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Janet Stanek, Secretary

Laura Kelly, Governor

July 31, 2023

Kise Randall
Executive Director
Sunflower Redevelopment, LLC
2600 Grand Blvd, #700
Kansas City, MO 64108-4600

RE: No Further Corrective Action is Planned (NFCAP) Determination: Former Sunflower Army Ammunition Plant, De Soto, Kansas – Solid Waste Management Unit (SWMU) 44 – Tank T784 Site, KDHE Project Code # C4-046-71047, Consent Order No. 05-E-0111

Dear Ms. Randall:

The Kansas Department of Health and Environment (KDHE), Bureau of Environmental Remediation completed its review of the available documents for the Former Sunflower Army Ammunition Plant, DeSoto, Kansas - Solid Waste Management Unit (SWMU) 44 – Tank T784 Site. Based on the information presented in the *2023 U.S. Army No Further Corrective Action is Planned Request, 2020 Final Resource, Conservation and Recovery Act (RCRA) Facility Investigation Report (RFI)*, and the October 2022 Site Inspection, it was concluded that the historical operations of Tank T784 resulted in minimal impacts to surrounding soils. It was concluded that contaminants of concern (COCs) were not present in the soil at SWMU 44. Groundwater at the site will be evaluated for sitewide COCs during the Army's site-wide assessment of groundwater operable unit, (GWOU-1).

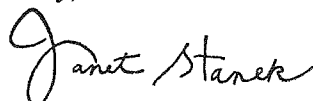
KDHE has determined the subject property parcels associated with SWMU 44 have been addressed in accordance with Consent Order No. 05-E-0111 (CO), signed by KDHE and Sunflower Redevelopment, LLC. KDHE hereby provides official notice that all requirements established by the CO related to the SWMU 44 subject property have been satisfactorily addressed. Therefore, pursuant to Paragraphs 69 and 70 of the CO, KDHE has determined that No Further Corrective Action is Planned (NFCAP), without any future use restrictions, is provided for the aforementioned subject parcels issued to Sunflower Redevelopment, LLC.

The subject property tracts that later receive a CERCLA Covenant may be considered for exclusion or removal from the RCRA permit, which shall be performed in accordance with Paragraph 69¹ of the CO and the corresponding RCRA laws, standards, and permit.

¹ Paragraph 69 states this evaluation will be performed by EPA but will be performed by whichever agency has oversight authority of the RCRA Permit in effect at the time of the evaluation. All parties understand a permit application is being prepared for KDHE to issue a RCRA permit, at which time EPA's permit will be terminated.

KDHE's NFCAP determination applies only to the subject property tracts as identified in the attached Agency Final Decision document and is based exclusively on information provided to KDHE through November 22, 2022. If you have any questions concerning KDHE's determination for NFCAP, please contact Cody Totten at (785) 296-6378.

Sincerely,



Janet Stanek, Secretary
Kansas Department of Health and Environment

Attachments: SFAAP SWMU 44 - Final Agency Decision, KDHE July 25, 2023

cc: Cody Totten → SWMU 44 → (C4-046-71047 NFCAP)
Laura Metheny, KDHE BER (e-copy)
Randy Carlson, KDHE BER (e-copy)
Kate Gleeson, KDHE-Legal (e-copy)
Kathy Baker, USACE (e-copy)
Scott Smith Representative (former) SFAAP (e-copy)
Mary M. Beverly, MPH, Johnson County Dept. of Health and Environment (e-copy)
Mike Brungardt, City of DeSoto (e-copy)
Maura O'Halloran, KDHE/BWM (e-copy)
Brad Roberts, EPA (e-copy)
Ian Thomas, Army (e-copy)
Tim Stecher, Burns & McDonnell(e-copy)