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FLUOR

February 10, 2004

Fernald Closure Project
Letter No. C:SP:2004-0008

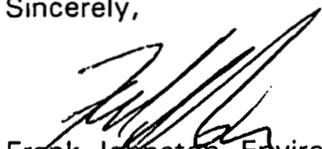
Mr. Thomas A. Winston, District Chief
Ohio Environmental Protection Agency
Southwest District Office
401 East Fifth Street
Dayton, Ohio 45402-2911

Dear Mr. Winston:

**NONCOMPLIANCE REPORT – JANUARY 2004 - NPDES PERMIT NUMBER 11000004*GD
FERNALD CLOSURE PROJECT (FCP)**

Enclosed is the January 2004 Noncompliance Report. If you have any questions, please contact me at (513) 648-5294.

Sincerely,



Frank Johnston, Environmental Compliance
Silos & Waste Pits Project

FLJ
Enclosure

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File Record Subject NPDES Permit
Project Number 52700
SP Letter Log, MS77

NONCOMPLIANCE REPORT
 NPDES PERMIT NO. 11000004*GD
 FERNALD CLOSURE PROJECT
 U.S. DEPARTMENT OF ENERGY

The following table describes the January 2004 noncompliance with the discharge limits specified in the Fernald Closure Project (FCP) NPDES Permit. This table lists the affected outfall, dates of the noncompliance, parameter, permit limits, and measured effluent concentrations.

SEWAGE TREATMENT PLANT EFFLUENT - OUTFALL *4601			
DATE	PARAMETER	PERMIT LIMIT	ACTUAL MEASUREMENT
January 2004	Total Suspended Solids (TSS) - Monthly Average Concentration	20 mg/L (Avg.)	22.5 mg/L (Avg.)

The noncompliance was caused by several elevated, albeit compliant (e.g. less than the daily maximum limit of 40 mg/L) TSS measurements during January 2004. Fluor Fernald Inc. operations staff believe these elevated results were due to the extremely cold temperatures during the month and near freezing conditions within the clarifier and effluent tank. Steps have been taken to warm the tanks and vulnerable pieces of equipment. However, as these tanks are exposed above ground, they are vulnerable to extreme cold conditions. Fluor Fernald Inc. will continue to monitor this situation closely.