



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

3100 Port of Benton Blvd • Richland, WA 99354 • (509) 372-7950

February 9, 2012

12-NWP-017

Mr. Jonathan A. Dowell
Assistant Manager for Central Plateau
Richland Operations Office
United States Department of Energy
P.O. Box 550, MSIN: A5-11
Richland, Washington 99357

Re: Rejection of Proposed Extension of Tri-Party Agreement Interim Milestone M-037-03
Completion Date by 30 Months

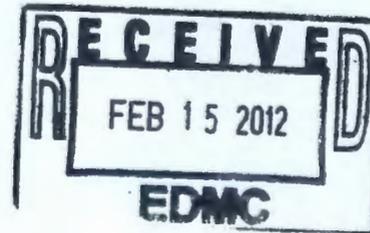
Dear Mr. Dowell:

The Department of Ecology (Ecology) received the Tri-Party Agreement Change Control Form for Interim Milestone M-037-03 on January 30, 2012. Ecology disapproves the request, as indicated on the enclosed Change Control Form.

Nina Menard is the Ecology Project Manager for the M-037-03 milestone. If you have any questions or concerns regarding this milestone, you may contact her at 509-372-7941.

Sincerely,

Jane A. Hedges
Program Manager
Nuclear Waste Program



jbp/dbm
Enclosure

cc w/ enc:

Laura Buelow, EPA
Dennis Faulk, EPA
Phil Burke, CHPRC
Lorna Dittmer, CHPRC
David Dooley, CHPRC
Marty Doombos, CHPRC
Reed Kaldor, MSA
Terry Noland, MSA
Rob Piippo, MSA
Stuart Harris, CTUIR

Gabriel Bohnee, NPT
Russell Jim, YN
Dave Rowland, YN
Lela Buck, Wanapum
Susan Leckbank, HAB
Ken Niles, ODOE
Administrative Record: M-37
Environmental Portal
CHPRC Correspondence Control
USDOE-RL Correspondence Control

The Change Number M-37-11-02	Federal Facility Agreement and Consent Order Change Control Form <small>Do not use blue ink. Type or print using black ink.</small>	Date January 24, 2012
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Originator J. A. Dowell	Phone (509) 373-9971
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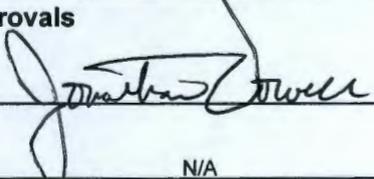
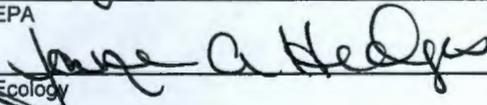
Class of Change <input type="checkbox"/> I - Signatories <input checked="" type="checkbox"/> II - Executive Manager <input type="checkbox"/> III - Project Manager		
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Change Title Extend Interim Milestone M-037-03, "Submit Revised Closure Plans to support TSD closure for two (2) TSD Units: 216-B-3 Main Pond System, and 216-S-10 Pond and Ditch" due date to October 30, 2014.
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Description/Justification of Change Approval of this change form delays M-037-03 interim milestone by 30 months. The Tri-Parties have agreed to focus cleanup resources on field activities in FY 2012 and FY 2013 consistent with the following priorities: <ul style="list-style-type: none"> · Safe and Compliant Operations · River Corridor Cleanup Completion · Site-wide Groundwater Pump & Treat Operations · Plutonium Finishing Plant (PFP) D&D · Deep Vadose Zone Treatability Testing <p><i>continued on page 2</i></p>

Impact of Change This change package extends the M-037-03 Interim Milestone by 30 months, to October 30, 2014. Delay of completion of the closure plans aligns the work scope with completion of M-015-38B, <i>Submit a revised Feasibility Study Report and revised Proposed Plan(s) for the 200-CW-1, 200-CW-3, and 200-OA-1 Operable Units for Waste Sites in the Outer Area of the Central Plateau to EPA</i> , which was also extended 30 months and is due October 30, 2014.
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Affected Documents The <u>Hanford Federal Facility Agreement and Consent Order</u> , as amended, and Hanford Site internal planning management, and budget documents (e. g., USDOE and USDOE contractor Baseline Change Control documents; Project Management Plans).

Approvals			
 _____ DOE	1.27.12 _____ Date	<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Disapproved	
N/A _____ EPA	_____ Date	<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved	
 _____ Ecology	_____ Date	<input type="checkbox"/> Approved <input checked="" type="checkbox"/> Disapproved	

Description/Justification of change, continued

Based on current resource availability, there are insufficient resources to meet all TPA obligations. The alignment of near-term Central Plateau TPA milestones with these priorities was made through Change Packages (M-15-11-03, M-15-11-04, and M-85-11-01 dated September 14, 2011). In addition, while fully acknowledging DOE's obligation to seek a compliant budget under TPA Article XLVIII, the Tri-Parties anticipate that resources to support all TPA field activities may still be limited through FY 2013. Based on this, and given the priorities listed above, Ecology and DOE agree to extend the completion date for the listed M-037-03 milestone to coincide with completion of Milestone M-015-38B. This milestone requires submittal of a revised Feasibility Study Report and revised Proposed Plan(s) for the Waste Sites in the Outer Area (OA) of the Central Plateau, which will include the TSDs identified in the M-037-03 milestone. Milestone M-015-38B was extended 30 months on September 14, 2011, through Change Package M-15-11-04. Coordinating completion of the two milestones provides integration of the RCRA TSD closure requirements and CERCLA closure in the OA Operable Unit of the Central Plateau.

DOE agrees to pursue funding in accordance with TPA Article XLVIII to minimize the 30 month delay, and Ecology and DOE will continue to assess whether this 30 month delay can be shortened. This agreement is made without waiver of any obligation or reservation under TPA Article XLVIII with respect to any TPA obligation beyond the listed M-037-03 Interim Milestone.

Modifications to the interim milestone are denoted by the use of ~~strikeout~~ to indicate text to be deleted and double underline to indicate text to be added.

<p>M-037-03 <u>Lead</u> <u>Agency:</u> <u>Ecology</u></p>	<p>Submit Revised Closure Plans to support TSD closure for two (2) TSD Units: 216-B-3 Main Pond system, and 216-S-10 Pond and Ditch</p>	<p>04/30/2012 <u>10/30/2014</u></p>
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