



COLORADO
**Department of Public
Health & Environment**

Dedicated to protecting and improving the health and environment of the people of Colorado

January 5, 2015

Scott Surovchak
LM Site Manager
U.S. Department of Energy
11025 Dover Street, Suite 1000
Westminster, CO 80021-5573

RE: Contact Record 2014-10

Dear Mr. Surovchak,

The Colorado Department of Public Health and Environment (CDPHE) approved Contact Record 2014-10 on December 18, 2014. That contact record addressed a reportable condition for uranium at WALPOC.

Internal consultation at CDPHE clarified the applicability of Water Quality Control Commission Regulations No. 31 and No. 38 to surface water exceedances at Rocky Flats. Contact Record 2014-10 included references to the hyphenated state-wide surface water standard for uranium in Regulation No. 31 as part of the rationale for the addressing the exceedance. Those references, however, are not consistent with the standard in RFLMA. Therefore, approval of that contact record is rescinded and DOE is asked to show Contact Record 2014-10 as withdrawn. A new contact record should be drafted to document DOE's response to the exceedance. In addition, because this exceedance involves a radionuclide, EPA has been notified that it will need to determine whether DOE is subject to CERCLA penalties.

Please let me know if you have any questions regarding the rescinding of the previous approval.

Sincerely,

Carl Spreng
RFLMA Project Coordinator

cc: David Ward, Stoller
Vera Moritz, EPA
Dan Miller, AGO

