



April 17, 2014

Richard A. Hyde, P.E.
Executive Director
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78753

Matthew A. Love
Director - Global Environmental
Remediation

Exide Technologies
P.O. Box 14294
Reading, PA 19612-4294
610.921.4054 tel
610.921.4062 fax
matt.love@exide.com
www.exide.com

Sunita Singhvi, Chief
Compliance Enforcement Section (6EN-HE)
Compliance Assurance and Enforcement Division
U.S. EPA, Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733
Attn: Paul James

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

Attn: Mr. Gary Beyer
Mr. Bill Shafford



Subject: Progress Report - Access to Offsite Properties
Exide Technologies Frisco Recycling Center, Frisco, Texas
TCEQ Agreed Order Docket No. 2011-1712-IHW-E;
IHW Permit No. HW-50206; TCEQ SWR No. 30516;
Customer No. CN600129779; Regulated Entity No. RN100218643;
EPA ID No. TXD006451090; EPA Administrative Order on Consent
RCRA 06-2012-0966

Dear Mr. Hyde and Ms. Singhvi,

As required by the Conditional Approval of Response to TCEQ and EPA Comments on Affected Property Assessment Report, and Tier 2 Screening Level Ecological Risk Assessment issued by the TCEQ on November 19, 2013, this letter provides a status of Exide's efforts to obtain access to offsite properties for inspection, sampling, and/or battery case/slag fragment removal from areas of Stewart Creek downstream of the Exide site.

Exide's environmental consultant identified 31 parcels downstream on which environmental assessment activities are required or would have to be crossed to access parcels where environmental assessment activities are required. Access to all 31 parcels has been obtained for environmental assessment purposes and, except for surface water

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Ms. Sunita Singhi
TCEQ Order Compliance Team
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and sediment sampling on three parcels owned by the United States Army Corps of Engineers (USACE) all environmental assessment activities have been completed. Surface water and sediment sampling on the three parcels owned by the USACE is being performed this week.

Of the 31 parcels cited above, access to 25 has been obtained for removal of battery case and slag fragments. Owners of the remaining six parcels previously granted access for environmental assessment activities. These owners will be contacted again and access will be requested again to remove battery case and slag fragments.

Sincerely,

EXIDE TECHNOLOGIES



Matthew A. Love
Director, Global Environmental Remediation

cc: Mr. Gary Beyer TCEQ – 2 copies
Mr. Bill Shafford – TCEQ
Ms. Margaret Ligarde – TCEQ
Mr. John Shelton – TCEQ
Mr. Chris Shaw – TCEQ
Mr. Paul James – EPA
Mr. Guy Tidmore – EPA
Mr. Jay Przyborski – EPA
Mr. Mack Borchardt – City of Frisco
Ms. Aileen Hooks – Baker Botts
Waste Section Manager, Dallas/Fort Worth Regional Office – TCEQ
Ms. Anne Faeth-Boyd – Golder Associates
Mr. Eric Pastor - PBW