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

04-AMRC-0234

SEP 14 2004

Ms. Linda Hoffman, Interim Director
State of Washington
Department of Ecology
P. O. Box 47600
Olympia, Washington 98504

Mr. Ron Kreizenbeck
Acting Regional Administrator
U.S. Environmental Protection Agency
Region 10
1200 Sixth Avenue
Seattle, Washington 98101

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EDMC

Addressees:

SUBMITTAL OF HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (TRI-PARTY AGREEMENT) CHANGE REQUESTS FOR THE 300 AREA WASTE SITES AND SURPLUS FACILITIES

As you know, the U.S. Department of Energy, Richland Operations Office (RL) issued a Request for Proposal (RFP) in March 2002 to pursue procurement of a new, first-of-a-kind closure contract. The contracting approach was designed to accelerate risk reduction and closure of 210-square miles beginning at the shores of the Columbia River and extending inland to the middle of the Hanford Site. In the December 2003/January 2004 timeframe, DOE solicited input from prospective Offerors, other interested parties and industry to ensure that this contracting approach was the effective way to close the Hanford Site River Corridor. As a result, major changes were made to the RFP and RL reissued it in July 2004. Proposals are due back by October 7, 2004, and contract award is scheduled for January 31, 2005. The successful bidder will then have 180 days (6 months) to submit a baseline and schedule for the River Corridor workscope. This delay has impacted Tri-Party Agreement Milestone series M-016, "Complete Remedial Action for all Non-Tank Farm Operable Units, and M-094, Complete Disposition of 300 Area Surplus Facilities."

Despite the fact that the contract has not yet been awarded, RL, the U.S. Environmental Protection Agency (EPA), and the State of Washington Department of Ecology (Ecology), hereinafter referred to as the Parties, have agreed to changes to the M-016 and M-094 milestone series. Enclosed for your review and approval are two Class I Tri-Party Agreement Change Requests (Enclosure 1). The M-16-04-02 Tri-Party Agreement change package modifies the major milestone, one interim milestone and proposes a new interim milestone for workscope associated with 300 Area remedial actions.

SEP 14 2004

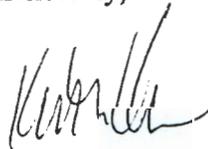
The M-94-04-01 Tri-Party Agreement change package accelerates the due date for the major milestone by three years, modifies one interim milestone and proposes a new interim milestone for workscope associated with the 300 Area high priority facilities.

In addition, the Parties met to determine if the changes proposed to the two Tri-Party Agreement Major Milestones (M-016-00B; M-094-01) met the public comment criteria established in the Tri-Party Agreement and associated Community Relations Plan. The Parties Public Involvement Officers reviewed the subject change packages in accordance with the Tri-Party Agreement Action Plan, Section 10.0, Community Relations/Public Involvement, as well as the significant criteria within the Tri-Party Agreement Community Relations Plan and determined that the changes proposed are not significant and therefore, do not require public review. As a result, the Class I Tri-Party Agreement change packages can be approved without going through a public comment period. A statement to that effect was signed by the Parties and is included as an enclosure to this letter (Enclosure 2).

The Parties remain vigilant in Hanford cleanup efforts to ensure that Hanford cleanup is performed in an effective, efficient, and timely manner while mitigating risk to human health and/or the environment.

In accordance with the Tri-Party Agreement Action Plan, Section 12.0, Changes to the Agreement, the regulators have 14 days following receipt of the change packages to act on them. If you have any questions, please contact me, or your staff may contact Shirley Olinger, Acting Assistant Manager for the River Corridor, (509) 376-6628, or Joel Hebdon, Director, Office of Environmental Services, (509) 376-6657.

Sincerely,



Keith A. Klein
Manager

AMRC:KDB

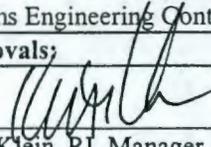
Enclosures

cc w/encls:

D. Bartus, EPA
L. D. Crass, FHI
L. J. Cusack, Ecology
D. A. Faulk, EPA
M. L. Goldstein, EPA
S. Harris, CTUIR
J. Hedges, Ecology
J. S. Hertzfel, FHI

R. Jim, YN
T. Martin, HAB
E. Murphy-Fitch, FHI
K. Niles, ODOE
J. Price, Ecology
P. Sobotta, NPT
B. K. Wise, FH
M. A. Wuennecke

