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**From:** Spry ORourke, Linda  
**Sent:** Wednesday, June 06, 2012 1:58 PM  
**To:** Fischer, Alex  
**Subject:** FW: Sundry 2215084

Alex,

Do we have to wait for a resubmittal to do something with the sundry in the forms processor? I looked for a comment field in the form processor for this one, and I don't see how to get to it. I was going to put in the text from my email to Bob, but I guess that only happens in COGIS forms?

Thanks.

Linda Spry O'Rourke  
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**From:** Spry ORourke, Linda  
**Sent:** Wednesday, June 06, 2012 1:50 PM  
**To:** 'bob@framamericas.com'  
**Cc:** Westerdale, Barbara; Fischer, Alex  
**Subject:** Sundry 2215084

Bob,

Hi. I am glad to receive your contact information; I have not had a contact since Harold left. I apologize for the email communication, but I am not in a position today to make phone calls and will be out of the office for the next several days. However I wanted to respond to you regarding the processing of this sundry.

This Fram sundry requests a "variance" for ec levels and consideration of background for the arsenic levels. Our rules require that in the case of a request for a "variance", CDPHE must be consulted, the Director must approve the variance, and my understanding is that very few if any have been approved. The time required for a variance to be approved is significant also.

I don't see the depth of sample collection for the pit sample. EC concentrations are most important within the upper 3 feet, because they affect vegetative regrowth. The depth at which the pit sample was collected is important in considering approval of this sundry.

Before requesting a "variance" (if the pit sample was collected at a depth less than 3 feet), a quicker approach might be to collect some background samples for ec to demonstrate that the pit sample falls with 2 times background, as is allowed by Table 910-1. I would suggest that Fram withdraw this sundry and resubmit it with request for either a "waiver" or "consideration of background in lieu of Table 910-1 levels" for both arsenic and ec. We request that a little background study, similar to the arsenic background study, be included to support the request for ec; we typically suggest 3-5 discrete samples, from a similar depth (if possible) as the pit samples with elevated ec.

When you resubmit the sundry, please email it to this email account: [ogcc.envirosundry@state.co.us](mailto:ogcc.envirosundry@state.co.us). By using this account, the sundry will be routed to the appropriate queue. I will be on vacation soon, but others will have access to the sundries while I am gone if you use this address.

Thanks.

Linda Spry O'Rourke  
Environmental Protection Specialist, Northwest Region

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