping us obtain the following information, so we can address the questions that are being presented to our Division by the press and public. The key questions I am seeking to address in my role as a permit engineer with the Solid Waste Branch are as follows:

1. A description of the containers used for the shipment of the waste.
2. Who manufactured the shipping containers?
3. What was the total quantity of waste shipped in the 47 shipments that were received by Blue Ridge Landfill between July and November of 2015?
4. Was all the waste similar in nature?
5. Is there analytical data on the waste available to help us understand the impact that will have on management of the landfill?

Thank you again for returning my call yesterday even though you were not able to address my questions without a written request from KDEP. I am also glad you contacted me today and we got a chance to briefly address questions you have. We are both seeking to understand better what has happened and to address the questions we are receiving regarding the waste and how it was managed.

I appreciate very much that you are in contact with our Division and Dr. Curt Pendergrass. Any questions I have or information I need will be directed to your attention through formal correspondence/letters from the appropriate governing entities that we are working with.

Thank you,

George

George P. Partridge Jr., PhD, P.E., QEP

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