



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

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

10.00 - 1,03

4P 313

#000054098

FEB 15 1994

FEB 17 1994  
AND WASTE MANAGEMENT

Ref: 8HWM-FF

Mark N. Silverman, Manager  
U.S DOE/Rocky Flats Plant  
P.O Box 928  
Golden, CO 80402-0928

Dear Mr. Silverman,

This letter is in response to your letter dated February 3, 1994, regarding the Site-wide Treatability Studies program. In your letter, you requested an extension of 14 days from the established IAG period to invoke Dispute Resolution (14 days). The basis for your request was the need for additional time to decide whether to invoke dispute on the November 12, 1994, date.

EPA and CDH would like to clarify that the November 12, 1994, milestone date to complete the original obligations of the Site-wide Treatability Study Plan is not "our mandate", but a previously agreed upon milestone. The IAG Statement of Work Section XI, states "The Treatability Study shall be completed and the results shall be submitted to EPA and the State within 36 months of the approval of the Treatability Study Plan by EPA and the State (emphasis added)." The regulatory agencies approved the Final Treatability Study Plan on November 12, 1991. Our letter dated January 20, 1994, was a simple reminder to DOE's original obligations regarding the Site-wide Treatability Study Plan.

The fact that there is no issue to dispute at this time, makes your request unnecessary. In an effort to resolve implementation issues regarding the Site-wide Treatability Studies program, our staff is willing to continue to work with your staff to develop a more effective working framework.

ADMIN RECCRD

SW-A-003720

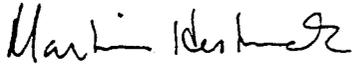


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Please do not hesitate to contact me at (303) 294-1134 or Gary at (303) 692-3338 with any questions or comments you may have on this matter

Sincerely,



Martin Hestmark, Manager  
Rocky Flats Project  
EPA Region VIII



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

cc: Scott Grace, DOE  
Lou Johnson, EPA  
Peter Ornstein, ORC  
Dave Norbury, CDH  
Jeff Swanson, CDH  
Arturo Duran, EPA