



Memo

To: File

From: Nick Frey

Date: November 2, 2007

cc: John G. Young, Jr.
Jon A. Santangelo
Lisa Pool Byrne

Re: Document Review at Missouri Department of Natural Resources

This date, I went to the Missouri Department of Natural Resources to review documents which were produced for my inspection pursuant to a Sunshine Act request I sent to the MDNR on October 24, 2007. While not expressly stated to me, I believe the documents produced were only those from the Hazardous Waste section of MDNR. That section had responsibility for overseeing the Brownfield Voluntary Cleanup Program in which PPG Industries participated. That section also was responsible for the restrictive covenants that were placed on the PPG Industries property.

While there, I had a conversation with Christine O'Keefe. Ms. O'Keefe was the project manager for the PPG site. I asked her if the documents I was reviewing including information regarding MDNR's participation in the authorization and development of the smelter that is being proposed for the site. She said her only knowledge of it was from newspaper articles but she referred me to Ms. LeAnn Tippet Mosby of the Director's office. Upon further research, Ms. Tippet Mosby is the staff director for the Air Conservation Commission. Ms. O'Keefe further stated that there are discussions regarding home building on the "landfill" area of the PPG site. She also stated that it would take at least 8 years to build any smelter and they would need an air permit.

The bulk of the documents produced dealt with PPG's compliance with the BVCP such as groundwater monitoring reports. Documents that dealt specifically with the placement of restrictive covenants on the property were copied. A "long-term stewardship" file was copied. A correspondence to Jim Kennedy, proprietor of Wings Enterprises, regarding the environmental situation of the PPG site was copied.

Because of the belief that the Sunshine Request was sent only to the Hazardous Waste section, a second request is being made to the Air Conversation Commission seeking documents about the proposed smelter.