Monsanto

FROM (NAME—LOCATION—PHONE) J. H. Craddock - G3WD (4-4764) Corporate EPS

DATE : November 28, 1984 CC:

SUBJECT : EPA PCB Spill-Cleanup Policy/Standard

REFERENCE :

TO : W. J. McCarville - G3WD
M. L. Mullins - G3WG
P. S. Park - G3WB
M. A. Pierle - G3WG

You are invited to participate in a discussion to develop a Monsanto position on EPA's forthcoming PCB Spill-Cleanup Policy Monday, December 3 at 8:00 a.m. in G301W. Your participation and guidance on Monsanto's position is critical to arriving at a timely recommendation.

Background

EPA is planning to issue a PCB Spill-Cleanup Policy/Standard about January 1. Current information pegs EPA's proposed PCB standard at zero or background.

CMA, utility industry, and environmental groups have been discussing appropriate PCB cleanup levels for prospective PCB spills and have arrived at a consensus that zero or background is inappropriate and that 25 ppm, or thereabouts, is more reasonable and have communicated this to EPA.

Discussions with EPA staff handling RCRA and CERCLA activities indicate that whatever level is established under other statutes may be used as cleanup levels under these statutes.

Upon polling various Monsanto staff units as to what PCB spill-cleanup levels Monsanto could live with, there is concern that spillover of TSCA PCB cleanup standards to retrospective cleanup under CERCLA, etc. may be overly stringent and not practical technically.

We will review current industry, EPA, environmentalist positions and attempt to establish a Corporate Monsanto position and strategy to recommend to CMA and EPA and environmental groups. One position might be holding fast to a 100 ppm or higher cleanup level and litigating other more stringent cleanup levels. Other alternatives will be discussed.

Timing is critical in developing a Monsanto position and communicating this to interested parties including EPA.

John H. Craddock

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