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Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

08-AMCP-0182

MAY 14 2008

Ms. J. A. Hedges, Program Manager
Nuclear Waste Program
State of Washington
Department of Ecology
3100 Port of Benton
Richland, Washington 99354

RECEIVED
MAY 19 2008
EDMC

Dear Ms. Hedges:

HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (TRI-PARTY AGREEMENT) CHANGE PACKAGE M-15-08-02, MODIFICATION TO TRI-PARTY AGREEMENT INTERIM MILESTONE M-015-38B

The purpose of this letter is to forward the Tri-Party Agreement Change Package M-15-08-02 to the State of Washington Department of Ecology for approval. This change package authorizes an extension of the due date of Tri-Party Agreement Interim Milestone M-015-38B, Submit a Revised Feasibility Study Report and Revised Proposed Plan for 200-CW-1, from May 31, 2009, to November 30, 2010.

The interim milestone due date of May 31, 2009, was established based on the Sampling and Analysis Plan (SAP) being approved by June 29, 2007. The SAP was not approved until February 26, 2008, due to issues identified on page two of the change package.

The agencies agree that per Article XL of the Tri-Party Agreement Legal Agreement, Good Cause for Extensions, Paragraph 120, the interim milestone due date will be extended per approval of this change package. The revised submittal date of November 30, 2010, assumes that the supplemental remedial investigation work will be completed by December 2008.

If you have any questions, please contact me, or your staff may contact Matt McCormick, Assistant Manager for the Central Plateau, on (509) 373-9971.

Sincerely,


David A. Brockman
Manager

AMCP:BLF

Attachment

cc: See Page 2

Ms. J. A. Hedges
08-AMCP-0182

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MAY 1 2008

cc w/attach:

B. A. Austin, FHI

G. Bohnee, NPT

R. C. Brunke, FHI

L. Buck, Wanapum

C. E. Cameron, EPA

N. Ceto, EPA

R. H. Engelmann, EFSH

B. H. Ford, FHI

S. Harris, CTUIR

Z. M. Jackson, Ecology

R. Jim, YN

S. L. Leckband, HAB

K. Niles, ODOE

R. E. Piippo, FHI

J. B. Price, Ecology

J. G. Vance, FFS

Administrative Record

Environmental Portal

Change Number M-15-08-02	Federal Facility Agreement and Consent Order Change Control Form <small>Do not use blue ink. Type or print using black ink.</small>	Date April 29, 2008																		
Originator Briant Charboneau		Phone (509) 373-6137																		
Class of Change <input type="checkbox"/> I - Signatories <input checked="" type="checkbox"/> II - Executive Manager <input type="checkbox"/> III - Project Manager																				
Change Title Modification to Hanford Federal Facility Agreement and Consent Order Interim Milestone M-015-38B																				
Description/Justification of Change <p>This change package extends the due date of Central Plateau interim milestone M-015-38B: Submit a Revised Feasibility Study Report and Revised Proposed Plan for 200-CW-1 to Ecology, from May 31, 2009, to November 30, 2010.</p> <p>The interim milestone May 31, 2009, due date was established based on the Sampling and Analysis Plan (SAP) being approved by June 29, 2007. The SAP was not approved until February 26, 2008, due to issues identified in the correspondence listed on page 2. The Agencies agree that per Article XL of the TPA Legal Agreement, Good Cause for Extensions, Paragraph 120 the interim milestone due date will be extended per approval of this change package. The revised November 30, 2010, submittal date assumes that the supplemental remedial investigation work will be completed by December 2008.</p> <p><i>Continued on page 2</i></p>																				
Impact of Change Approval of this change package extends the completion date for completion of a revised feasibility study report and proposed plan to November 30, 2010. The impact is a potential delay in remediation of the 200-CW-1 operable unit.																				
Affected Documents The <u>Hanford Federal Facility Agreement and Consent Order</u> , as amended, and Hanford Site internal planning, management and budget documents (e.g., baseline control documents, related work authorization and directives). Revised Feasibility Study report and proposed plan for 200-CW-1. This also impacts the follow on schedules for obtaining a ROD, work plan and remediation.																				
Approvals <table border="0" style="width: 100%;"> <tr> <td style="width: 35%; border-bottom: 1px solid black;">  DOE </td> <td style="width: 15%; border-bottom: 1px solid black;"> 5/13/08 Date </td> <td style="width: 10%; text-align: center;"> <input checked="" type="checkbox"/> </td> <td style="width: 10%; text-align: center;"> Approved </td> <td style="width: 10%; text-align: center;"> <input type="checkbox"/> </td> <td style="width: 10%; text-align: center;"> Disapproved </td> </tr> <tr> <td style="border-bottom: 1px solid black;"> EPA </td> <td style="border-bottom: 1px solid black;"> Date </td> <td style="text-align: center;"> <input type="checkbox"/> </td> <td style="text-align: center;"> Approved </td> <td style="text-align: center;"> <input type="checkbox"/> </td> <td style="text-align: center;"> Disapproved </td> </tr> <tr> <td style="border-bottom: 1px solid black;"> Ecology </td> <td style="border-bottom: 1px solid black;"> Date </td> <td style="text-align: center;"> <input type="checkbox"/> </td> <td style="text-align: center;"> Approved </td> <td style="text-align: center;"> <input type="checkbox"/> </td> <td style="text-align: center;"> Disapproved </td> </tr> </table>			 DOE	5/13/08 Date	<input checked="" type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved	EPA	Date	<input type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved	Ecology	Date	<input type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved
 DOE	5/13/08 Date	<input checked="" type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved															
EPA	Date	<input type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved															
Ecology	Date	<input type="checkbox"/>	Approved	<input type="checkbox"/>	Disapproved															

