

**R-008-208.11**

**1908**

**K-65 SILOS REMOVAL ACTION - INFORMAL  
DISPUTE RESOLUTION**

**10-4-90**

**DOE/USEPA**

**DOE-19-91**

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**LETTER**

**Department of Energy**

**FMPC Site Office**

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**OCT 0 4 1990**

DOE-19-91

Ms. Catherine A. McCord, Remedial Project Director  
U. S. Environmental Protection Agency  
Region V - 5HR-12  
230 South Dearborn Street  
Chicago, IL 60604

Dear Ms. McCord:

**K-65 SILOS REMOVAL ACTION - INFORMAL DISPUTE RESOLUTION**

- References:
- 1) Letter, C.A. McCord to B.J. Davis, "EE/CA K-65 Removal #4 U.S. Doe Fernald OH6 890 008 976," dated September 4, 1990
  - 2) Letter, G. E. Mitchell to B.J. Davis, "K-65 EE/CA," dated September 5, 1990
  - 3) Letter, DOE-1870-90, A.P. Avel to C.A. McCord and G.E. Mitchell, "K-65 Silos Removal Action," dated September 27, 1990

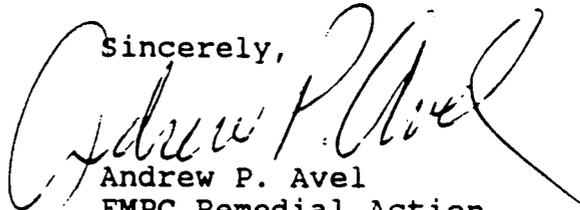
References 1 and 2 transmitted U.S. EPA and Ohio EPA approval with modifications/conditions of the K-65 Silos EE/CA document. DOE responses to the EPAs modifications/conditions in References 1 and 2 were transmitted to U.S. EPA and Ohio EPA in Reference 3.

As outlined in Reference 3, DOE does not agree with all the modifications/conditions in U.S. EPA and Ohio EPA's approval of the EE/CA document. As stated in the transmittal, further specifications are needed to prepare a work plan. In light of the disagreement over the conditions DOE is invoking informal dispute resolution under Section IX.C. of the 1990 Consent Agreement, to obtain clarification and resolution of the issues raised by the EPAs modifications/conditions.

A conference call is scheduled to discuss the dispute today at 2:00 p.m. E.S.T.

If you have any questions, please contact myself at (513) 738-6161 or Jack Craig at (513) 738-6159.

Sincerely,



Andrew P. Avel  
FMPC Remedial Action  
Project Manager

DP-84:Craig

cc:

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