



Many Voices Working for the Community

Oak Ridge Site Specific Advisory Board

July 6, 2000

Mr. Rod Nelson
Assistant Manager for Environmental Management
DOE-Oak Ridge Operations
P.O. Box 2001, EM-90
Oak Ridge, TN 37831

Dear Mr. Nelson:

Recommendation for Revisions to the *Federal Facility Agreement for the Oak Ridge Reservation* (DOE/OR-1014) regarding potential destruction of documents

At our July 5, 2000 Board meeting, the Oak Ridge Site Specific Advisory Board reviewed and approved the attached recommendations for revisions to the *Federal Facility Agreement for the Oak Ridge Reservation* (DOE/OR-1014) regarding the potential destruction of documents.

We feel that in addition to regulatory agencies, the general public should be informed before any Comprehensive Environmental Response and Liabilities Act (CERCLA) documents are destroyed. This is consistent with the Board's interest in long-term stewardship information and documentation.

We appreciate your consideration of this recommendation and look forward to receiving your written response.

Sincerely,

A handwritten signature in black ink that reads "Steven H. Kopp".

Steven H. Kopp, Chair

SHK/dah

cc: John Hankinson, EPA
Earl Leming, TDEC
David Adler, DOE-ORO
Julie Pfeffer, Bechtel-Jacobs
Ralph Skinner, DOE-ORO
Pat Halsey, DOE-ORO



Oak Ridge Site Specific Advisory Board
Recommendation for Revisions
to the *Federal Facility Agreement*
for the *Oak Ridge Reservation (DOE/OR-1014)*
regarding potential destruction of documents

ISSUE:

As presently written, the Federal Facility Agreement (FFA) for the Oak Ridge Reservation allows for destruction of Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) records/documents without notifying the public.

DISCUSSION:

Availability of CERCLA records and documents is basic to understanding and assessing the effectiveness of remedial actions. Such records must be available for as long as there are hazardous substances, pollutants, or contaminants remaining at a site above levels that allow for unlimited use and unrestricted exposure.

Volumes 1 and 2 of the Stakeholder Report on Stewardship emphasize the importance of records to future generations and recommend that “DOE collect, preserve and integrate all information needed for long-term stewardship of the Reservation in its information management system.” (Recommendation 8, Volume 2)

While Section XXXII. RETENTION OF RECORDS of the FFA requires DOE “. . . to notify EPA and TDEC at least ninety (90) days prior to the destruction of any such records or documents,” we believe stakeholders also must be notified.

RECOMMENDATION:

The Oak Ridge Site Specific Advisory Board recommends that Section XXXII. RETENTION OF RECORDS of the Federal Facility Agreement for the Oak Ridge Reservation be revised to include public and local government notification of any impending destruction of CERCLA/LUCAP documents related to remediation of contaminated areas on the Reservation. Specifically, add “the public and local governments” to line 6 of Section XXXII.