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**POTENTIAL RCRA/CERCLA INTEGRATION
ISSUES FOR PACD DISCUSSIONS**

04/14/92

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DOE-FN/OEPA
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LETTER**



Department of Energy
Fernald Environmental Management Project
 P.O. Box 398705
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Mr. Graham E. Mitchell, Project Manager
 Ohio Environmental Protection Agency
 40 South Main Street
 Dayton, Ohio 45402

Dear Mr. Mitchell:

POTENTIAL RCRA/CERCLA INTEGRATION ISSUES FOR PACD DISCUSSIONS

Enclosed is a summary of the meeting which was held in Dayton, Ohio on March 19, 1992, between the Ohio Environmental Protection Agency (OEPA), the Department of Energy (DOE), and Westinghouse Environmental Management Company of Ohio (WEMCO). The meeting was held to discuss potential RCRA/CERCLA Integration issues for further PACD discussions.

If you or your staff have any questions regarding the meeting summary please contact Wally Quaider at (513) 738-6160.

Sincerely,

R.E. Tiller

R. E. Tiller
 Manager

FN:Rast

Enclosure: As Stated

cc w/enc:

- L. S. Farmer, WEMCO
- V. A. Franklin, WEMCO APR 16 1992
- J. P. Hopper, WEMCO
- E. D. Savage, WEMCO

OEPA/DOE/WEMCO MEETING

MARCH 19, 1992

DAYTON, OHIO

MEETING SUMMARY

Attendees: E. D. Savage, WEMCO 9:00 am - noon
J. R. Craig, DOE/FN
P. Pardi, OEPA/SWDO
M. Proffitt, OEPA/SWDO
T. Schneider, OEPA/SWDO
P. Harris, OEPA/SWDO
G. Mitchell, OEPA/SWDO
W. Quaider, DOE/FN
C. V. Anderson, DOE-EM(HQ)
S. G. Schneider, WEMCO

At the meeting in Dayton on March 19, 1992, a list of RCRA/CERCLA Integration issues were discussed with OEPA to assist in initiating discussions to amend the PACD. Twenty-seven issues were brought to the table and divided into two categories. Those categories are described in the attachment.

Category 1 which is composed of potential issues for inclusion in the PACD discussions and the group prioritized the top 17 issues on the list.

Category 2 includes items which will not be brought for discussion because the issue should be managed through another mechanism.

Quaider, Savage, and Mitchell agreed to present the Category 1 list to their legal counsel for further evaluation. The evaluation will consist of establishing the issues which may be discussed.

Upon completion of the evaluation (estimated at approximately 2 weeks) a conference call will be made to mesh the lists and to determine a meeting time and location to begin negotiations.

RCRA/CERCLA INTEGRATION ISSUESCategory 1 Items for Discussion

1. Continued use of certain components of the waste water treatment system.
2. Integration of RCRA closures and CERCLA response actions.
3. Integration of groundwater assessment/monitoring.
4. Characterization schedules for newly identified materials.
5. LDR storage issues.
6. HWMU determinations.
7. Operating requirements under RCRA.
8. RCRA/CERCLA sampling integration.
9. Clean Air Act/Clean Water Act.
10. Water Management (including purge or other generated waters)
11. Delay of closure of some RCRA units.
12. RD/RA involvement by OEPA.
13. Post Closure for land based units or units not clean closed.
14. Schedule Extensions
15. Review and approval scheduling.
16. Soil and Debris Management*
17. Report Consolidation

* The prioritization may change upon receipt and review of the Soil and Debris Removal Action Workplan.

Category 2 Items Not for Discussion

1. Part B Permit.
2. Possible involvement by of USEPA.
3. UST's - clarification of BUSTR authority
4. Return of materials (waste) to FEMP site.
5. Contingency Plans - consolidation of regulatory plans.
6. EWMF.
7. Asbestos Issues.
8. UST 5 and 17.
9. Background Sampling Plan
10. OEPA Authority - coordination of activities within the agency