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U-007-504.6

**OU5 RECORD OF DECISION - CONDITIONAL APPROVAL**

12/11/95

OEPA

DOE-FN

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COMMENTS



Ohio Environmental Protection Agency

West District Office

East Fifth Street  
Cincinnati, Ohio 45402-2911  
(513) 285-6357  
(513) 285-6249

FERNALD

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Dec 13 11 06 AM '95

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FILE:

George V. Voinovich  
Governor

December 11, 1995

RE: DOE FEMP  
MSL #531-0297  
OU5 RECORD OF DECISION -  
CONDITIONAL APPROVAL

Mr. Johnny Reising  
U.S. DOE FEMP  
P.O. Box 398705  
Cincinnati, OH 45329-8705

Dear Mr. Reising:

Ohio EPA has reviewed the "Transmittal of the Draft Final Record of Decision for Remedial Actions at Operable Unit 5 and Responses to Comments" submitted by DOE on November 13, 1995. Ohio EPA's review finds DOE's responses and revisions acceptable with the exception noted in the comment below. The condition for Ohio EPA's approval and subsequent concurrence is that DOE revise the document in accordance with the following comment:

- 1. Commenting Organization: Ohio EPA                      Commentor: OFFO  
Section #: Appendix A                      Pg. #: A.3-97                      Line #:                      Code: M  
Comment: Please delete the sentence, "In the event that.....management unit rule." In addition, remove this text from any place it has been inserted into the ROD. Ohio EPA finds it unacceptable to suggest that new data would be ignored in the evaluation of any of our decisions at the site. We would hope that this language is not representative of DOE's intention with regard to newly generated data that may suggest rethinking any of our decisions at Fernald. Ohio EPA believes continued evaluation of data and our decisions is the only way to ensure an effective and efficient cleanup of Fernald. With regard to the data referenced in the Responsive Summary, Ohio EPA believes that DOE, USEPA and Ohio EPA can sensibly review new data and make a determination with regard to whether a reasonable opportunity for cost-effective treatment exists.

If you should have any questions, please contact me at (513) 285-6466.

Sincerely,

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

(JANKE(RJ)  
PARTIAL  
ACTION RESPONSE  
TO P-0182  
(9299)

cc: Jim Saric U.S. EPA	Ruth Vandegrift, ODH	Manager TPSS, DERR/CO
Terry Hagen, FERMCO	Sharon McClellan, PRC	Dave Ward, GeoTrans

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