Consolidated Report to the AA
Office of Land and Emergency Management
**Federal Facilities Restoration and Reuse Office**
For the Week of July 30, 2018

**Items Requiring AA Signature/Approval/Concurrence**
NONE

**AA Level Hot Topics**
NONE

**Administrator Level (Senior Staff Meeting) Hot Topics**
NONE

**OAK RIDGE RESERVATION (R4/TN):**
DOE Oak Ridge Reservation (DOE-ORR) submitted a draft Proposed Plan for the Environmental Management Disposal Facility (EMDF) to Region 4 and the Tennessee Department of Environment and Conservation (TDEC) on June 5. Region 4 has identified concerns about the discharge of wastewater containing radionuclides; this has an impact on both the Proposed Plan and an informal dispute invoked by EPA on July 10. DOE-ORR issued a formal dispute document on July 20 as it relates to the EMDF Proposed Plan, raising the issue to the Dispute Resolution Committee (DRC). The DRC will schedule a meeting to discuss the issue in accordance with the Federal Facilities Agreement (FFA). Region 4 is coordinating with OLEM, OECA FFEO, and the Office of the Administrator because the EMDF Record of Decision will exceed $50 million.

Region 4 issued a separate letter on July 10 regarding DOE's intent to discharge wastewater from East Tennessee Technology Park (ETTP) without issuing an Explanation of Significant Differences (ESD). Region 4 and TDEC have stated during informal dispute and in a May 21 letter that the change from the decommissioned facility to an on-site treatment system is significant and must be captured in an ESD. Region 4 states the ESD should establish how the wastewater discharge will be protective and meet ARARs. The letter cites the Longhorn Dispute as an example that reiterates that federal agencies cannot independently change a CERCLA remedy without the approval of the EPA.

**TRACY DEFENSE DEPOT (R9/CA):** The Dispute Resolution Committee (DRC) met July 25 and the Defense Logistics Agency (DLA) indicated that Land Use Controls (LUCs) for the Northwest Corner Groundwater (NWC) Operable Unit will remain in place. The agreement to maintain LUCs will resolve the formal dispute. ~~The proposed Dispute Resolution Agreement is being circulated for review and signature among the State regulatory agencies, EPA and DLA. As specified in the Record of Decision (ROD), DLA had installed and operated a groundwater pump and treat system for three years to remove dieldrin from the groundwater. DLA conducted sampling one year later and prepared a risk assessment. The agency declared that the Remedial Action Objectives (RAOs) had been met and LUCs could be removed. The State of California and EPA objected to removal of the LUCs and, in 2016, they invoked dispute under the Federal Facilities Agreement (FFA). The regulators took issue with the risk assessment and, because~~

~~DLA had abandoned its monitoring wells, it wasn't possible to determine if groundwater concentrations met the RAOs. DLA continues to assert that the RAOs have been met but, to facilitate resolution of the dispute, agrees to maintain the LUCs. The LUCs include prohibiting installation of groundwater wells, protecting infrastructure for remediation systems, signage, administrative and construction controls and conduct annual inspections.~~

**HUNTERS POINT SHIPYARD (R9/CA):** House Minority Leader Congresswoman Nancy Pelosi requested a briefing and tour of the Hunters Point Shipyard on July 31. She asked to focus on the retesting of previous radiological sampling conducted by the Navy's contractor, Tetra Tech EC, Inc. The Navy will lead the briefing and tour. The Region 9 Regional Administrator and Superfund Division Director will attend. The regulatory agencies are still in discussion with the Navy about the trigger for 100% excavation of trench units on Parcel G if contamination is found in 33% of trench units or highest concern.

On July 16, the California Department of Health began scanning soils on Parcel A. This parcel has already been transferred to the City and developed but the fraudulent sampling on Parcel G has caused residents to be concerned about potential radiological contamination on their properties. On July 24, two families who bought homes in the Bayview district development in 2015 and 2016 filed lawsuits against both the developer and Tetra Tech EC, Inc. The Shipyard was home to the Naval Radiological Defense Laboratory from 1946 to 1969. More information on the history of the Laboratory can be found at [ HYPERLINK "https://www.nrc.gov/info-finder/decommissioning/complex/hunters-point-naval-shipyard.html" ]

**HANFORD RESERVATION (R10/WA):** Acting EPA Administrator Andrew Wheeler is expected to sign the Hanford 100 D/H Area Record of Decision (ROD) next week. The State of Washington and the Department of Energy (DOE) submitted their signature pages on July 24. The actions to be conducted under the ROD include removal, treatment and disposal of contaminated soil and debris; groundwater pump and treat to address hexavalent chromium; monitored natural attenuation for strontium and nitrate and institutional controls. This is the first federal facility ROD with a remedy greater than $50 million to be signed by the Administrator.

## MEETINGS/CONFERENCES/SPEAKING ENGAGEMENTS

August 7 – USDA Quarterly and Site Visit to Beltsville Agricultural Research Center in Beltsville, MD.

August 13-16 – Tribal Lands and Environment Forum in Spokane, WA. FFRRO was selected to deliver a federal facilities session.

August 20-23 – DOE Legacy Management's 2018 Long-Term Stewardship Conference in Grand Junction, CO. FFRRO may participate.

August 28-30 – ECOS Fall Meeting in Stowe, VT. FFRRO is coordinating with OLEM to determine whether to participate.

September 11-13 – DOE Environmental Management's National Cleanup Workshop in DC. FFRRO may participate.

Week of October 9 – DOE-ECOS-EPA Dialogue meeting in Aiken, SC tentatively scheduled. Tour of DOE's Savannah River Site would also occur.

November 6-9 – Federal Facilities Leadership Council Fall 2018 Meeting in Chicago, IL.

**FFRRO has no overdue FOIA Requests**