Administrative Record (M-016, M-094)

Change Number	Federal Facility Agreement and Consent Order Change Control Form		Date:
M-16-04-02	Do not use blue ink. Type or print using black ink.		September 7, 2004
Originator: K. D. Bazzell, RL River Corridor Project D. E. Jackson, RL Office of Environmental Services		Phone: 509-376-0463 509-376-8066	
Class of Change:			
<input checked="" type="checkbox"/> I - Signatories		<input type="checkbox"/> II - Executive Manager	<input type="checkbox"/> III - Project Manager
Change Title:			
Modify Completion Date and Tri-Party Agreement Milestones for the 300 Area Remedial Actions (Tri-Party Agreement Milestone Series M-016)			
Description/Justification of Change:			
<p>In October 2001, the U.S. Department of Energy, Richland Operations Office, (RL), the State of Washington, Department of Ecology (Ecology), and the U.S. Environmental Protection Agency (EPA), hereinafter referred to as the Parties, entered into negotiations for cleanup schedules consistent with the common objective to achieve remediation of waste sites and facilities located along the Columbia River by September 30, 2018. The negotiations were formalized with the approval of Tri-Party Agreement change packages.</p> <p>To accelerate cleanup work along the Columbia River, the U.S. Department of Energy (DOE) issued a Request for Proposal in March 2002 to pursue procurement of a new, first-of-a-kind closure contract. The contracting approach was designed to accelerate risk reduction and closure of 210-square-miles beginning at the shores of the Columbia River and extending inland to the middle of the Hanford Site. In the December 2003/January 2004 timeframe, DOE solicited input from prospective Offerors, other interested parties and industry to ensure that this contracting approach was an effective way to close the Hanford Site River Corridor. As a result, major changes were made to the RFP and RL reissued it in July 2004. Proposals are due back by September 23, 2004, and contract award is scheduled for January 31, 2005. The selected contractor will then have 180 days (6 months) to submit a baseline and schedule for the River Corridor workscope.</p> <p>The existing September 30, 2004, completion date for Tri-Party Agreement Milestone M-016-63, <i>Submit a Schedule and Tri-Party Agreement Milestones to Complete Interim Remedial Actions for the 300-FF-2 waste sites and confirmatory sampling of the 300-FF-2 Candidate States Inside the Fence</i>, was predicated on the selection of the River Corridor Contractor by December 2003 which did not occur. Despite the fact that the contract has not been awarded, the Parties have agreed to changes to the M-016 milestone series. A new Tri-Party Agreement Interim Milestone (M-016-69) was added to accelerate the 300 Area remedial</p> <p>Description/Justification of Change and Tri-Party Agreement milestones are continued on pages 2-3 of this Tri-Party Agreement change package..</p>			
Impact of Change:			
<p>Modify Tri-Party Agreement Major Milestone M-016-00B, Tri-Party Agreement Interim Milestone M-016-63, and establishes a new Tri-Party Agreement Interim Milestone M-016-69. Tri-Party Agreement Interim Milestones M-016-60, M-016-61, M-016-62 and M-016-64, remain unchanged.</p> <p>Modifies regulatory requirements governing Hanford remediation activities. Administrative action required to incorporate this change into Appendix D.</p>			
Affected Documents:			
The Hanford Federal Facility Agreement and Consent Order, as amended, and Hanford Site internal planning management, and budget documents (e.g., USDOE and USDOE contractor Baseline Change Control documents; Multi-Year Work Plan; Sitewide Systems Engineering Control Documents; Project Management Plans, and, if appropriate, LDR Report requirements).			
Approvals:			
 K. A. Klein, RL Manager	9/14/04 Date	<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Disapproved
_____ R. A. Kreizenbeck, Acting Administrator, EPA Region 10	_____ Date	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved
_____ L. Hoffman, Ecology Interim Director	_____ Date	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved

Tri-Party Agreement Change Request

M-16-04-02

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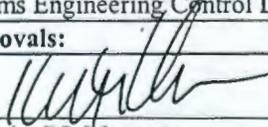
actions completion date (excludes the 618-10 and 618-11 Burial Grounds) by 3 years to correspond with the new contract strategy; clarified the existing M-016-00B milestone so that remedial action of the 618-10 and 618-11 Burial Grounds will still be completed by the September 30, 2018 commitment date; and the existing Tri-Party Agreement Interim Milestone, M-016-63, was delayed 15 months to accommodate the new contract baseline development schedule. Changes to existing milestones and proposed milestones are identified on page 2 of this Tri-Party Agreement Change Request. It should be noted that Tri-Party Agreement Interim Milestones M-016-60, M-016-61, M-016-62, and M-016-64 remain unchanged by these negotiations.

