Message

From: Moritz, Vera [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=FC42FD8127354991AD38B2ACB5C3651A-MORITZ, VERA]
Sent: 2/15/2017 10:18:43 PM
To: Surovchak, Scott [Scott.Surovchak@lm.doe.gov]; gwen.hooten@lm.doe.gov
CC: Carl Spreng [carl.spreng@state.co.us]; Masters - CDPHE, Lindsay [lindsay.masters@state.co.us]
Subject: FW: February 12, 2017 email - question re Rocky Flats 5YR

See below an email string that started with David Abelson sending me and Carl a question about our respective agencies' positions on discussing 5 year reviews. Carl and I issued a joint email, which we thought was pretty clear. The response from David, with a followup question, surprised us. I'm forwarding to keep you in the loop - Vera

From: Moritz, Vera
Sent: Wednesday, February 15, 2017 3:09 PM
To: 'David Abelson' <dabelson@rockyflatssc.org>; Masters - CDPHE, Lindsay <lindsay.masters@state.co.us>
Cc: Carl Spreng <carl.spreng@state.co.us>
Subject: RE: February 12, 2017 email - question re Rocky Flats 5YR

WHAT??? What brings you to this question???

From: David Abelson [mailto:dabelson@rockyflatssc.org]
Sent: Wednesday, February 15, 2017 3:08 PM
To: Masters - CDPHE, Lindsay <lindsay.masters@state.co.us>
Cc: Moritz, Vera <Moritz.Vera@epa.gov>; Carl Spreng <carl.spreng@state.co.us>
Subject: Re: February 12, 2017 email - question re Rocky Flats 5YR

Thanks Lindsay, Carl and Vera.

Does that mean the agencies can discuss the substance of the government/community concerns without discussing any potential conclusions?

David
(303) 859-1807

On Feb 15, 2017, at 3:06 PM, Masters - CDPHE, Lindsay <lindsay.masters@state.co.us> wrote:

David,

Thank you for your email. You requested EPA and CDPHE review their 2012 Five-Year Review public engagement activities. Please find our brief review of EPA and CDPHE's 2012 public engagement activities below, as requested. EPA and CDPHE RFLMA coordinators (Vera/Carl) are providing a joint answer to your question about the Five-year Review process.

On February 13, 2012, the State and EPA RFLMA coordinators (Carl and Vera) met with staff from local municipal governments to discuss the Five-Year Review process and scope. In preparation for that meeting, EPA and CDPHE received questions via email. We answered questions about the 2012 Five-Year Review process and scope as well as Rocky Flats questions that were outside the scope of the Five-Year Review. *See* 2012 Five-Year Review, Appendix E, Public Participation Summary, table providing summary of questions/answers, Feb. 13, 2012 meeting.

Questions pertinent to the process and scope included:

- "…will the Rocky Flats AMP sampling be discussed? If yes, can the review include the purpose and evaluation of AMP results in subsequent Five-Year reviews?"
- "…will EPA ask for a careful watch of water quality at the reportable condition locations and will the water quality be addressed in issues, recommendations, and follow-up actions?"

During the 2012 meeting with local governments, EPA and CDPHE also answered questions about maintenance and operations that were outside the scope of the Five-Year Review. (*see* Appendix E, Public Participation Summary). For example, the response to the last question on page 2 describes the OLF regulatory process. In addition, a question about potential on dam breaching was asked; this was a RFLMA question, not a Five-Year Review question.

The position of the regulatory agencies is that we are happy to talk to anyone about regulatory process and scope any time. However, we cannot discuss any conclusions of the Five-Year Review as the Review process is ongoing. Conclusions will be presented in the Five-Year Review.

With kind regards,

Lindsay Masters
Environmental Protection Specialist
Colorado Department of Public Health & Environment

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