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DOE/RFO  
CORRESPONDENCE  
INCOMING LETTER

94 DOE 01530

# STATE OF COLORADO

SCHASSBURGER

ACTION 2/4/94

DUE DATE LTR ENC

SILVERMAN, M.N.	
PAULE, A.H.	
ROCKMAN, D.A.	
UTLER, R.A.	
ANNODE, G.R.	
MARTMAN, J.K.	
RAINARD-JORDAN, B.	
CAROL, M.S.	
EWIS, L.	
INDSAY, D.	
MCBRIDE, M.	X
ROBERSON, J.M.	
MUSCITTO, D.	
MARGENT, D.W.	
SIMONSON, D.P.	
SMITH, L.W.	
DAMS, J.	
ANDERSON, T.W.	
COTE, P.	
BRUN, R.	
DUFFY, G.G.	
BRETHEL, T.	
MARGREAVES, M.	
HICKS, D.A.	
OFFMAN, R.	
EVERNIER, R.	
LOCKHART, F.R.	X
LOPEZ, A.	
MALCHESKI, D.	
MCCORMICK, M.S.	
MILLER, H.G.	
MISHIMOTO, G.	
MILINGER, S.	
METSCH, E.	
AMPE, J.	
MASK, W.C.	
REECE, R.	
SCHASSBURGER, R.	X
ELAN, J.	
TEWARD, J.	
MALLIN, B.	
JITHERIN, V.	X

RECORDS X X

NOTE:

RECEIVED FOR ADDRESSEE

BY: DATE:

nk 2/2/94

## COLORADO DEPARTMENT OF HEALTH

Dedicated to protecting and improving the health and environment of the people of Colorado

4300 Cherry Creek Dr. S. Laboratory Building  
Denver, Colorado 80222-1530 4210 E. 11th Avenue  
Phone (303) 692-2000 Denver, Colorado 80220-3716  
(303) 691-4700

January 27, 1994

Mr. Richard J. Schassburger  
U.S. Department of Energy  
Rocky Flats Plant  
Building 116  
P. O. Box 928  
Golden, Colorado 80402-0928

RE: Building 788 Closure and Relocation, Administrative Approach

Dear Mr. Schassburger,

The Colorado Department of Health, Hazardous Materials and Waste Management Division (the Division) and the U. S. Environmental Protection Agency (EPA) have reviewed DOE's letter of December 7, 1993 regarding the closure and relocation of Building 788 from the area of the Solar Evaporation Ponds (OU-4). It is our determination that the closure of Building 788 is under the purview of the Interagency Agreement (IAG) and an IM/IRA is required.

Your letter suggested that a determination had been made that Building 788 was not covered by the IAG. The parties, through the dispute resolution agreement dated September 30, 1993, agreed that Building 788 would be addressed within the Solar Evaporation Ponds IM/IRA Decision Document. In addition, paragraph I.A of the IAG Statement of Work (SOW) states that, "The purpose of this attachment is to set forth the elements of work required to be performed to respond to all hazardous substance releases or threat of releases ...." Although not identified as an IHS in the IAG, "Paragraph I. B.10 specifies that, "All other expedited response actions contemplated by DOE shall be addressed as Interim Measures/Interim Remedial Actions (IM/IRAs) ...." Since an expedited response action is being proposed for Building 788, it is subject to the IAG.

Your letter further suggested that a RCRA closure process would be more expedient and cost effective than an IM/IRA. Other than the additional days required for the public comment period, we foresee minimal differences in the preparation and approval phases of an IM/IRA versus a RCRA closure plan. Additionally, we expect that the document can be straight forward given the nature of the RCRA processes previously conducted in the building and the clarifier tank. Investigation of any releases that may have occurred should also be straight forward and limited to demonstrating that the building and clarifier have been decontaminated. By virtue of process knowledge, any releases to surroundings soils are believed to have been adequately investigated under the OU-4 RFI/RI Workplan.

To substantiate the need for a separate document, DOE must justify the need for an expedited schedule not otherwise attainable under the forthcoming OU-4 IM/IRA Decision Document. If relocation of Building 788 remains a viable alternative and justification for separate action, please indicate the new location, intended use and a target date for completion of reconstruction. (Reuse as a RCRA storage unit would require a permit modification which would affect the completion date.)

Additionally, DOE must propose a review and approval schedule for a Building 788 IM/IRA that will support the DOE established September 30, 1994 date. If the foregoing conditions are met, the Division and EPA expect to approve the preparation of a separate IM/IRA for the closure of the building.



Roy Romer  
Governor

Patricia A. Nolan  
Executive Director

U.S. DEPT. OF ENERGY  
R.F.C. - MAILROOM  
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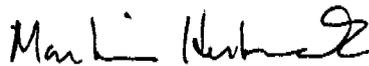
ADMIN RECORD

Please provide the requested information no later than February 4, 1994. If you have any questions, please call Harlen Ainscough at 692-3337 or Arturo Duran at 294-1080.

Sincerely,



Gary W. Baughman, Chief  
Facilities Section  
Hazardous Waste Control Program  
Colorado Department of Health



Martin Hestmark, Manager  
Rocky Flats Project  
U. S. Environmental Protection Agency

cc: Daniel S. Miller, AGO  
Jackie Berardini, CDH-OE  
Frazer Lockhart, DOE  
Vern Witherill, DOE  
Ted Kearns, DOE/KMI  
Andy Ledford, EG&G  
Randy Ogg, EG&G  
David Erickson, EG&G  
Tony Tome, EG&G