

7225



State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6249
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

January 28, 2010

Ms Jane Powell
Fernald Preserve Manager
DOE-LM-20.1
10995 Hamilton Cleves Hwy
Harrison, Ohio 45030

**RE: RESPONSE TO OHIO ENVIRONMENTAL PROTECTION AGENCY
COMMENTS ON THE 2008 FERNALD PRESERVE SITE
ENVIRONMENTAL REPORT**

Ms Powell:

Ohio EPA has received (November 3, 2009) and reviewed Department of Energy's (DOE), "Response to Ohio Environmental Protection Agency Comments on the 2008 Fernald Preserve Site Environmental Report". Ohio EPA comments on DOE's responses are summarized below.

- Ohio EPA and DOE continue to disagree on the best way to evaluate the On-Site Disposal Facility (OSDF) for potential leakage. Due to this disagreement, Ohio EPA requests that the Fernald Preserve notify Ohio EPA when the raw chemical and radiological data for each quarterly sampling event and the annual Leachate Collection System (LCS) sampling events have been posted to the LM website. DOE should also provide monthly precipitation data in electronic format (spreadsheet). Ohio EPA intends to independently evaluate all OSDF parameters for compliance with State of Ohio rules and regulations.
- Although DOE agrees with a number of Ohio EPA comments, the changes will not be made until the following year, 2009 SER, when the edits may no longer be appropriate.

7225

- During remediation and construction activities, standard operating procedure at Fernald was no visible emission of fugitive dust. This procedure is in compliance with State of Ohio rules and regulations and should be continued for any operations by LM at Fernald.

If there are any questions, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Thomas A. Schneider".

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

Cc: Tim Fischer, US EPA
Mark Schupe, GeoTrans Inc.