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**OPERABLE UNIT 4 CONSENT AGREEMENT SCHEDULE - REQUEST FOR
EXTENSION OF THE FEASIBILITY STUDY/PROPOSED PLAN-DRAFT
ENVIRONMENTAL IMPACT STATEMENT PUBLIC REVIEW PERIOD AND THE
SUBMITTAL OF THE DRAFT RECORD OF DECISION TO THE USEPA**

05/19/94

**DOE-1734-94
DOE-FN EPA
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LETTER**



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

MAY 19 1994
DOE-1734-94

Mr. James A. Saric, Remedial Project Manager
U. S. Environmental Protection Agency
Region V - 5HRE-8J
77 W. Jackson Boulevard
Chicago, Illinois 60604-3590

Mr. Tom Schneider, Project Manager
Ohio Environmental Protection Agency
40 South Main Street
Dayton, Ohio 45402-2086

Dear Mr. Saric and Mr. Schneider:

**OPERABLE UNIT 4 CONSENT AGREEMENT SCHEDULE - REQUEST FOR EXTENSION OF THE
FEASIBILITY STUDY/PROPOSED PLAN-DRAFT ENVIRONMENTAL IMPACT STATEMENT PUBLIC
REVIEW PERIOD AND THE SUBMITTAL OF THE DRAFT RECORD OF DECISION TO THE UNITED
STATES ENVIRONMENTAL PROTECTION AGENCY**

- Reference:
1. DOE-1514-94, Jack R. Craig to James A. Saric, "Request for Extension of the Feasibility Study/Proposed Plan-Draft Environmental Impact Statement Public Review Period and the Submittal of the Draft Record of Decision to the United States Environmental Protection Agency," dated April 18, 1994.
 2. Letter from James A. Saric to Jack R. Craig, "U.S. DOE Request for Extension on the OU4 Draft Record of Decision," dated April 29, 1994.
 3. Letter from Maud Naroll to Ken Morgan, "Fernald Environmental Impact Statement, Operable Unit 4, Fernald, Ohio," dated April 5, 1993.

On April 29, 1994, the United States Environmental Protection Agency (USEPA), in accordance with Section XVIII.B.5 and XVIII.D of the 1991 Amended Consent Agreement, granted the Department of Energy, Fernald Field Office (DOE-FN) request (Reference 1) for a thirty-day schedule extension for submittal of the Operable Unit 4 Draft Record of Decision from June 10, 1994, to July 10, 1994 (Reference 2). This action was necessary in order to support a formal request from the State of Nevada, Department of Administration, to extend the Operable Unit 4 public review and comment period for the Feasibility Study/Proposed Plan-Draft Environmental Impact Statement (FS/PP-DEIS) (Reference 3).

On May 11, 1994, a regularly scheduled public meeting was conducted with the local community of Las Vegas, Nevada by the Department of Energy, Nevada Field

Office (DOE-NVO). During the question and answer session, the Community Advisory Board (CAB) for Nevada Test Site Operations requested an additional thirty-day extension to the public review and comment period for the Operable Unit 4 FS/PP-DEIS from May 20, 1994, to June 19, 1994, in order to allow adequate time to review the document.

As the lead agency for the Fernald Environmental Management Project (FEMP) site, the DOE-FN considers the request for extension to be in accordance with the provisions of the National Oil and Hazardous Substance Pollution Contingency Plan, 40 CFR §300.430 (f)(3)(f)(C) as follows:

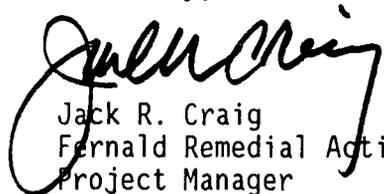
" . . . Upon timely request, the lead agency [DOE-FN] will extend the public comment period by a minimum of 30 additional days; . . ."

Therefore, pursuant to the Amended Consent Agreement (1991), Section XVIII.B.5 and XVIII.D, the DOE-FN believes that good cause exists to formally request a thirty-day extension to the submittal of the Proposed Draft Record of Decision for Remedial Actions at Operable Unit 4 to the USEPA from July 10, 1994, to August 9, 1994.

The DOE-FN will continue its efforts to expedite the preparation of the Proposed Draft Record of Decision for Remedial Actions at Operable Unit 4 both during and after conclusion of the extended OU4 FS/PP-DEIS public comment period. Every effort will be made to minimize the impact this schedule extension may have upon the overall OU4 remediation schedule.

If you have any comments or questions on this request, please contact Randi Allen at (513) 648-3102 at your earliest convenience.

Sincerely,


Jack R. Craig
Fernald Remedial Action
Project Manager

FN:Allen

cc:

K. A. Chaney, EM-424, TREV
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