

010102-1002230001



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

September 26, 2008

Re: U.S. DOE Mound Closure Project
Draft Permit Modification

CERCLA Public Reading Room
Attn: Librarian
955 Mound Road
Miamisburg, Ohio 45342

Dear Sir or Madam:

Enclosed please find the draft permit modification package and related documents concerning:

U.S. DOE Mound Closure Project
955 Mound Road
Miamisburg, Ohio 45342

May I ask that you make this information available in your library's reference department for public inspection until October 29, 2008? At such time you may retain the package for your library's use. A copy of the public notice concerning this action is also enclosed for your information.

I may be contacted at (614) 644-2977, if you have any questions over this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "M. Lonnie Terry". The signature is fluid and cursive.

M. Lonnie Terry
Regulatory and Information Services
Division of Hazardous Waste Management

Attachments

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

PUBLIC NOTICE

Montgomery County

OHIO EPA ISSUES DRAFT CLASS 3 HAZARDOUS WASTE PERMIT MODIFICATION

On September 26, 2008, Ohio EPA issued a draft Class 3 hazardous waste facility installation and operation permit (Permit) modification to U.S. DOE Mound Closure Project (DOE Mound) for its facility at 955 Mound Road, Miamisburg, Ohio 45342. The EPA Identification Number for this facility is OH6890008984.

Why is DOE Mound Modifying its Permit?

The DOE Mound hazardous waste permit is currently required to serve as the legal mechanism available to Ohio EPA for ensuring that all Corrective Action obligations are being addressed. No hazardous waste related treatment, storage, or disposal activities or associated units are currently authorized within the permit. DOE Mound wishes to change the operator name from CH2M Hill Mound, Inc. to U.S. Department of Energy Miamisburg Closure Project. The draft Permit modification contains the conditions under which the facility must operate if the Permit receives final approval. To issue this draft Permit modification, Ohio EPA determined that the Permit application is complete and meets appropriate standards. When issued, the Permit modification will allow DOE Mound to make the requested changes, and to continue to investigate and cleanup any contamination of hazardous waste in the designated areas, or constituents that may be at the facility. Details about this draft action can be viewed on Ohio EPA's website under Stakeholders Involvement at <http://www.epa.state.oh.us/dhwm/>

When and where will Ohio EPA hold a public meeting?

You may request Ohio EPA to hold a public meeting for its draft permit modification. You should send your request to: Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1425, e-mail: dhwmcomments@epa.state.oh.us. If the request is granted, Ohio EPA will announce the time and location of the public meeting.

When and how do I submit written comments?

You can submit written comments anytime between September 29 and October 29, 2008. Send your comments to Ohio EPA, Lazarus Government Center, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail: dhwmcomments@epa.state.oh.us.

Where can I review the Permit application and draft Permit modification?

You can review these at one of the following locations:

CERCLA Public Reading Room; 955 Mound Road; Miamisburg, Ohio 45342; (937) 847-8350;

Ohio EPA, Southwest District Office, 401 East Fifth Street, Dayton, Ohio 45402, (937) 285-6357; and,

Ohio EPA, Division of Hazardous Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2917.

What will Ohio EPA do with the comments?

After carefully considering public comments, Ohio EPA will reconsider the draft Permit modification, making any necessary changes, and issue or deny the final Permit. Ohio EPA will issue a "response to public comments," specifying any changes made to the draft Permit. If you commented on the draft Permit, Ohio EPA will send you copies of the "response to public comments" and the final permit decision.



State of Ohio Environmental Protection Agency

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Columbus, Ohio 43215

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MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

**Certified Mail
Return Receipt Requested**

**Re: U.S. DOE Mound Closure Project
EPA ID #: OH6 890 008 984
Draft Class 3 Permit Mod**

September 26, 2008

Mr. Paul C. Lucas
U.S DOE Mound Closure Project
955 Mound Road
Miamisburg, Ohio 45342

Dear Mr. Lucas:

The Ohio EPA, Division of Hazardous Waste Management (DHWM) staff have reviewed your June 9, 2008, Ohio hazardous waste facility installation and operation permit (Permit) Class 3 Modification request (tracking number 080613-3A-1). U.S DOE Mound requests to change the operator name from CH2M Hill Mound, Inc. to U.S. Department of Energy Miamisburg Closure Project. It is the recommendation of the staff that the director issue a draft Permit modification for U.S. DOE Mound located at 955 Mound Road, Miamisburg, Ohio 45342, since the proposed modification to the permit appears to comply with applicable hazardous waste rules. Therefore, I have enclosed the draft Permit modification in accordance with Rule 3745-50-51 of the Ohio Administrative Code.

