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**USEPA ENTERS INTO CONSENT AGREEMENT
WITH USDOE**

06/22/90

**USEPA/OEPA
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LETTER**



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

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REPLY TO THE ATTENTION OF:

JUN 22 1990

5H-12

Dr. Richard L. Shank
Director
Ohio Environmental Protection Agency
1800 WaterMark Drive
P.O. Box 1049
Columbus, Ohio 43266-1049

Dear Dr. Shank:

The United States Environmental Protection Agency (U.S. EPA) is providing notice that Region V has entered into a Consent Agreement with the U.S. Department of Energy (U.S. DOE) under Sections 120 and 106 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) for completion of remedial and removal actions at the Feed Materials Production Center in Fernald, Ohio. This Consent Agreement amends the CERCLA section of the 1986 Federal Facility Compliance Agreement with U.S. DOE.

The Consent Agreement was signed by U.S. EPA on April 9, 1990. The United States Department of Justice concurred with the Agreement on April 25, 1990, and the public comment period extended from May 1 through 31, 1990. U.S. EPA determined that none of the public comments required amending the Consent Agreement. U.S. EPA has requested that U.S. DOE commit to providing a ninety (90) day notice of resumption of any production at the facility.

Please contact me if you have any questions.

Sincerely yours,

David A. Ullrich
David A. Ullrich, Acting Director
Waste Management Division

- cc: Anthony J. Celebrezze, Jr., Ohio Attorney General
- Jack VanKley, Ohio Assistant Attorney General
- Joe LaGrone, U.S. DOE, Manager Oak Ridge Operations
- Bobby Davis, U.S. DOE - FMPC
- Graham Mitchell, OEPA - SWDO

Date Rec'd JUN 29 1990
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