



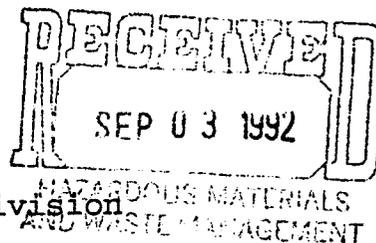
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

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

0000 36290

SEP -1 1992



Ref: 8 8HWM-FF  
Mr. Gary Baughman, Unit Leader  
Hazardous Materials and Waste Management Division  
Colorado Department of Health  
4210 East 11th avenue  
Denver, CO 80220-3716

Dear Mr. Baughman,

Attached please find EPA's comments on the Final "No Further Action Justification" Document for OU 16, Low Priority Sites. In general, the document is considerably improved from the draft version. However, EPA recommends CDH withhold approval of this document until DOE adequately addresses the attached comments.

In addition, provided that DOE develops an acceptable Final No Further Action Justification, EPA believes that the document should undergo formal public comment. It is our view that final agency determination closing this OU should be memorialized in a Record of Decision (ROD) and that CERCLA 117 public participation requirements (for proposed plans) be followed. Therefore, upon approval of the final document by EPA and CDH, it should be public noticed for comment. At the conclusion of the public comment period, a responsiveness summary should be developed and a No Action ROD developed. Guidance on developing a No Action ROD was attached to EPA's previous comments on the draft document. Specifically, the guidance relating to Case #3, No Further Action Necessary should be followed. EPA recommends meeting in the near future to discuss in more detail the scheduling and future close out of this OU.

Please do not hesitate to contact Arturo Duran of my staff at (303) 294-1080 with any questions you may have.

Sincerely,

Martin Hestmark, Manager  
Rocky Flats Project

Attachment

cc: Frazer Lockhart, DOE  
Bob Birk, DOE  
Ken Pacheco, EG&G  
Joe Schieffelin, CDH  
John Reschl, CDH  
Peter Ornstein, EPA  
Arturo Duran, EPA