Modifications/deletions of existing milestones are denoted using ~~strikeout~~; additions are denoted with shading.

Milestone Number	Milestone Description	Completion Date
M-016-00B	<p>Complete all interim 300 Area remedial actions <u>including the 618-10 and 618-11 Burial Grounds</u> to include confirmatory sampling of all candidate sites listed in the 300 FF 2 ROD.</p> <p>Completion of all interim remedial actions is defined as the completion of the interim ROD requirements in accordance with an approved RD/RA work plan and obtain EPA and/or <u>Ecology</u> approval of the appropriate project closeout documents. Completion of confirmatory sampling is defined as the completion of the sampling necessary to determine whether or not the waste site meets criteria for cleanup or can be closed out from the Waste Information Data System (WIDS) as defined in the RD/RA work plan. The disposition of impeding surplus facilities will be performed in accordance with milestone M-094-00.</p>	09/30/2018
M-016-60	Complete interim remedial actions for at least 3 of the following high environmental priority 300-FF-2 waste sites (316-4, 618-2, 618-3, 618-5, 618-7) and complete confirmatory sampling of 300-FF-2 candidate sites 300-7 and 300-9	12/31/2006
M-016-61	Complete interim remedial actions for the remaining high environmental priority 300-FF-2 waste sites (316-4, 618-2, 618-3, 618-5 and 618-7)	12/31/2008
M-016-62	Complete interim remedial actions for the following 300-FF-2 waste sites: 300-8, 300-18, 300-VTS, 316-4, 600-47, 600-259, 618-2, 618-3, 618-5, 618-7, 618-8, and 618-13 (See Table I in Tri-Party Agreement Change Request M-16-01-06)	12/31/2012
M-016-63	Submit a schedule and Tri-Party Agreement milestones to complete interim remedial actions for the 300-FF-2 waste sites and confirmatory sampling of the 300-FF-2 candidate sites. The milestone deliverable shall include at least: 1) a schedule for submittals of any documents requiring EPA and/or Ecology approval (e.g., remedial design/remedial action work plans, etc.); 2) a schedule that defines dates for initiating and completing interim remedial actions at groups of waste sites and impeding facilities; <u>and 3) a Tri-Party Agreement change package that includes milestones for groups of waste sites and impeding facilities that will ensure completion of M-016-00B. † and 4) a Tri Party Agreement disposition path for any remaining 300 FF 2 waste sites. It is expected that <u>These schedules shall be included (and updated as appropriate) in 300 Area Remedial Action Work Plans submitted for EPA approval and</u> will be aligned with the associated schedules required by M-094-01.</u>	<p>09/30/2004</p> <p><u>12/31/2005</u></p>
M-016-64	Complete interim remedial actions for the following 300-FF-2 waste sites: (300-259, 303-M SA, 303-M UOF, UPR 300-46, UPR 300-17, and 618-1) (See Table 2 in Tri-Party Agreement Change Request M-016-01-06)	9/30/2010

Modifications/deletions of existing milestones are denoted using ~~strikeout~~; additions are denoted with shading

