From:	Sheldrake, Beth
To:	Albright, Rick; Cohen, Lori; Williams, Jonathan
Cc:	McDonnell, Kimberlee
Subject:	Lepic FOIA - EPA POLICY ON COORDINATING AND CONSULTING WITH INDIAN TRIBES
Date:	Tuesday, October 07, 2014 11:49:29 AM

FYI – I will give Jim Zokan a call.

Beth Sheldrake | **Unit Manager**
U.S. Environmental Protection Agency | **Region 10**
Office of Environmental Cleanup
Superfund Site Cleanup Unit #1
p: 206.553.0220 | **c: 206.890-1827** | sheldrake.beth@epa.gov

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From: Zokan, Jim
Sent: Tuesday, October 07, 2014 11:44 AM
To: Sheldrake, Beth
Cc: Werntz, James
Subject: FW: EPA POLICY ON COORDINATING AND CONSULTING WITH INDIAN TRIBES

FYI

I am not sure what you want to do with this.

James F. Zokan
Environmental Specialist
US Environmental Protection Agency
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From: Kelly Wright [mailto:kwright@sbtribes.com]
Sent: Tuesday, October 07, 2014 12:41 PM
To: Nishida, Jane; billy@curyungtribe.com; Zokan, Jim
Cc: Jill Grant (jgrant@jillgrantlaw.com); Bill Bacon
Subject: EPA POLICY ON COORDINATING AND CONSULTING WITH INDIAN TRIBES

In reviewing the May 2011 version of this policy, the Assistant Administrator for the Office of International and Tribal Affairs (OITA) is the EPA-Designated Consultation Officer. With that said, I believe that you should be re-evaluating EPA's decision to deny a Government to Government Consultation request. Based on the two different letters provided by Region 10 RA and staffers,

they don't understand the difference between the IRODA and RD/RA processes. In layman terms, the IRODA identifies what process will be used while the RD/RA defines the specific mechanisms and procedures that will be adhered to.

As we will all agree, the contamination at the FMC Operable Unit is ignitable and reactive and will remain in this condition for at least 10,000 years. I can reasonably believe that none of us will be around at that time. We must ensure protection of human health and the environment for future generations while making these decisions. We don't want another Times Beach, Missouri arise.

With that said, FMC recently submitted a request to EPA to crush and screen slag which contains both radiological and chemical constituents. By allowing this to occur, the Tribes have been concerned with the air emission and don't feel that the current air/dust monitoring plans are adequate. With the air monitoring only total particulate and PM2.5 are being monitored real time. Problem with that is that what is the chemical makeup of these emissions. How will they impact the environment and human health not only to the residences of the Reservation but to the adjoining communities of Chubbuck and Pocatello?

Both levels of Tribal Policy Makers (Fort Hall Business Council and the Land Use Policy Commissioners) here at the Fort Hall Reservation are concerned. They are the ones who requested these original consultations but ignored. I am now asking you for your assistance in requesting a Government to Government be done.

As we all know Government to Government Consultations are a critical component for keeping a healthy work environment. Someday it might be nice to have EPA agree with Tribal concepts that decision making should be left up to those living on a Reservation rather than being political motivated.

Kelly C. Wright
Environmental Waste Management Program Manager
Shoshone Bannock Tribes

Please feel free to call me at 208.221.0239