Description/Justification of Change

Continued from page 1

In addition, TPA change request C-06-02, approved February 27, 2007, moved 216-U-10 Pond from Operable Unit 200-CW-5 (EPA Lead), 216-T-4B Pond from Operable Unit 200-CW-4 (EPA Lead), and 216-S-16 Pond and 216-S-17 Pond from Operable Unit 200-CW-2 (EPA Lead), all to Operable Unit 200-CW-1 (Ecology Lead). This changed Lead Regulatory Agency for these ponds addressed by this SAP. The change added to the review process because Ecology reviewed in detail some of the agreements made by EPA during the DQO, when EPA was the Lead Regulatory Agency.

Previous correspondence related to this issue:

Letter, July 20, 2007, DOE-RL to Ecology, 07-AMCP-0242, "Response to State of Washington Department of Ecology (Ecology) Review Comments on Sampling and Analysis Plan for Supplemental Remedial Investigation Activities at Model Group 5 Large Area Ponds Waste Sites, DOE/RL-2006-57, Draft A." This letter responded to Ecology's comments, stated that several of Ecology's comments substantively impact the scope and cost of the planned investigation, and proposed resolution workshops. "Upon approval of the SAP, RL will submit a Tri-Party Agreement Change Request to move Interim Milestone M-015-38B, accordingly."

Letter, August 30, 2007, DOE-RL to Ecology, 07-AMCP-0274, "Sampling and Analysis Plan for Supplemental Remedial Investigation Activities at Model Group 5 Large Area Ponds Waste Sites, DOE/RL-2006-57, Draft A, Updated Path Forward Plan." This letter provided a path-forward plan for the Draft A SAP. From this letter, "Upon approval of the MG-5 SAP, RL will submit a Tri-Party Agreement Change Package to move Tri-Party Agreement Interim Milestone M-15-38B accordingly."

Letter, December 20, 2007, DOE-RL to Ecology, 08-AMCP-0058, "Sampling and Analysis Plan for Supplemental Remedial Investigation Activities at Model Group 5, Large Area Ponds, Waste Sites Located Within the 200-CW-1 Operable Unit, DOE/RL-2006-57, Revision 0." This letter transmitted the Revision 0 SAP for Ecology approval. From this letter, "Impacts to the 200-CW-1 Operable Unit Tri-Party Agreement Milestone, due to delays in the document review and comment resolution process, are being evaluated. Once the MG-5 SAP is approved, the schedule impact will be finalized and a Tri-Party Agreement change request will be prepared."

Changes to the existing milestones are displayed by **Highlighting** to indicate addition of text and by **Strikeout** to indicate deletion of text.

M-015-38B	SUBMIT A REVISED FEASIBILITY STUDY REPORT AND REVISED PROPOSED PLAN FOR 200-CW-1 TO ECOLOGY.	05/31/2009 11/30/2010
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