



ENERGY AND ENVIRONMENT CABINET

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Governor

Leonard K. Peters
Secretary

Department for Environmental Protection
Division of Waste Management
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March 25, 2014

Ms. Rachel H. Blumenfeld
US Department of Energy
Portsmouth/Paducah Project Site Office
PO Box 1410
Paducah, Kentucky 42002-1410

RE: Approval of the Federal Facility Agreement Milestone Modification for the Remedial Investigation / Feasibility Study Report for CERCLA Waste Disposal Alternatives Evaluation and Subsequent Documents (DOE/LX/07-0244&D2)
Paducah Gaseous Diffusion Plant
Paducah, McCracken County, Kentucky
KY8-890-008-982

Ms. Blumenfeld:

The Kentucky Division of Waste Management (Division) acknowledges receipt of the DOE's Federal Facility Agreement (FFA) Milestone Modification for the D2 *Remedial Investigation / Feasibility Study Report for CERCLA Waste Disposal Alternatives Evaluation*, dated March 19, 2014. This extension is in response to the EPA's March 7, 2014 extension request for comment submittal. In accordance with FFA Section XXIX.B.6, the Division hereby approves this milestone modification.

If you have any questions or require additional information, please contact Todd Mullins at (502) 564-6716, or e-mail at todd.mullins@ky.gov.

Sincerely,



April J. Webb, P.E., Manager
Hazardous Waste Branch

AJW:tm:lww

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Ms. Rachel H. Blumenfeld

Page 3 of 3

March 25, 2014

DWM File: #1040; Graybar: AIN20120007 (CERCLA WDAE RI/FS Report)

DWM File: #505-B; Graybar: AIN20140002 (2014 SMP FFA Mods)

Attachment: Signed FFA Milestone Modification Form

**MODIFICATION TO THE PADUCAH FEDERAL FACILITY AGREEMENT
ACCORDING TO THE TERMS OF SECTION XXXIX**

Modification requested by: Rachel H. Blumenfeld		Date: March 12, 2014	
Requester's Organization: U.S. Department of Energy			
Section to be modified: Appendices C and G			
Reason for modification: To modify upcoming Waste Disposal Alternatives (WDA) Evaluation Federal Facility Agreement (FFA) milestones to allow for extension of the D1 Proposed Plan, D1 Record of Decision, D1 Remedial Design Work Plan, D1 Remedial Design Report, and D1 Remedial Action Work Plan by 21 days. On October 23, 2013, the Kentucky Department for Environmental Protection (KDEP) provided conditional concurrence on the Remedial Investigation/Feasibility Study Report for CERCLA Waste Disposal Alternatives Evaluation at the Paducah Gaseous Diffusion Plant, Paducah, Kentucky, DOE/LX/07-0244&D2. On March 7, 2014, the U.S. Environmental Protection Agency (EPA), in accordance with Section XXIX.B.6 of the Federal Facility Agreement (FFA), extended the review time of the aforementioned document by 21 days, making EPA comments due on March 24, 2014. As a result of EPA's extension, which extends the period of review for the subject document, DOE's resubmittal of the document or invocation of dispute in response to KDEP conditions also is extended until after such time as EPA issues a letter of concurrence, nonconcurrence, or conditional concurrence on the subject document and the period of review terminates. Based on EPA's extension, and in accordance with Sections XXIX.B.4 and XXIX.B.6 of the FFA, good cause exists for this 21-day milestone extension of the subsequent documents associated with the Waste Disposal Alternatives Evaluation.			
Modification requested:			
Project	Deliverable	Current FFA Date¹	Proposed Date
Waste Disposal Alternatives Evaluation	D1 Proposed Plan	4/18/2014	5/09/2014
Waste Disposal Alternatives Evaluation	D1 ROD	11/29/2014	12/20/2014
Waste Disposal Alternatives Evaluation	D1 Remedial Design Work Plan	3/02/2015	3/23/2015
Waste Disposal Alternatives Evaluation	D1 Remedial Design Report	1 st Quarter FY 17 ²	1 st Quarter FY 17 ²
Waste Disposal Remedial Action	D1 Remedial Action Work Plan	1st Quarter FY 17 ²	1 st Quarter FY 17 ²
Notes:			
¹ The current FFA dates are based on the milestone modification for WDA Evaluation dated February 27, 2014.			
² Indicates a planning date.			

Determination by any one of the three project managers that a modification is major will require that the modification be submitted for public participation to the extent required by DOE's Community Relations Plan under Section XXXIII.

	Major modification?		Date:
	YES	NO	
DOE, Paducah Acting Site Manager's Approval: <i>Rachel H. Blumenfeld</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3-19-2014
KDEP, Division of Waste Management Director's Approval: <i>Christy H. J. [Signature]</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3/25/14
EPA, Region 4, Remedial Project Manager's Approval: <i>[Signature]</i>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3/21/14

Note: Return to DOE after signature for the Administrative Record and to initiate distribution to FFA "Controlled" copies.