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Formerly Utilized Sites Remedial Action Program (FUSRAP)

ADMINISTRATIVE RECORD

for Maywood, New Jersey



U.S. Department of Energy



Department of Energy

Oak Ridge Operations
P.O. Box 2001
Oak Ridge, Tennessee 37831—

October 6, 1993

Mr. William Muszynski
Acting Regional Administrator
U.S. Environmental Protection Agency
Region II
Jacob K. Javits Federal Building
26 Federal Plaza
New York, New York 10278

Dear Mr. Muszynski:

MAYWOOD SITE - DISPUTE ON CLEANUP CRITERIA

The purpose of this letter is to confirm that you and I did not reach a unanimous resolution on the Maywood site cleanup criteria within the time period allocated to us as the Senior Executive Committee. My staff is presently evaluating a possible compromise that was presented by your staff on October 5. If this fails to result in resolution, I understand that in accordance with the Federal Facilities Agreement, you will issue a written decision for the Environmental Protection Agency (EPA) on this dispute.

Depending on your decision, the Department of Energy (DOE) may elevate the dispute to the Administrator of EPA for resolution with the Secretary of Energy because the underlying issues are fundamental and bear upon radiological remediation projects throughout DOE. They are first, the issue of protectiveness; second, the relevance and appropriateness of cleanup standards promulgated by EPA and adopted by DOE; and third, benefit/cost considerations. During the dispute resolution process DOE has submitted documentation addressing each of these issues, including site-specific analyses illustrating that DOE's proposed cleanup standards are protective and cost effective.

DOE is anxious to reach final resolution on this dispute and to proceed with issuing a proposed cleanup plan to the public as soon as possible.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe La Grone".

Joe La Grone
Manager

cc:
T. Grumbly, EM-1, HQ-FORS