



Department of Energy

9201120

Richland Operations Office
P.O. Box 550
Richland, Washington 99352

FEB 14 1992



92-TPA-022

Mr. Paul T. Day
Hanford Project Manager
U.S. Environmental Protection Agency
Region 10
712 Swift Boulevard, Suite 5
Richland, Washington 99352

Mr. David B. Jansen
Hanford Project Manager
State of Washington
Department of Ecology
Mail Stop PV-11
Olympia, Washington 98504-8711



Dear Messrs. Day and Jansen:

CREATION OF DANGER, HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER
(TRI-PARTY AGREEMENT)

On January 28, 1992, a serious safety concern arose on the Hanford Site when two workers were taken to the hospital after they became ill following what apparently was exposure to unidentified chemical fumes in the 200 East Area. Work restrictions were immediately imposed around all single-shell tank farms. At this time, barricades are being used to create a restricted access safety zone at least 500 yards around each of the single-shell tank groups in the 200 East and 200 West Areas. Outdoor work within these zones requires approval of facility management and occupational health and safety supervision. In addition, anyone working within a 250-yard zone must use supplied air.

These restrictions have imposed limitations on our ability to continue work towards meeting Tri-Party Agreement milestones. Under the Common Provisions of the Tri-Party Agreement, Article XXXI, "Creation of Danger," if any party determines that activities conducted pursuant to the Agreement are creating a danger to the health or welfare of the people on the Hanford Site, that party may require or order the work to stop. The Agreement further stipulates that any such work stoppage or stop work order shall be expeditiously reviewed by all parties after its initiation. The Tri-Party Agreement Paragraph 96 states:



Messrs. Day and Jansen
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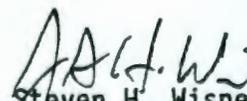
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"If the other Parties concur in the work stoppage, DOE's obligations shall be suspended and the time periods for performance of that work, as well as the time period for any other work dependent upon the work which was stopped, shall be extended, pursuant to Article XL, (Extensions) of the Agreement, for such period of time equivalent to the time in which work was stopped, or as agreed to by the Parties."

The U.S. Department of Energy, Richland Field Office (RL) is invoking the Creation of Danger clause of the Tri-Party Agreement for the activity associated with the milestones and commitments listed in Attachment. Each of these activities has been impacted by the work stoppage to some degree. The magnitude of the extensions cannot be ascertained at this time. Requests for extension allowed under Article XL of the Tri-Party Agreement will be provided to you as soon as substantive data is available to support specific change packages. It should be noted that additional impacts to the Tri-Party Agreement may occur should the work restrictions remain in place for extended periods. This correspondence serves to satisfy Ecology's January 31, 1992, request for a list of Tri-Party Agreement work which has been stopped or slowed. RL will provide additional information requested in Ecology's January 31, 1992, letter in a separate transmittal. Should you have any questions regarding this matter, please contact me at (509) 376-6798 or Mr. Tim Veneziano of Westinghouse Hanford Company at (509) 376-0543.

Sincerely,


Steven H. Wisness
Hanford Project Manager

Attachment

cc w/o att: T. B. Veneziano, MHC

Attachment 1

TRI-PARTY AGREEMENT MILESTONES AND COMMITMENTS IMPACTED BY
WORK STOPPAGE IN THE 200 AREA

<u>Milestone</u>	<u>Description</u>
M-05-03	Interim Stabilize an additional 4 single-shell tanks
M-05-04	Interim Stabilize an additional 9 single-shell tanks
M-10-06	Obtain 20 core samples from single-shell tanks
M-15-02A	Submit 200-BP-1 draft FS Phase 1 and 2 report
M-15-02B	Submit 200-BP-1 draft RI Phase 2 report
M-15-02C	Submit 200-BP-1 draft FS Phase 3 report and proposed plan to EPA and Ecology
M-24-00D	Install RCRA groundwater wells at the rate of 50 in CY 1992
M-24-29	Install 2 additional RCRA wells around the SSTs

Commitment Description

Due Date

Submit Tri-Party Agreement change package for stabilizing non watch-list tanks

February 1992

Submit Tri-Party Agreement change package for stabilizing watch-list tanks

July 1992

Items Related to Tri-Party Agreement

Expedited Response Action for the 200 West Area Carbon Tetrachloride Plume

Although not a Tri-Party Agreement commitment, restart of the 242-A Evaporator is in a day-for-day slip. This has the potential to impact M-17 and M-26 interim milestones.

CORRESPONDENCE DISTRIBUTION COVERSHEET

Author	Addressee	Correspondence No.
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Subject: CREATION OF DANGER, HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (TRI-PARTY AGREEMENT)

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		EDMC	H4-22	



Reference letter number 9250767, dated February 6, 1992.