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**FERNALD ENVIRONMENTAL MANAGEMENT
PROJECT (FEMP) PROPOSED AMENDED
CONSENT DECREE (PACD) COMPLIANCE
SCHEDULES**

10/02/92

**DOE-0259-93
DOE-FN/OEPA
3
LETTER**



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Department of Energy
Fernald Environmental Management Project
P.O. Box 398705
Cincinnati, Ohio 45239-8705
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DOE-0259-93

Mr. Paul D. Pardi
Hazardous Waste Group Leader
Ohio Environmental Protection Agency
Southwest District Office
40 South Main Street
Dayton, OH 45402-2086

Dear Mr. Pardi:

FERNALD ENVIRONMENTAL MANAGEMENT PROJECT (FEMP) PROPOSED AMENDED CONSENT DECREE (PACD) COMPLIANCE SCHEDULES

Reference: DOE-2258-92, W. J. Quaid to Mr. Paul D. Pardi, "Regulatory Issues," dated July 31, 1992

In the letter referenced above, three regulatory issues were discussed. One of the issues specifically dealt with the Proposed Amended Consent Decree (PACD) Compliance Schedules. Previous schedules were not uniform in format and caused difficulty in review for completeness. As a result, the FEMP has re-evaluated the previously submitted schedules to assure that all items of compliance are identified and addressed. Please find enclosed 6 copies each of the revised FEMP PACD Compliance Schedules.

Section 3.12 of the PACD requires the Department of Energy (DOE) to submit, within sixty days from the date of any report or revision to a permit application which identifies any additional Hazardous Waste Management Unit (HWMU) or hazardous waste not previously identified at the FEMP, a compliance schedule to OEPA for approval setting forth a timetable by which the hazardous waste requirements shall be implemented.

Based upon review of the Ohio Administrative Code and PACD requirements for hazardous waste management units and management of hazardous wastes, twenty-one requirements were identified for inclusion in compliance schedules and reportable to the OEPA. In an effort to standardize all PACD Compliance Schedule submittals, the attached compliance schedules list requirements related to both the storage of hazardous wastes and the operation of HWMUs; however, each clearly identifies those activities and requirements which are not applicable for the management of the specific HWMU or waste stream. This standardized approach has been used to facilitate the preparation and review of each compliance schedule as it documents reasons why certain requirements are not applicable or actions that are not required where compliance is already achieved.

Also enclosed for your information, as an appendix to the compliance schedules, is a verbatim resubmittal of the justification for delay of closure at each unit, which was previously transmitted to the Ohio Environmental Protection Agency (OEPA) (DOE-2109-91, Gerald W. Westerbeck to Mr. Paul D. Pardi, "Schedules for Implementing Hazardous Waste Requirements for Newly Identified Hazardous Waste Management Units," dated August 27, 1991).

If you or your staff have any questions, please contact Ed Skintik at (513) 738-6660.

Sincerely,

W. D. Adams

W. D. Adams
Acting Manager

FN:Skintik

Enclosure: As Stated

cc w/encl.:

K. A. Hayes, EM-424, TREV
D. A. Nixon, WEMCO
D. Paine, FERMCO
Administrative Record, WEMCO

cc w/o encl.:

C. A. Anderson, EM-424, TREV
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