

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL
FINDING 02-02

0076396

This finding is to approve the Hanford Natural Resource Trustee Council (Council) letter dated April 18, 2001, and to authorize the Chair's signature. The letter is addressed to Mr. Keith Klein (U.S. Department of Energy). The subject line is "Hanford Site Biological Resources Management Plan."

In summation, this finding conveys:

- Support for the DOE-RL Hanford Site Biological Resources Management Plan (BRMaP) as a valuable decision-making tool for protection and mitigation from impacts to Hanford natural resources.
- Council desires to serve on the DOE-RL Natural Resource Work Group to participate in regular review of BRMaP and to address specific concerns for some Trustees.
- Support for two-year review of BRMaP to ensure agency, Tribal and stakeholder biological resource interest are being met.

- plv numbering scheme

this should be 02-01

- some confusion w/ 01-02
which was never finalized
for samples. 02-02 was
approved in April 2002

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MAR 03 2008

EDMC



November 28, 2001

Ms. Beth Bilson
U.S. Department of Energy
Richland Operations Office
3350 George Washington Way, H0-12
Richland, Washington 99352

Mr. Dave Einan
U.S. Environmental Protection Agency
712 Swift Boulevard, Suite 5
Richland, Washington 99352

Subject: Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision

Dear Ms. Bilson and Mr. Einan:

The Hanford Natural Resource Trustee Council (Council) has reviewed the Proposed Plan For An Amendment to The Environmental Restoration Disposal Facility Record of Decision, DOE/RL-2001-44, Draft 2. The Council agrees with the U.S. Department of Energy, Richland Operations Office (DOE-RL) and the U.S. Environmental Protection Agency (EPA) strategy to evaluate additional mitigation options and to revise the Environmental Restoration Disposal Facility (ERDF) Mitigation Action Plan (MAP) to include additional mitigation measures. The Council believes a formal commitment for mitigation should be included in the revised MAP.

At the September 5, 2001, Natural Resource Trustee Council meeting, DOE-RL indicated that "future expansion of ERDF will require implementation of the Hanford Site Biological Resource Management Plan (BRMaP) and the MAP." According to BRMaP, the ERDF site occurs in a Level III Resources area. Impacts to Level III areas "should be avoided or minimized; however, when avoidance and minimization are not possible, or their application still results in adverse residual impacts above a specified threshold value, mitigation by rectification and/or compensatory mitigation is recommended."

As the Proposed Plan for Amendment to the ERDF Record of Decision notes, "ecological impacts...will include destruction of habitat, displacement of wildlife, and disturbance of wildlife along transportation routes." The ERDF MAP (DOE/RL-95-24, Rev. 1) specifies measures that will be taken to mitigate potential impacts to natural resources caused by the ERDF project. We concur with the DOE-RL and EPA proposal in the Proposed Plan to review and revise the MAP to address expansion of the facility. The Council believes that the MAP should be revised to reflect DOE's current oral commitment to perform revegetation as mitigation for ERDF Cells 1 and 2.

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DOE-RL/RLCC

CHAIR:

Larry Goldstein
360-407-6573

VICE-CHAIR:

Tom Zeilman
509-865-7268

ADMINISTRATIVE

SECRETARY:

Feri Elzie
509-372-9108

**COUNCIL MEMBERS &
REPRESENTATIVES:**

Confederated Tribes of
the Umatilla Indian
Reservation
Vacant

Nez Perce Tribe
Din Landeen

State of Oregon
Department of Energy
Susan Coburn Hughs

State of Washington
Department of Ecology
- Larry Goldstein
Department of Fish and Wildlife
- Lauri Vigue

U.S. Department of Energy
James Zeisloff, Jr.

U.S. Department of the Interior
Preston Slegger
Bureau of Land Management
- Inke Jakabosky
U.S. Fish and Wildlife Service
- Tom O'Brien

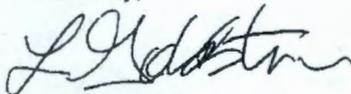
Yakama Indian Nation
Tom Zeilman

The Council is concerned about the length of time that may be required for MAP revisions and the difficulty of obtaining funding for mitigation. We request that EPA and DOE-RL select MAP review team representatives and develop a proposed schedule for completing the revisions. The first meeting should occur in December 2001. We propose that the MAP revisions should be completed prior to any site development. We also request that the agencies start the processes necessary to fund ERDF mitigation and include mitigation costs in the project baseline.

