



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500
DENVER, COLORADO 80202-2405

FEB 8 1991

Ref: 8HWM-FF

David Simonson, Assistant Manager
Environmental Management
U.S. Department of Energy
Rocky Flats Office
P.O. Box 928
Golden, CO 80402-0928

Dear Mr. Simonson:

This letter is issued in response to your letters dated January 25, 1991, and February 1, 1991, requesting extensions of the Interagency Agreement (IAG) schedules for specified deliverables. This letter also reflects agreements reached among DOE, EPA and CDH during the February 7, 1991, meeting of the three parties.

DOE has known of the contracting problems associated with these schedule extension requests since early December, 1990. DOE made no effort to forward defined potential schedule impacts associated with the contracting problems before the contracting problems impacted scheduled deliverables. Prior to the signing of the IAG, EPA and CDH had already extended the scheduled dates for the majority of the documents within the present request for extension at least once. As a result, although EPA and CDH grant this extension request in accordance with Part 42 of the IAG, we will consider no further requests for extension associated with the contracting problems DOE has experienced, with the exception of the completion of the OU 2 Field Treatability Test System Installation, the beginning of Field Treatability Testing for OU 2 IM/IRA and the submittal of the OU 3 Draft Phase I RCRA Facility Investigation/Remedial Investigation Workplan. In addition, as a result of the meeting held February 7, 1991, DOE agrees that the granting of this schedule extension due to the contract problems incurred by DOE shall not impact any Table 6 milestones associated with completion of field work, submittal of RCRA Facility Investigation/Remedial Investigation Reports or Workplans, Corrective Measure Study/Feasibility Study Reports, Proposed Plans, Records of Decision or subsequent Corrective/Remedial Action for any operable unit.

The following documents which were due on January 25, 1991, shall be due on March 1, 1991:

- Final Standard Operating Procedure Addendum for OU 1 Phase III RFI/RI Workplan;
- Final Standard Operating Procedures Volume 4 - Surface Water; and

ADMIN RECORD

A-OU02-000109

Volume 5 - Ecology.

The following documents which were due on February 1, 1991, shall be due on March 1, 1991:

- Final Quality Assurance Project Plan;
- Final Standard Operating Procedures
 - Volume 1 - Field Operations;
 - Volume 2 - Groundwater;
 - Volume 3 - Geotechnical;
 - Volume 6 - Air; and
- Final Standard Operating Procedure Addendum for OU 2 Phase II RFI/RI Workplan.

In addition, the draft Workplan for Discharge Limits for Radionuclides which was due on March 18, 1991, shall be due on April 5, 1991 and the Final Treatability Study Plan which was due on February 25, 1991, shall be due on June 3, 1991.

Although the IAG does not define the term "timely", EPA and CDH do not believe that these latest requests were submitted in a timely manner. A request for extension must not be submitted on the date the deliverable or IAG requirement is due. During the February 7, 1991, meeting, DOE, CDH and EPA agreed that in order for a request for extension to be considered timely, it must be submitted by DOE at least 14 days prior to the date the deliverable or IAG requirement is due. In the future, neither EPA nor CDH will look favorably upon any requests for IAG schedule modifications when such requests are not made at least 14 days prior to the due date.

If you have any questions regarding this letter, please contact Martin Hestmark, EPA Rocky Flats Project Manager, or Gary Baughman, CDH Unit Leader at (303) 294-1134 or (303) 331-4847, respectively.

Sincerely,

Martin Hestmark

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

Gary W. Baughman

Gary Baughman, Unit Leader
Hazardous Waste Facilities
Colorado Department of Health

cc: Martin Hestmark, EPA
Gary Baughman, CDH
Peter Ornstein, EPA
Joan Sowinski, CDH
Lou Johnson, EPA
Robert L. Duprey, EPA