M-016-69	<p>Complete all interim 300 Area remedial actions to include confirmatory sampling of all candidate sites listed in the 300-FF-2 ROD (Except for 618-10 and 618-11 Burial Grounds).</p> <p>Completion of all interim remedial actions is defined as the completion of the ROD requirements in accordance with an approved RD/RA Work Plan and obtains EPA approval of the appropriate project closeout documents. Completion of confirmatory sampling is defined as the completion of the sampling necessary to determine whether or not the waste site meets criteria for cleanup or can be closed out from the Waste Information Data System (WIDS) as defined in the RD/RA Work Plan. The disposition of impeding surplus facilities will be performed in accordance with Milestone M-094-00.</p>	09/30/2015
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Change Number M-94-04-01	Federal Facility Agreement and Consent Order Change Control Form Do not use blue ink. Type or print using black ink.		Date: September 7, 2004
Originator: K. D. Bazzell, RL Facility Transition Division D. E. Jackson, RL Office of Environmental Services		Phone: 509-376-0463 509-376-8066	
Class of Change:			
<input checked="" type="checkbox"/> I - Signatories		<input type="checkbox"/> II - Executive Manager	<input type="checkbox"/> III - Project Manager
Change Title: Modify the Deliverables and Completion date for the 300 Area Surplus Facilities Under Tri-Party Agreement Milestone Series M-094			
Description/Justification of Change:			
<p>In October 2001, the U.S. Department of Energy, Richland Operations Office, (RL), the State of Washington, Department of Ecology (Ecology), and the U.S. Environmental Protection Agency (EPA), hereinafter referred to as the Parties, entered into negotiations for cleanup schedules consistent with the common objective of remediating waste sites and facilities located along the Columbia River by September 30, 2018. The negotiations were formalized with the approval of Tri-Party Agreement change packages.</p> <p>To accelerate cleanup work along the Columbia River, the U.S. Department of Energy (DOE) issued a Request for Proposal in March 2002 to pursue procurement of a new, first-of-a-kind closure contract. The contracting approach was designed to accelerate risk reduction and closure of 210-square-miles beginning at the shores of the Columbia River and extending inland to the middle of the Hanford Site. In the December 2003/January 2004 timeframe, DOE solicited input from prospective Offerors, other interested parties and industry to ensure that this contracting approach was an effective way to close the Hanford Site River Corridor. As a result, major changes were made to the RFP and RL reissued it in July 2004. Proposals are due back by September 23, 2004, and contract award is scheduled for January 31, 2005. The selected contractor will then have 180 days (6 months) to submit a baseline and schedule for the River Corridor workscope.</p> <p>The existing September 30, 2004, completion date for Tri-Party Agreement Milestone M-094-01, <i>Submit a Schedule and Tri-Party Agreement Milestones to Complete Disposition of the Surplus Facilities in the 300 Area</i>, was predicated on the selection of the River Corridor Contractor by December 2003, which did not occur. Despite the fact that the contract has not been awarded, the Parties have agreed to changes to the M-094 milestone series. The existing Tri-Party Agreement Major Milestone, M-094-00, completion date was accelerated 3 years to correspond with the expected new contract strategy end date; the existing Tri-Party Agreement Interim Milestone M-094-01 was delayed 15 months to accommodate the new contract baseline development schedule; and a new Tri-Party Agreement Interim Milestone, M-094-05, was added to show progress towards deactivation, decontamination,</p>			
Description/Justification of Change continues on page 2.			
Impact of Change:			
Modify Tri-Party Agreement Major Milestone M-094-00, Tri-Party Agreement Interim Milestone M-094-01, and establishes a new Tri-Party Agreement Interim Milestone M-094-05. Modifies regulatory requirements governing Hanford remediation activities. Administrative action required to incorporate this change into Appendix D.			
Affected Documents:			
The Hanford Federal Facility Agreement and Consent Order, as amended, and Hanford Site internal planning management, and budget documents (e.g., USDOE and USDOE contractor Baseline Change Control documents; Multi-Year Work Plan; Sitewide Systems Engineering Control Documents; Project Management Plans, and, if appropriate, LDR Report requirements).			
Approvals:			
 K. Klein, RL Manager	9/14/07 Date	<input checked="" type="checkbox"/> Approved	<input type="checkbox"/> Disapproved
R. Kreizenbeck, Acting Administrator, EPA Region 10	Date	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved
L. Hoffman, Ecology Interim Director	Date	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved

Tri-Party Agreement Change Request

M-94-04-01

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decommissioning and demolition of 300 Area high priority facilities. Changes to existing milestones and proposed milestones are identified on page 2 of this Tri-Party Agreement Change Request. It should be noted that the companion milestone M-094-03, *Complete Disposition of the Following Surplus Facilities: 303M, 332, 333, 334, 334A, 3221, 3222, 3223, 3224, 3225, 324, 324B, 327* (See Tri-Party Agreement Change Request M-94-01-01, Table 1), remains unchanged by these negotiations.

