

2487

**RCRA PART B PERMIT APPLICATION SECTION
K: OTHER FEDERAL LAWS SECTION L: PART
B CERTIFICATION VOLUME 13 OF 13
OCTOBER 31, 1991**

10/31/91

**DOE-FO/EPA
5
APPLICATION**

RCRA PART B PERMIT APPLICATION



October 31, 1991

**SECTION K: OTHER FEDERAL LAWS
SECTION L: PART B CERTIFICATION**

(Volume 13 of 13)

Fernald Environmental Management Project

U.S. EPA Identification No. 0H6890008976
Ohio EPA Permit No. 05-31-0681

SECTION K - OTHER LAWS

RCRA Part B Permit Application
Fernald Environmental Management Project
Fernald, Ohio

The Fernald Environmental Management Project (FEMP) has reviewed and is in compliance with any applicable sections of the following laws:

- The Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1273 et. seq.). The Wild and Scenic Rivers Act prohibits the Regional Administrator from assisting, by license or other means, the construction of any water resource project that would have a direct and adverse effect on the values for which a national wild and scenic river was established.
- The National Historic Preservation of 1966 (16 U.S.C. 470 et. seq.). The National Historic Preservation Act of 1966 requires the Regional Administrator to adopt measures, when needed, that will mitigate potential adverse effects of a proposed licensed activity on properties listed or eligible for listing on the National Register of Historic Places.
- The Endangered Species Act of 1973 (16 U.S.C. 1531 et. seq.). The Endangered Species Act of 1973 requires the Regional Administrator to ensure that any actions authorized by the US EPA are not likely to jeopardize the continued existence of any endangered or threatened species, or to adversely affect its critical habitat.
- The Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et. seq.). The Coastal Zone Management Act of 1972 and implementing regulations (15 CFR Part 930) prohibit the US EPA from issuing permits for activities affecting land or water use in the coastal zone in question until the applicant certifies that the proposed activity

complies with the State Coastal Zone Management Program.

- The Fish and Wildlife Coordination Act of 1934 (16 U.S.C. 661 et. seq.). The Fish and Wildlife Coordination Act of 1934 requires the Regional Administrator to consult with the appropriate state agency exercising jurisdiction over wildlife resource conservation before issuing a permit that authorizes the impoundment, diversion, or modification of any body of water.

CERTIFICATION(S) (Page 1)

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

U. S. Department of Energy
Owner and Operator

Robert E. Tiller
Robert E. Tiller, Manager
Fernald Office

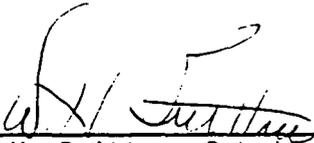
10/29/91
Date signed

CERTIFICATION(S) (Page 2)

The Department of Energy has signed this certification as the owner and operator of the subject facility and the contractor has signed as co-operator of the facility. The Department has determined (U. S. Department of Energy, Secretary of Energy Notice SEN-22-90, dated 5/8/90) that dual signatures best reflect the actual apportionment of responsibility under which the Department is responsible for policy, programmatic, funding and scheduling decisions, as well as general oversight; and the contractor is responsible for certain day-to-day activities which are performed by contractor employees and subcontractors, (in accordance with general directions given by the Department as part of its general oversight responsibility), such as waste analyses and handling, monitoring, recordkeeping, reporting, and contingency planning. Westinghouse Environmental Management Company of Ohio (WEMCO) therefore executes this application as co-operator.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Westinghouse Environmental Management Company
of Ohio, Co-operator



W. H. Britton, President
Westinghouse Environmental Management
Company of Ohio

10/29/91

Date signed