A public notice concerning the issuance of the draft Class 3 Permit Modification will appear on September 29, 2008, in the Dayton Daily News newspaper. Ohio EPA will accept written comments relevant to the modification application and the draft Permit modification until October 29, 2008. Written comments and/or requests to hold a public meeting should be submitted before the close of the public comment period to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2917. You can review copies of the Permit application and the draft Permit modification at any of the following locations:

Ohio EPA – Southwest District Office
401 East Fifth Street
Dayton, Ohio 45402
(937) 285-6357

Ohio EPA, Division of Hazardous Waste Management
50 West Town Street, Suite 700, Columbus, Ohio 43215
(614) 644-2917

Ted Strickland, Governor
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Chris Korleski, Director

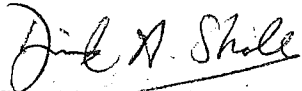
Mr. Paul C. Lucas
U.S. DOE Mound Closure Project
September 26, 2008
Page 2

CERCLA Public Reading Room
955 Mound Road
Miamisburg, Ohio 45342
(937) 847-8350

After carefully considering public comments, Ohio EPA will reconsider the draft Permit modification and should issue or deny the final Permit modification.

If you have any questions concerning the draft Class 3 Permit Modification, please call Jeff Smith of the Southwest District Office at (937) 285-6357.

Sincerely,



David A. Sholtis, Assistant Chief
Division of Hazardous Waste Management

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cc: Edwin Lim, ERAS, DHWM, CO
Jeremy Carroll/Cole Miller, ERAS, DHWM, CO
Harold O'Connell/Jeff Smith, DHWM, SWDO
Carol Hester, PIC, Ohio EPA
file

PUBLIC NOTICE

Montgomery County

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State of Ohio Environmental Protection Agency

Fact Sheet

September 2008

Draft Hazardous Waste Permit Modification

Public Participation Procedures and Comment Period Ohio Administrative Code (OAC) Rule 3745-50-22 (B)(5)(a)&(b)

All persons, including the applicant, may submit written comments relating to this draft action. Written comments or requests for a public meeting may be submitted before the end of the comment period to the address in the box on the right.

The comment period begins on Sept. 29, 2008, and ends on Oct. 29, 2008. A copy of the permit application and the draft permit is available for review by the public at the following locations:

CERCLA
Public Reading Room
955 Mound Road
Miamisburg, Ohio 45342
(937) 847-8350

Ohio EPA, SWDO
401 E. Fifth Street
Dayton, Ohio 45402
(937) 285-6070

Ohio EPA, Central Office
Division of Hazardous Waste Management
Lazarus Government Center
50 West Town St., Suite 700
Columbus, Ohio 43215
(614) 644-2917

Facility Name: U.S. DOE Mound Closure Project
U.S. EPA I.D. : OH6 890 008 984
Location: 955 Mound Road
Miamisburg, Ohio 45342
Facility Owner: U.S. Department of Energy
955 Mound Road
Miamisburg, Ohio 45342
Facility Operator: CH2MHill
P.O. Box 3030
Miamisburg, Ohio 45342
Activity: Operator change from CH2MHill
to U.S. DOE Mound
Comment Period: Sept. 29, 2008 – Oct. 29, 2008

Submit Comments to:

Ohio EPA
Division of Hazardous Waste Management
Regulatory and Information Services Section
P.O. Box 1049
Columbus, Ohio 43216-1049
(614) 644-2917
dhwmcomments@epa.state.oh.us

The draft permit is available for review by the public online at:

<http://www.epa.state.oh.us/dhwm/permitpubliccomment.html>

After the close of the public comment period, Ohio EPA will, without prior hearing, issue a modified permit (or deny the request) in accordance with Chapter

3734 of the Revised Code. If Ohio EPA approves the application, taking into account public comments, a modified permit will be issued with terms and conditions as are necessary to ensure compliance with hazardous waste rules.



Description of Facility

OAC Rule 3745-50-22 (B)(1)

U.S. DOE Mound Closure Project is responsible for the cleanup of the Mound Site to industrial standards per the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA).

