

Standards being considered
as ARARs - 11

Action Needed:

Agreement with DOJ and the SOL on the Legal strategy and continuing review of the strategy throughout the process.

Meetings with lawyers (including DOJ) and program staffs to define and agree on, the site and impact zone in realistic terms and lay out that portion for which EPA holds the Bureau responsible and why.

Definition of IRMS needed and why, and why minor construction IRMs should be handled by BLM instead of EPA who can do the work less expensively.

Negotiation of action and cost allocation, agreement on protection of Bureau appropriation, limits on overhead costs and continued search for PRPs. (Language available)

Preparation of a Budget plan/strategy and a public affairs plan for the contemplated actions.

Preparation of a mutually acceptable draft preliminary compliance agreement that resolves the issues above, including precedents.

Preparation of a Record of Decision for the agreement, showing the issues, their resolution, options, and probable costs of the agreement.

Execute the agreement.

Specific roles
people assigned
involvement/capability
and knowledge
If you in, you must
be in
Date of legal
resolution
contractor looky
for \$
Cost recovery is
threat
need practical
sustainable
eng. solutions
act.
Support on
area wide
approach.
via letter.
commitments.

Disclaim Liability.

Role in Analysis and Decision on RI/FS

EPA will pay for RI/FS

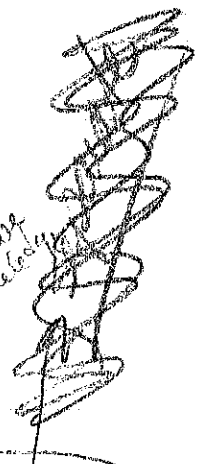
~~ERMA where health threat~~

Continuing RMP Actions
pending more

No commitment to pay till legal issues resolved.

Joint Public Affairs very little

Can we commit
full time staff?
How big a role
operational?
Can we have
expatriation?



oversite costs

Common Ground and Differences.

Lay out history & issues in area

Lay out BLM's current ~~and future~~ role as land manager

Lay out EPA's ^{role,} studies, ^{plan} and ^{schedule} current knowledge

Commitment by BLM to carry out land management actions

Commitments on sharing of information and joint activities

No commitment to liability or ^{future} cost sharing pending resolution of legal issues ^{eg public affairs}

Standards/ARARs for RI/FS.

Need Gen model.

Asbestos Source Report.

Talk to Al - Resolution of legal issues.

Copy of Draft Agreement
Meeting Rept from Monday

Questions for CASO in re
EPA Designation of BLM as a PRP on
the Atlas Asbestos Mine Site

What will being designated as a PRP on Atlas mean? For example:

Is EPA going to continue the RI/FS?
If not, what do they have in mind?
If so, what else do they expect us to do?
What kind of timeframes do they have in mind?

Who are the other PRPs?
Are they being notified?
When?

What is the site (size, location, condition) for remedial purposes?
When will all of EPA's records on the site be made available to BLM?
Has the scope and kind of problem been determined yet (air v. water)?
Has EPA determined the contribution of the natural soils in the valley to the
problem as defined?

Recommendations:

Do not try to respond to any charges or statements.
Do not make any commitments other than the general commitment to meet our
statutory responsibilities and discharge any liability we may have.
Do not tell EPA that we have called DOJ into the case.