

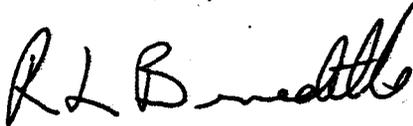
Mark E. Van Der Puy
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The EPA informed DOE and EG&G on April 7, 1993 that the new National Pollutant Discharge Elimination System (NPDES) permit for Rocky Flats Plant (RFP) is not a priority and would not be completed this year. A requirement of Environmental Protection Agency (EPA) and Colorado Department of Health (CDH) is that the new NPDES permit and Pond Water IM/IRA undergo concurrent public review. The concurrent public review requirement creates a conflict as to the schedule for completion of the Pond Water IM/IRA. DOE and EG&G need to clarify this conflict with EPA and CDH. There is no regulatory driver for the completion of the Pond Water IM/IRA at this time.

The EG&G Legal Department is conducting an investigation that encompasses determining the most advantageous regulatory program for the operation of the ponds and the legality of making the ponds "Waters of the United States". A draft report on this investigation is due on June 2, 1993.

EG&G has been directed by DOE, RFO to investigate water rights technical issues. This investigation will be initiated the week of June 7, 1993.

Please contact Tye De Mass at extension 8760 if clarification is required.



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