Description of Requested Permit

OAC Rule 3745-50-22 (B)(2)

The hazardous waste permit is currently required to serve as the legal mechanism available to Ohio EPA for ensuring that all Corrective Action obligations under the RCRA requirements are being addressed through the CERCLA activities being performed by U. S. DOE Mound representatives. No hazardous waste related treatment, storage, or disposal activities or associated units are currently authorized within the permit.

U.S. DOE Mound Closure Project is required [by OAC Rule 3745-50-51 (D)] to submit the relevant informational requirements of OAC Rule 3745-50-43 (Part A application contents) and OAC Rule 3745-50-44 (Part B application contents). U.S. DOE Mound Closure Project submitted the Class 3 modification application with the relevant required information on June 13, 2008. Ohio EPA has reviewed the application and has determined that the proposal complies with Ohio EPA rules.

Accordingly, Ohio EPA is issuing a draft action indicating the Director's intention with respect to the issuance of a modified permit to U.S. DOE Mound Closure Project.

Contact Person

OAC Rule 3745-50-22 (B)(6)

For additional information, please contact Jeff Smith at (937) 285-6070.

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Regulatory Basis to Support the Decision to Issue the Permit Application

OAC Rule 3745-50-22 (B)(3)

When applying for a Class 3 permit modification, applicant



OHIO ENVIRONMENTAL PROTECTION AGENCY

**MODIFIED OHIO HAZARDOUS WASTE FACILITY
INSTALLATION AND OPERATION PERMIT**

Date of Issuance:

Effective Date:

U.S. EPA ID No.: OH6 890 008 984

Ohio Permit No.: 05-57-0677

Name of Permittee: U.S. DOE Mound Closure Project

Mailing Address: 955 Mound Road
Miamisburg, Ohio 45342

Facility Location: 955 Mound Road
Miamisburg, Ohio 45342

Person to Contact: Paul C. Lucas

This Modified Ohio Hazardous Waste Facility Installation and Operation Permit is issued pursuant and subject to Section 3734.051 of the Ohio Revised Code and Rule 3745-50-51(D) of the Ohio Administrative Code.

The Ohio Hazardous Waste Facility Installation and Operation Permit with the above-referenced permit number as issued by the Ohio Environmental Protection Agency and journalized on March 22, 2002, is hereby incorporated by reference in its entirety, except as it may be modified herein.

This modification of the permit shall remain in effect until such time as the Ohio Hazardous Waste Facility Installation and Operation Permit is renewed, modified, withdrawn, suspended or revoked.

The Permittee shall comply with all requirements of the modified Part B permit application as amended or supplemented on June 13, 2008. The information contained in the modified Part B permit application is incorporated herein by reference. Specifically, all written statements regarding the specifications, locations or capabilities of the processes, equipment, containment devices, safety devices or programs or other matters made by the applicant in the permit modification application are hereby incorporated as express, binding terms and conditions of this modified permit.

The modified Terms and Conditions of this permit are attached hereto and are incorporated herein by reference. The modified Terms and Conditions supersede and replace the corresponding pages found in the March 22, 2002, renewal permit.

Chris Korleski
Director

OHIO ENVIRONMENTAL PROTECTION AGENCY
OHIO HAZARDOUS WASTE FACILITY
INSTALLATION AND OPERATION PERMIT RENEWAL

Permittee: U.S. DOE Miamisburg Closure Project (MCP)

Mailing

Address: U.S. DOE MCP
P.O. Box 66
Miamisburg, Ohio 45343

Owner: U.S. Department of Energy
P.O. Box 66
Miamisburg, Ohio 45343

Operator: U.S. Department of Energy
P.O. Box 66
CH2MHill Mound, Inc.
P.O. Box 3030
Miamisburg, Ohio 45343

Location: 1 Mound Road
Miamisburg, OH 45343

Ohio Permit No.: 05-57-0677

US EPA ID: OH6 890 008 984

Issue Date: March 22, 2002

Effective Date: March 22, 2002

Expiration Date: March 22, 2012

AUTHORIZED ACTIVITIES

In reference to the application of U.S. DOE Miamisburg Closure Project (formerly known as Mound Laboratory) for an Ohio Hazardous Waste Facility Installation and Operation Renewal Permit under Ohio Revised Code (ORC) Chapter 3734 and the record in this matter, you are authorized to conduct at the above-named facility the following hazardous waste management activities:

- ◆ Address Corrective Action Requirements per Ohio Administrative Code Rule 3745-54-101