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Nothing but the.....

FAX

DATE: 8/17/94

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PAGES: 2 (includes this cover sheet)

SUBJECT:

Bob: Please find attached the No Action ROD exhibit (Exhibit 9-2) from the EPA Guidance referenced by DOE Headquarters for comment on the Final ROD. Note that the "Statutory Determinations" section of the ROD Declaration is not necessary. However, note that under the "Declaration Statement" section of Exhibit 9-2 it states the following: "It should also be noted whether a five-year review is required".

EXHIBIT 9-2**Documenting a No Action Decision:
Action Not Necessary for Protection****OUTLINE FOR THE ROD**

The preparation of a ROD to document a decision that no action is necessary to ensure protection of human health and the environment should follow the guidance presented in Chapter 6 with the special modifications noted below.

1. Declaration

- Site Name and Location
- Statement of Basis and Purpose
- ~~Assessment of the Site~~
- Description of the Selected Remedy: No Action
- ~~Statutory Determinations~~
- Declaration Statement - None of the Section 121 statutory determinations are necessary in this section. Instead, a brief statement should be made noting that no remedial action is necessary to ensure protection of human health and the environment. It should also be noted whether a five-year review is required. A five-year review will be necessary under a "no action" ROD when previous removal or remedial actions at the site result in the implementation of engineering or institutional controls to prevent unacceptable exposures from hazardous substances and when these controls will remain over the long-term.
- Signature and Support Agency Acceptance of the Remedy

2. Decision Summary

- Site Name, Location, and Description
- Site History and Enforcement Activities
- Highlights of Community Participation
- Scope and Role of Operable Unit or Response Action
- Site Characteristics
- Summary of Site Risks - The information presented in this section provides the primary basis for the "no action" decision. The discussion should support the determination that no remedial action is necessary to ensure protection of human health and the environment. This can be accomplished by demonstrating how the current and reasonable maximum exposure scenario considered under the baseline risk assessment indicate that unacceptable exposures will not occur. Any exposure controls implemented as part of previous actions that contribute to protection of human health and the environment should be discussed.