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Department of Energy

ROCKY FLATS OFFICE
P.O. BOX 928
GOLDEN, COLORADO 80402-0928

DUE
DATE

ACTION

DIST	LTR	ENC
BENEDETTI, R.L.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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.		
KIRBY, W.A.		
KUESTER, A.W.		
MANN, H.P.		
MARX, 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.		
WILKINSON, R.B.		
WILSON, J.M.		

93-DOE-09082

AUG 04 1993

AUG 5 3 40 PM '93
 ROCKY FLATS PROJECT
 CORRESPONDENCE CONTROL

Mr. Gary Baughman
Hazardous Waste Facilities Unit Leader
Colorado Department of Health
4300 Cherry Creek Drive South
Denver, Colorado 80222-1530

Mr. Martin Hestmark
U. S. Environmental Protection Agency, Region VIII
ATTN: Rocky Flats Project Manager, 8HWM-RI
999 18th Street, Suite 500, 8WM-C
Denver, Colorado 80202-2405

Gentlemen:

The DOE has carefully reviewed your correspondence, dated August 2, 1993, regarding resolution of the Operable Unit (OU) 4, Solar Ponds dispute. In general, we agree with many of the elements in your proposed extension document, which outlines a process to finally resolve the dispute. However, we do not agree that discussion of streamlining techniques should be limited to only specific elements, rather than addressing the entire OU4 cleanup. The DOE believes that it is fully appropriate to use this dispute process to address innovative streamlining techniques, whatever they may be. Further, it appears that discussion of such techniques relative to a single OU, offers an opportunity to test our mutual commitment to action in advance of possible broader discussions on the entire Interagency Agreement (IAG). We believe that what we proposed in our letter dated July 12, 1993, is a reasonable approach to accomplish early closure of the Solar Ponds. With the progress to date we are willing to continue discussions to resolve the remaining topics of disagreement at the informal dispute level. However, if this is unacceptable we are prepared to elevate this dispute to the Dispute Resolution Committee (DRC) where the broader issues can receive attention from higher management levels in our respective organizations.

We have reached agreement in many areas over the last several weeks, but DOE has the following positions which are in disagreement with your correspondence of August 2, 1993:

- The basic Interim Measures/Interim Remedial Actions (IM/IRA) process described in paragraph I.B.10 of the IAG Statement of Work should be substantially modified for OU4 to achieve even greater streamlining.
- The basic Administrative Process for CHWA/RCRA Interim Status Closures described in paragraph I.B.11.b of the IAG Statement of Work should be substantially modified for OU4 to achieve substantial acceleration of the final remediation.

Hutchins	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Keith	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Adm Rec	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

CORRES CONTROL	x	x
PATS/T130G		

Reviewed for Addressee
Corres. Control RFP

8-5-93
DATE BY

Ref Ltr. #

DOE ORDER #

ADMIN RECORD

AUG 04 1993

M. Hestmark & G. Baughman
93-DOE-09082

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The enclosed page describes more fully some concepts to address these two issues as a basis for further discussions. We are prepared to work with you and your staff to take whatever steps are necessary to reach resolution on this dispute. Any questions should be directed to Frazer Lockhart at 966-7846.

Sincerely,

Norma L. Castañeda
for Richard J. Schassburger
Acting Director
Environmental Restoration Division

Enclosure

cc w/ Enclosure:

R. Greenberg, EM-453
A. Rampertaap, EM-453
H. Belencan, EM-453
A. Pauole, OOM, RFO
K. Izell, OCC, RFO
J. Hartman, AMTER, RFO
F. Lockhart, ERD, RFO
T. Lukow, WPD, RFO
S. Surovchak, ERD, RFO
N. Hutchins, EG&G*
S. Keith, EG&G