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LEWIS, LONGMAN & WALKER, P.A.
ATTORNEYS AT LAW

Reply to Bradenton

October 28, 2009

BY U.S. MAIL

US EPA Region 4
61 Forsyth Street, S.W.
Atlanta, GA 30303
ATTN: Robert Caplan, Senior Attorney

RE: Response to EPA's Request for Clarification
City of Marco Island
LLW File No. 375-002

Dear Mr. Caplan:

On October 19, 2009, we received, via e-mail, your request for clarification of Rony Joel's statement, which was submitted on September 10, 2009, as part of the joint response of Quality Enterprises USA, Inc., and the City of Marco Island to EPA's Second Request for Information Pursuant to Section 114(a) of the Clean Air Act. While this statement is an accurate reflection of Mr. Joel's understanding of the situation at that time, in an effort to respond to each of your questions as completely as possible, we have conferred with Quality's representatives in preparing this response.

Accordingly, on behalf of the City of Marco Island, we respond to your questions as follows:

- 1. *Is Mr. Joel saying that the fiberglass piping was new piping installed by Quality as part of the Collier project but was then taken out of the ground where it was interfering with a new drainage system, or was it old, existing piping that was excavated by Quality?*

Response:

There was no fiberglass reinforced concrete pipe installed by Quality Enterprises as part of the City of Marco Island's Collier Boulevard project. Fiberglass reinforced concrete pipe was

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previously used (and is still being used in some areas) on occasion as a small-diameter storm drain pipe on Marco Island. It is the City's understanding that the fiberglass reinforced concrete pipe that was observed by Mr. Joel on Site A was likely from other projects that Quality was conducting on Marco Island on behalf of the City, but not the Collier Boulevard project. While there may have been some fiberglass reinforced concrete pipe removed by Quality as part of the Collier Boulevard project, neither the City nor Quality has found any evidence or has any recollection that this occurred.

2. *Was the new drainage system different from the new sewer system?*

Response:

We are unclear about what this question is asking. The storm drainage system and the sanitary sewer system for the City of Marco Island's Collier Boulevard project are separate systems. Also, the new storm drainage system used reinforced concrete pipe while the new sanitary sewer system is PVC pipe.

3. *How much fiberglass piping (linear feet) was installed and/or excavated by Quality?*

Response:

As noted above, there was no fiberglass reinforced concrete pipe installed by Quality Enterprises for the City of Marco Island's Collier Boulevard project. The City has no direct knowledge as to how much, if any, fiberglass reinforced concrete pipe was excavated by Quality as part of this project, but Quality's representatives have indicated that they did not have to remove any of this type of pipe for this project.

4. *Was this fiberglass piping Mr. Joel refers to in addition to, or different from the piping that you referenced in your chart showing approximately 184 linear feet of piping excavated during the project?*

Response:

As stated above, Quality Enterprises' representatives have indicated that they did not have to remove any fiberglass reinforced concrete pipe as part of the Collier Boulevard project. The chart prepared by Quality calculates the approximate length of asbestos-cement pipe that was removed due to conflicts for this project.

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5. *What size (lengths, diameter) was the fiberglass piping? Also, can you submit pictures of the fiberglass piping and the asbestos piping?*

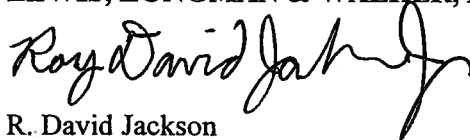
Response:

To the City of Marco Island's knowledge, the fiberglass reinforced concrete pipe that has typically been used on Marco Island has a diameter of 12 or 15 inches and is manufactured in 12-foot and 20-foot sections. The City has no direct knowledge as to whether fiberglass reinforced concrete pipe with different diameters or lengths may have been stored at Site A, but Quality's representatives have indicated that they believe that some 24" and 30" fiberglass reinforced concrete pipe was also stored at Site A during the time the Collier Boulevard project was being conducted. Neither the City nor Quality has found any pictures of the fiberglass reinforced concrete pipe in their records, but will provide them to EPA if any are found.

If you have any questions concerning this response, please do not hesitate to contact us at (941) 708-4040.

Sincerely,

LEWIS, LONGMAN & WALKER, P.A.



R. David Jackson

RDJ/cej

cc: Kevin Hennessy, Esquire
Rony Joel, City of Marco Island
Patrick A. Genzler, Esquire