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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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May 4, 2012

12-NWP-072

Mr. Matthew S. McCormick, Manager
Richland Operations Office
United States Department of Energy
P.O. Box 550, MSIN: A7-50
Richland, Washington 99352

Re: Air Notice of Construction Permit Hanford for 200 Area West Sewage Lagoon Treatment System

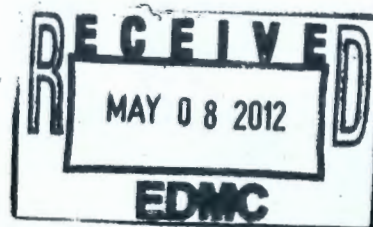
Dear Mr. McCormick:

Thank you for submitting an Air Notice of Construction (NOC) application and obtaining an Approval Order for the Hanford 200 Area West Sewage Lagoon Treatment System. This letter is to document a violation of Washington Administrative Code (WAC) 173-400-110, which requires that "a notice of construction application must be filed and an order of approval must be issued by the permitting authority prior to the establishment of any new source."

Construction on the Hanford 200W Area Sewage Lagoon Project began in July 2011. In November of 2011, you reported that you failed to submit an Air NOC permit application for the Hanford 200 Area West Sewage Lagoon Treatment System prior to construction. This violates WAC 173-400-110 as cited above.

Ecology recognizes that you voluntarily halted construction on October 27, 2011 and immediately began working with us to resolve the issue. Ecology received your application on December 27, 2011 and issued the NOC for this project on February 6, 2012.

Providing you comply with all applicable air quality laws and regulations and conditions set in your air quality permit, at this time, Ecology is not planning on taking further enforcement action on the above described violations. Please be aware that air quality permits are preconstruction in nature and required by law. It is your responsibility to secure this permit prior to commencing construction. If you are planning to modify or install equipment that emits air contaminants, it is likely that an air quality permit will be required. Similarly, if you are planning any physical

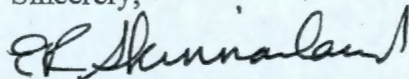


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change or change in your method of operation that may increase your air emissions or result in an air contaminant not previously emitted, this may also require a permit.

You or your staff may also contact Phil Gent at 509-372-7983 for assistance.

Sincerely,



Ron Skinnarland
Manager, Waste Management Section
Nuclear Waste Program

pg/js

cc: Dale Jackson, USDOE-RL
Stephen Weil, USDOE-RL
Tom Beam, MSA
Ethan Brackenbury, MSA
Brian Harmon, MSA
Mathison Mills, MSA
Jim Rasmussen, YAH
Administrative Record
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