

3765 RF 93



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII  
999 18th STREET - SUITE 500  
DENVER, COLORADO 80202-2466

000001558

DUE  
DATE

AUG 23 7 45 AM '93

ACTION

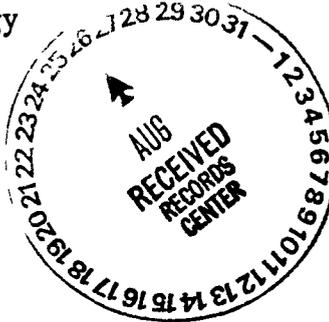
DIST.	LTR	ENC
BENEDETTI, R L	X	
BENJAMIN, A		
BERMAN, H S		
CARNIVAL, G J		
COPP, R D		
CORDOVA, R C		
DAVIS, J G		
FERRERA, D W		
FRANZ, W A		
HANNI, B J		
HEALY, T J		
HEDAHL, T G		
HILBIG, J G		
JIRBY, W A		
QUESTER, A W		
TANN, H P		
TARX, G E		
McKENNA, F G		
MORGAN, R V		
PIZZUTO, V M		
POTTER, G L		
RILEY, J H		
SANDLIN, N B		
SATTERWHITE, D G		
SCHUBERT, A L		
SETLOCK, G H		
SULLIVAN, M T		
SWANSON, E R		
VILKINSON, R B		
VILSON, J M		

Ref 8HWM-FF

AUG 16 1993

EG&G  
ROCKY FLATS PLANT  
CORRESPONDENCE CONTROL

Mr Richard Schassburger  
U S Department of Energy  
Rocky Flats Office  
P O Box 928  
Golden, CO 80402-0928



Re DOE's Request for Schedule Extension, Operable Unit 6

Dear Mr Schassburger

The Environmental Protection Agency (EPA), as lead regulatory agency for Operable Unit 6 (OU 6), has reviewed your July 21, 1993, request for an eleven month extension for the submittal of the draft and final RFI/RI Reports for OU 6. After consultation with the Colorado Department of Health (CDH), EPA has concluded that good cause exists for an extension of ten months to the schedule for the following reasons

- 1 We recognize that significant progress has been made in improving laboratory turnaround time through recent Department of Energy (DOE) efforts. Therefore, we are willing to grant a one month extension for this activity, which is approximately the difference between the original Interagency Agreement (IAG) assumption of 63 days turnaround time and the current time required for radionuclides, 90 days.
- 2 Likewise, we believe that through the efforts of the Quality Action Team, significant progress has been made in improving DOE's procurement process. These efforts were initiated after the procurement for OU 6 support contracts, however. We recognize that at the time of the OU 6 workplan approval, separate procurements were required for workplan preparation and implementation. Therefore, we are willing to grant three months for preparation and negotiation of the implementation contract because this activity was not included in the original IAG milestone schedule. We believe this situation constitutes good cause for a schedule extension as defined by Part 42, paragraph 222 E of the IAG.
- 3 The final approval of the RFI/RI Workplan by EPA, granted on February 27, 1992, was one month later than anticipated. Therefore, an additional one month can be justified in accordance with Part 42, paragraph 222 B of the IAG.

Laurin P X

Adm Pac X

CORRES CONTROL	X	X
PATS/T130G		

Reviewed for Addressee  
Corres Control RFP

2-23-93  
DATE BY

Ref Ltr #

DOE ORDER #

DOCUMENT CLASSIFICATION  
REVIEW WAIVER PER  
CLASSIFICATION OFFICE

Printed on Recycled Paper

4 The additional time required to review and approve human health risk assessment technical memoranda was not accounted for in the original IAG milestone schedule. Therefore, we are willing to grant your request for three additional months to complete this activity. We believe there is good cause for an extension as defined by Part 42, paragraph 222 E of the IAG.

5 The preparation of an operable unit specific health and safety plan was also not accounted for in the original IAG schedule. We are willing to grant your request for a two month extension because of the delays associated with preparation, review, and approval of this document. We recognize that field work can't begin until the document is approved, thus we believe there is good cause for a schedule extension as defined by Part 42, paragraph 222 E of the IAG.

We note that the requirement for DOE to re-submit a revised final RFI/RI Workplan was a result of DOE's failure to submit a complete and adequate document on September 16, 1991, in accordance with the IAG schedule. The required re-submittal does not constitute good cause for extending subsequent milestones. Therefore, your request for four and one half months associated with the RFI/RI workplan is denied. However, we further note your efforts in minimizing schedule impacts associated with the Endangered Species Act formal consultation process. Although this required approximately five months, field work continued during that period.

Taking into account all of the above items, a total of ten months of schedule extension is granted. The new milestone delivery dates for submittal of the draft and final RFI/RI Reports for OU 6 are June 10, 1994, and November 18, 1994, respectively. Since three months of this extension are associated with submittal of technical memoranda, EPA strongly suggests that DOE work with the regulatory agencies to minimize the number of submittals and the review time associated with them by coordinating the scoping effort and document preparation. In reviewing DOE's proposed schedules for the draft and final RFI/RI Reports for OU 6, we conclude that DOE can further expedite its efforts by conducting the DOE Rocky Flats Office and DOE Headquarters reviews concurrently.

Lastly, DOE's assumptions which form the basis of the new OU 6 milestone schedule will not be considered as **conditions** for that schedule. It is DOE's responsibility to meet the milestone commitments for submittal of the draft and final RFI/RI Reports for OU 6 and to request a schedule extension when good cause exists. Each request will be evaluated by the regulatory agencies individually. A wrong assumption made at this time will not necessarily be considered as good cause for an extension in the future. The above stated justification for granting an extension for submittal of the draft and final RFI/RI Reports applies solely to OU 6 and does not apply to other operable unit schedules.

We hope to continue working with your staff to find ways of further expediting the preparation of the draft and final RFI/RI Reports Our point of contact on OU 6 is Bonnie Lavelle, (303) 294-1067

Sincerely,

  
Martin Hestmark, Manager  
Rocky Flats Project

cc Gary Baughman, CDH  
Harlen Ainscough, CDH  
Norma Castaneda, DOE  
Pete Laurin, EG&G