GWOU ADMINISTRATIVE RECORD
SECTION TITLE:
GW-500-502-1.04

Karen/Yvonne

85336

Mel Carnahan, Governor • Stephen M. Mahfood, Director

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL QUALITY
P.O. Box 176 Jefferson City, MO 65102-0176

October 27, 1999

Michael J. Sanderson, Director
Superfund Division
U.S. Environmental Protection Agency
Region VII
901 North Fifth Street
Kansas City, KS 66101

Dear Mr. Sanderson:

Enclosed please find a signed copy of your proposal to address the unresolved issues related to the remedial action for the Groundwater Operable Unit at the Department of Energy Weldon Spring site. The approach you outlined is reasonable and acceptable.

As requested, we will provide the detailed information regarding the outstanding issues, the basis for raising these issues, and any necessary changes to address them in subsequent correspondence. Robert Geller will serve as our representative at the branch chief level for these discussions.

I appreciate your willingness to continue to involve the Missouri Department of Natural Resources in these deliberative processes before a final Record of Decision is established for the Weldon Spring site. As we have expressed on numerous occasions, the decision we make now regarding this site and our natural resources must result in a quality environment and one that is protective for the future.

Sincerely,

HAZARDOUS WASTE PROGRAM

Cindy Kemper

Cindy Kemper
Director

CK:rge

Enclosure

c: Steve McCracken, DOE - WSSRAP

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

OCT 14 1999

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OCT 18 1999
HAZARDOUS WASTE PROGRAM
MISSOURI DEPARTMENT OF
NATURAL RESOURCES

Ms. Cindy Kemper
Director, Hazardous Waste Program
Division of Environmental Quality
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, Missouri 65102-0176

Mr. Steve McCracken
United States Department of Energy
Weldon Spring Site Remedial Action Project
7295 Highway 94 South
St. Charles, Missouri 63304

Dear Mr. McCracken and Ms. Kemper:

Re: Weldon Spring Site Groundwater Operable Unit

This responds to Ms. Kemper's letter of September 27, 1999, requesting that unresolved issues pertaining to the proposed remedial action for the Groundwater Operable Unit (GWOU) be elevated to the Senior Executive Committee for resolution. As we discussed in our September 10, 1999, meeting, since the state of Missouri is not a party to the First Amended Federal Facility Agreement (FFA) in the matter of the Department of Energy's (DOE) Weldon Spring Site, the Missouri Department of Natural Resources (MDNR) cannot invoke dispute resolution under the FFA. However, since the Environmental Protection Agency (EPA) is also committed to trying to reach a mutually satisfactory resolution of the outstanding issues and takes seriously all the state's concerns, we suggest that EPA, DOE, and MDNR agree to follow a process similar to the FFA's dispute resolution procedure to address the remaining issues.

We understand from your letter that two issues may have been resolved, however, we are not clear on the status of the remaining issues. We suggest the parties adopt the following procedure to attempt to resolve the remaining issues:

RECYCLE

85336

If you have any comments or questions on this proposal, please contact me at (913) 551-7050 or Dan Wall of my staff (913)-551-7710.

Stephen H. McCracken
Project Manager

Date

Cindy Kemper
Director
Hazardous Waste Program

October 27, 1999
Date

Sincerely,

Michael J. Sanderson
Director
Superfund Division

cc: John Young, MDNR