



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

1315 W. 4th Avenue • Kennewick, Washington 99336-6018 • (509) 735-7581
January 6, 2003

Mr. Joel B. Hebdon
United States Department of Energy
P.O. Box 550, MSIN: A5-15
Richland, Washington 99352

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EDMC

Dear Mr. Hebdon:

Re: Hanford Federal Facility Agreement and Consent Order (Tri-Party Agreement [TPA])
Change Request Numbers M-91-02-02 and M-91-02-03

Please find enclosed signed TPA Class II Change Requests; numbers M-91-02-02 and M-91-02-03. The Washington State Department of Ecology (Ecology) has approved Change Request M-91-02-02, dealing with the thermal treatment of mixed wastes; and has disapproved Change Request M-91-02-03, dealing with T-Plant readiness to receive K-basin sludge (M-91-20) and the transuranic/transuranic mixed waste (TRU/TRUM) retrieval and processing facility engineering study/functional design criteria study (M-91-05-T01). The United States Department of Energy (USDOE) has not provided justification for missing these milestones as required by the TPA.

M-91-05-T01 is a target date. Ecology sent a letter (dated January 3, 2003) directing the USDOE to resolve the M-91-05-T01 issue and establish new milestones, if required, in the upcoming M-91 negotiations.

Since the M-91-20 milestone is very closely related to the Spent Nuclear Fuel milestone M-34-08, for which the United States Environmental Protection Agency is the regulatory lead, the two agencies will be sending a joint letter to the USDOE on the path forward for those milestones.

If you have any questions regarding this letter, please feel free to contact me at (509) 736-3038.

Sincerely,

Laura J. Cusack
Project Management Section Manager
Nuclear Waste Program

cc: Nick Ceto, EPA
Larry Gadbois, EPA
Wade Ballard, USDOE
Ken Niles, OOE
Administrative Record: M-91-12A, M-91-20, and M-91-05-T01



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

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 NWP-Kennewick

03-RCA-0106

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Central Files _____
 File Name: _____
 Cross Reference: _____

Ms. Laura J. Cusack
 Program Management Section Manager
 Nuclear Waste Program
 State of Washington
 Department of Ecology
 Kennewick, Washington 99336

Dear Ms. Cusack:

HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (TRI-PARTY AGREEMENT) CHANGE REQUEST NUMBER M-91-02-03, M-91 NEAR TERM INTERIM MILESTONES

Enclosures 1 and 2 are signed Tri-Party Agreement Class II Change Requests, Number M-91-02-02 and M-91-02-03. Change request M-91-02-02 extends the due date for Interim Milestone M-91-12A, and M-91-02-03 places Interim Milestone M-91-20, and target date M-91-05-T01 into abeyance to be resolved as part of the overall M-91 discussions. These change requests are being submitted with signature in order to maintain the appropriate Tri-Party Agreement process. Enclosure 3 provides the M-91-20 recovery plan schedule. Should you have any additional questions regarding the enclosed change requests, please contact Jon Yerxa, at (509) 376-9628.

Sincerely,

Mary Feild Jarvis

for

Joel Hebdon, Director
 Regulatory Compliance and Analysis Division

RCA:JKY

Enclosures

cc: See page 2

Ms. Laura J. Cusack
03-RCA-0106

-2-

DEC 30 2002

cc w/encls:

N. Ceto, EPA

R. Gay, CTUIR

J. S. Hertz, FHI

F. Jamison, Ecology

R. Jim, YN

O. S. Karmer, FHI

T. M. Martin, HAB

R. B. Morrison, FHI

E. J. Murphy-Fitch, FHI

K. Niles, Oregon Energy

R. Piippo, FHI

P. Sobotta, NPT

M. A. Wilson, Ecology

R. F. Stanley, Ecology

Administrative Record

Description/Justification of Change (continued)

Shaded text is added, strikethrough text is deleted.

Milestone	Description	Date
M-91-12A	Complete the thermal treatment and disposal of at least 240 cubic meters of contact handled low-level mixed waste.	12/31/2002 12/31/2004

Change Number M-91-02-03	Federal Facility Agreement and Consent Order Change Control Form Do not use blue ink. Type or print using black ink.	Date December 30, 2002
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Originator Todd Shrader

Phone 376-2725

Class of Change

I - Signatories

II - Executive Manager

III - Project Manager

Change Title

Place M-91-20 and M-91-05-T01 in abeyance.

Description/Justification of Change

This change package places Interim Milestone M-91-20 and Target Date M-91-05-T01 due on December 31, 2002 in abeyance. The interim milestone and target date shall be resolved as part of the M-91-00 negotiations described in the joint Washington Department of Ecology and Richland Operations Office December 13, 2002 letter to Washington Governor Gary Locke.