Modifications/deletions of existing milestones are denoted using ~~strikeout~~; additions are denoted with shading

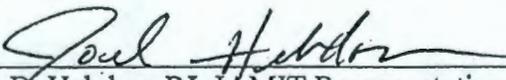
Milestone Number	Milestone Description	Completion Date
M-094-00	<p>Complete disposition of 300 Area Surplus Facilities to be defined as the 220 facilities listed in the Hanford River Corridor Closure Contract Solicitation #DE-RP06-04RI.14655.</p> <p>Completion of facility disposition is defined as the completion of deactivation, decontamination, <u>and decommissioning</u>, and <u>demolition and</u> obtain EPA and/or Ecology approval of the appropriate project closeout documents. Surplus facilities are defined as any facility or site (including equipment) that has no identified programmatic use by the Operating Phase Program Secretarial Officer. The cleanup of 300-FF-2 Waste Sites associated with 300 Area surplus facilities will be performed in accordance with Tri-Party Agreement Major Milestone M-016-00B.</p>	<p>09/30/2018 <u>09/30/2015</u></p>
M-094-01	<p>Submit a Schedule and Tri-Party Agreement Milestones to Complete Disposition of the Surplus Facilities in the 300 Area. And Identify The 300 Area Facilities And Associated Waste Sites That Will Remain Past the M 094 00 (September 30, 2018)</p> <p>The milestone deliverable shall include at least: 1) A schedule for submittals of engineering evaluation/cost analyses (EE/CA), removal action memoranda, removal action work plans, closure/post closure plans and other documents that require EPA and/or Ecology approval; 2) A schedule that defines initiation and completion dates for the disposition of groups of surplus facilities and associated waste sites; <u>and</u> 3) A Tri-Party Agreement Change Package that includes milestones for groups of surplus facilities and associated waste sites that will ensure completion of M-094-00.; 4) <u>A Clearly Defined Mission and Tri Party Agreement Disposition Path For Any Remaining Facilities In The 300 Area. It is expected that These schedules will shall be included (and updated as appropriate) in 300 Area Removal Action Work Plans submitted for EPA and/or Ecology approval and will be aligned with the associated schedules required by M-016-63.</u></p> <p>EE/CA's and action memoranda for the following facilities: 303M, 332, 3333, 334, 334A, and 3225, must be completed and associated cleanup commenced prior to submitting any documents requiring EPA and/or Ecology approval for other 300 Area facility disposition work. This will allow the opportunity to factor "lessons learned from remedy implementation" into the remaining documents.</p>	<p>09/30/2004 <u>12/31/2005</u></p>
M-094-05	<p><u>Complete deactivation, decontamination, decommissioning and demolition (D4) of 313 and 314 Facilities. Foundations, subsurface structures, and/or soil contamination can be deferred to a comprehensive remedial action program, but waste sites will be established in the interim to track this cleanup commitment.</u></p>	<p><u>09/30/2006</u></p>



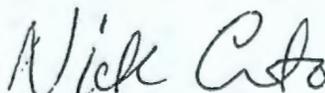
Tri-Party Agreement

Public Involvement Activities for Tri-Party Agreement Change Packages for the 300 Area Waste Sites
and Surplus Facilities (Tri-Party Agreement Milestone Series M-016 and M-094)

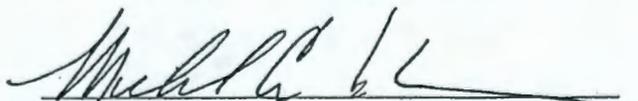
The State of Washington, Department of Ecology (Ecology), the U.S. Environmental Protection Agency (EPA), and the U.S. Department of Energy, Richland Operations Office (RL), hereinafter referred to as the Parties, met to determine if the changes proposed to two Tri-Party Agreement Major Milestones - M-016-00B (Tri-Party Agreement change package M-16-04-02) and Tri-Party Agreement Major Milestone M-094-00 (Tri-Party Agreement change package M-94-04-01) - meet the public comment criteria established in the Tri-Party Agreement and associated Community Relations Plan. The Parties Public Involvement Officers reviewed the subject Tri-Party Agreement change packages in accordance with the Tri-Party Agreement Action Plan, Section 10.0, *Community Relations/Public Involvement*, as well as the significance criteria within the Tri-Party Agreement Community Relations Plan and determined that the changes proposed are not significant and therefore, do not require public review. As a result, the Class I Tri-Party Agreement change packages will be approved without going through a public comment period.


Joel B. Hebdon, RL IAMIT Representative

9/7/04
Date


Nick Ceto, EPA IAMIT Representative

9/8/04
Date


Mike Wilson, Ecology IAMIT Representative

9/7/04
Date