



U.S. Department of Energy
Office of River Protection

P.O. Box 450
Richland, Washington 99352

MAY 23 2001

0054938

01-ORP-075

Mr. Michael A. Wilson, Program Manager
Nuclear Waste Program
State of Washington
Department of Ecology
P.O. Box 47600
Olympia, Washington 98504

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EDMC

Dear Mr. Wilson:

INITIATION OF DISPUTE RESOLUTION FOR CHANGE REQUESTS (CR) M-45-01-01, M-62-01-02, AND M-90-01-01.

- References:
1. ORP letter from H. Boston to M. Wilson, Ecology, "U.S. Department of Energy (DOE) Draft Hanford Federal Facility Agreement and Consent Order (Tri-Party Agreement) Change Request (CR) M-62-01-02: Response/Clarification to State of Washington Department of Ecology's (Ecology) Concerns Regarding the "Draft" Change Request," 01-ORP-074, dated May 21, 2001. ✓
 2. Ecology letter from M. Wilson to J. Rasmussen, ORP, "Disapproval of U.S. Department of Energy (DOE) Hanford Federal Facility Agreement and Consent Order (HFFACO) Change Requests M-45-0101, M-62-01-02, and M-90-01-01, all Dated May 2, 2001," dated May 16, 2001.
 3. ORP letter from J. Rasmussen, ORP to M. Wilson, Ecology, "Submittal of a Signed Change Request (CR) M-62-01-02, Revising Milestone Completion Dates for Four Interim Milestones (M-62-06, M-62-07, M-62-10 and M-62-11) in Support of the Pretreatment Processing and Vitrification of Hanford High-Level Waste (HLW) and Low Activity Waste (LAW)", 01-ORP-063, dated May 2, 2001. 54930.
 4. ORP letter from J. Rasmussen to M. Wilson, Ecology, "Submittal of a Signed Change Request (CR) M-90-01-01, Revising Milestone Completion Dates for One Target and Five Interim Milestones (M-90-09-T01, M-90-08, M-90-10, M-90-11, M-20-56, and M-20-57) in Support of the Acquisition of New Facilities for the Storage of Hanford Site Immobilized High-Level Waste (IHLW) and Immobilized Low-Activity Waste (ILAW) and the Disposal of ILAW," 01-ORP-064, dated May 2, 2001. 54898
 5. ORP letter from J. Rasmussen to M. Wilson, Ecology, "Submittal of Change Request (CR) M-45-01-01, Requesting the State of Washington Department of Ecology (Ecology) Approval to Seek Public Comment and Subsequent Approval for the Change to Milestone M-45-00C," 01-ORP-065, dated May 2, 2001. 54929

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6. Ecology letter from R. Stanley to M. Burandt, ORP, "U.S. Department of Energy (DOE) Draft Hanford Federal Facility Agreement and Consent Order (HFFACO) Change Request (CR) M-62-01-02," dated March, 2001. /
7. ORP letter from H. Boston and K. Klein, RL, to T. Fitzsimmons, Ecology, and C. Findley, EPA, "Change Request Package," 01-ORP-044, dated February 26, 2001. /

The U.S. Department of Energy (DOE), Office of River Protection (ORP), is in receipt of the State of Washington Department of Ecology (Ecology) letter dated May 16, 2001 (Reference 2). This letter disapproves DOE Change Requests M-45-01-01, M-62-01-02, and M-90-01-01, all dated May 2, 2001. On May 21, 2001, we resubmitted the M-45-01-02, M-90-01-02 and M-62-01-03 (Reference 1) change requests with additional information identified in your disapproval letter, asking Ecology to reconsider their disapproval. Ecology again disapproved our request.

As a result, pursuant to Article VIII Resolution of Disputes, paragraph 30 of the Tri-Party Agreement, ORP objects to Ecology's disapproval and is by this letter, initiating Dispute Resolution. ORP will make reasonable efforts to informally resolve this dispute with Ecology within 30 days at the project manager level.

If you have questions, please to contact Jim Rasmussen, (509) 376-2247, or William Taylor, ORP, (509) 372-3864.

Sincerely,



Harry L. Boston
Manager

ORP:JER

cc: See page 3

Mr. Michael A. Wilson
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cc: R. Gay, CTUIR
P. Sobotta, NPT
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