Appropriate mitigation for ERDF is a very important issue with the Trustees. As stressed in several areas within the MAP document, coordination with the Trustees is essential in implementing successful mitigation measures for that site. We look forward to working with you to resolve this important issue promptly and in a manner acceptable to all.

Should you have questions or wish to discuss Council concerns please contact Ms. Lauri Vigue at (360) 902-2425.

Sincerely,



Larry Goldstein, Chair
Hanford Natural Resource Trustee Council

LG:tle

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

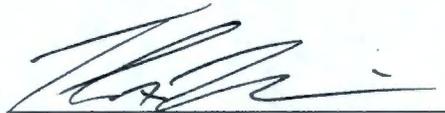
Support

Object

Abstain

Support with separate opinion (below)

Signature: _____



Name: Tom Zeilman

Trustee Organization: Confederated Tribes and Bands of the Yakama Nation

Date: April 30, 2002

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

Support

Object

Abstain

Support with separate opinion (below)

Signature

A handwritten signature in black ink, appearing to read "L Goldstein", written over a horizontal line.

Name: Larry Goldstein

Trustee Organization: Washington State Department of Ecology

Date: April 26, 2002

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, November 28, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

 √ Support
 Object
 Abstain
 Support with separate opinion (below)

Signature: Thomas F. O'Brien

Name: Thomas F. O'Brien

Trustee Organization: DOI/FWS

Date: 11-20-2001

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, _____, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

- Support
- Object
- Abstain
- Support with separate opinion (below)

Signature: Susan C. Hughes

Name: SUSAN C. HUGHES

Trustee Organization: OREGON

Date: 11-26-04

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

Support

Object

Abstain

Support with separate opinion (below)

Signature: Thomas F O'Brien

Name: ~~Larry Goldstein~~

Trustee Organization: ~~Washington State Department of Ecology~~

Date: ~~September 26, 2001~~

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

Support

Object

Abstain

Support with separate opinion (below)

Signature: Dan Lendeen

Name: Dan Lendeen
Trustee Organization: Nez Perce Tribe
Date: 4-24-02

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

Support

Object

Abstain

Support with separate opinion (below)

Signature: _____

Susan C. Hughes

Name: Susan Coburn Hughes

Trustee Organization: State of Oregon

Date: April 18, 2002

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, _____, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

- Support
- Object
- Abstain
- Support with separate opinion (below)

Signature: 

Name: Thomas Zeilman

Trustee Organization: Yakama Nation

Date: Nov. 27, 2001

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, "Hanford Site Biological Resources Management Plan."

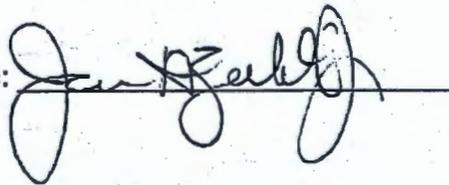
Support

Object

Abstain

Support with separate opinion (below)

Signature:



JAMES ZELSLOFT

DOE/RL

4/30/02

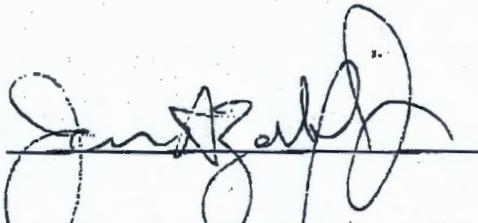
HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

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Finding 02-02: Approval of letter, _____, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

- _____ Support
- _____ Object
- ~~_____~~ Abstain
- _____ Support with separate opinion (below)

Signature: _____



Name: JAMES A. ZELSLOFT JR

Trustee Organization: DOE/RL

Date: 11/26/01

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, _____, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

- Support
- Object
- Abstain
- Support with separate opinion (below)

Signature: Dan Landeen

Name: Dan Landeen

Trustee Organization: Nez Percé Tribe

Date: 11-20-01

HANFORD NATURAL RESOURCE TRUSTEE COUNCIL

SIGNATURE PAGE

Finding 02-02: Approval of letter, NOVEMBER 28, 2001, "Proposed Plan for Amendment to Environmental Restoration Disposal Facility Record of Decision."

- Support
- Object
- Abstain
- Support with separate opinion (below)

Signature: *Larry Goldstein*

Name: LARRY GOLDSTEIN

Trustee Organization: WASHINGTON STATE

Date: 11/27/01

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To <i>Jeri Elgie</i>	From <i>Larry Goldstein</i>
Co. <i>USDF</i>	Co. <i>ECY</i>
Dept.	Phone # <i>360-407-6573</i>
Fax # <i>509-372-9654</i>	Fax #