

March 29, 2000

Ms. Carolyn Huntoon, Assistant Secretary  
Office of Environmental Management  
U.S. Department of Energy  
1000 Independence Avenue SW  
Washington D.C. 20585

Mr. Richard T. French, Manager  
U. S. Department of Energy  
Office of River Protection  
P. O. Box 550  
Richland, