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U-003-407 .12

**OU1 FS/PP - CONDITIONAL APPROVAL**

08/03/94

OEPA            DOE-FN  
2  
APPROVAL



State of Ohio Environmental Protection Agency

Southwest District Office

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(513) 285-6357  
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LOG H-5240

FILE \_\_\_\_\_  
DATE \_\_\_\_\_

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George V. Voinovich  
Governor

August 3, 1994

RE: DOE FEMP  
MSL #531-0297  
OU1 FS/PP -  
CONDITIONAL APPROVAL

5822

no

Mr. Jack Craig V-003 - 407. 12  
Project Manager  
U.S. DOE FEMP  
P.O. Box 398705  
Cincinnati, OH 45329-8705

Dear Mr. Craig:

This letter provides Ohio EPA conditional approval on the Operable Unit 1 Feasibility Study/Proposed Plan submitted to Ohio EPA on July 1, 1994. The condition for approval is that DOE address the following comments to the satisfaction of Ohio EPA.

1) Commenting Organization: Ohio EPA Commentor: OFFO  
Section #: GENERAL COMMENT Pg #: Line #: Code: M  
Original Comment #:  
Comment: DOE has developed a Proposed Plan calling for disposal of the OU1 waste at a commercial facility yet DOE's own orders preclude disposal at a commercial facility. DOE FEMP must address the need for a DOE HQ waiver of this order. Ohio EPA expressed concerns with DOE's failure to address this issue during the development of the OU3 Interim Record of Decision and Proposed Plan. At that time DOE committed to addressing issues precluding disposal at Envirocare within OU1. To date DOE has not met this commitment. Ohio EPA believes that DOE must complete the waiver of its orders and address other issues precluding disposal at Envirocare prior to finalizing the OU1 ROD. The need for DOE to take action on its own waiver is especially relevant considering DOE is asking USEPA to waive Ohio's Solid Waste Siting Criteria for on-site disposal of other operable unit wastes.  
Response:  
Action:

2) Commenting Organization: Ohio EPA Commentor: OFFO  
Section #: GENERAL COMMENT Pg #: Line #: Code: M  
Original Comment #:  
Comment: Ohio EPA has concerns with the language added to the FS in the July 15, 1994 submittal of change pages. This concern comes from the apparent flexibility obtained for moving remediation levels upward. Ohio EPA believes this language must be tightened up to remove this flexibility. Under the current language no mechanism for formally revising the remediation goals is provided. The OU4

(LOJEK(D)  
PARTIAL  
ACTION RESPONSE  
to R-1905  
(8218)

Mr. Jack Craig  
August 3, 1994  
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Proposed Plan stated that an ROD Amendment would be used for such changes. DOE must revise this language.

Response:  
Action:

3) Commenting Organization: Ohio EPA                      Commentor: OFFO  
Section #: 2.2.2.4    Pg #: 2-29    Line #: 15    Code: E  
Original Comment #:  
Comment: Revise "distinguishable" to state "indistinguishable".  
Response:  
Action:

4) Commenting Organization: Ohio EPA                      Commentor: OFFO  
Section #: PP, Table 5-3    Pg #: P-5-7    Line #:            Code: c  
Original Comment #:  
Comment: It is unclear from the text and the table if the proposed Remedial Levels indicated in the table are protective of the GMA for MCLs at the waste management unit boundary. The proposed remedial levels must be protective of the GMA at the waste management unit boundary. DOE should clarify the table and text.

If you should have any questions, please contact me.

Sincerely,  


Thomas A. Schneider  
Fernald Project Manager  
Office of Federal Facilities Oversight

- cc:    Jim Saric U.S. EPA
- Ken Alkema, FERMCO
- Robert Owen, ODH
- Jean Michaels, PRC
- Jenifer Kwasniewski, DERR
- Lisa August, GeoTrans
- Mike Proffitt, DDAGW