Impact of Change

No programmatic, public health and safety or environmental impact has been identified in placing the milestones and target dates in abeyance.

Affected Documents

Hanford Federal Facility Agreement and Consent Order, as amended, Hanford site internal planning and budget documents (e.g., Sitewide System Engineering control documents, Project Management Plans and Multi Year Work Plans).

Approvals

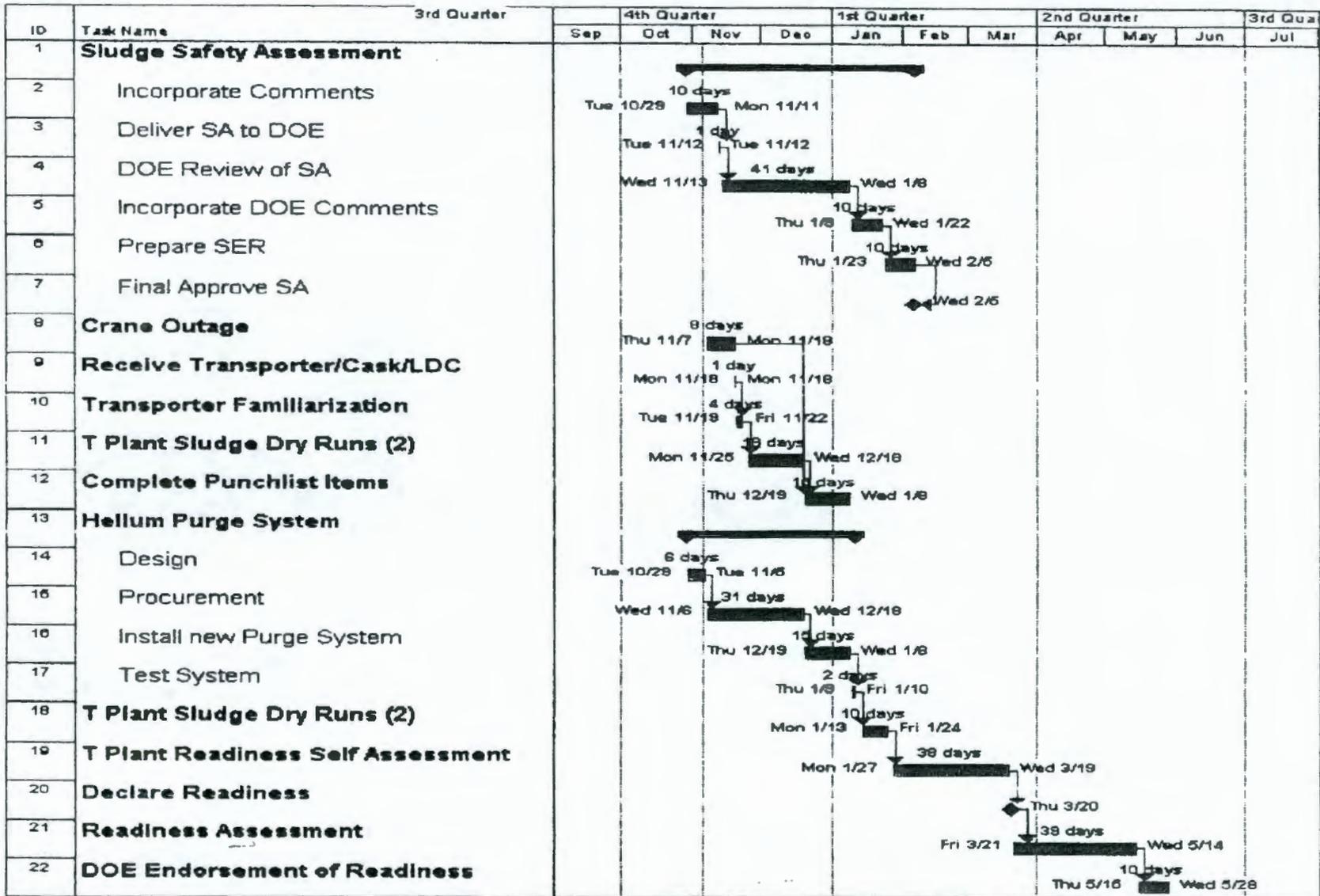
W. Wade Ballard 12/30/02 Approved Disapproved
DOE Date

EPA Date Approved Disapproved

Spencer Church 1/2/03 Approved Disapproved
Ecology Date
for Mike Wilson

Shaded text is added, strikethrough text is deleted.

Milestone	Description	Date
M91-05-T01	Complete and submit TRU/TRUM retrieval and processing facility engineering study/functional design criteria study to Ecology.	12/31/2002 abeyance
M-91-20	T Plant is ready to receive the first canister of K Basins floor and pit sludge	12/31/2002 abeyance



M-91-20 Recovery Plan Schedule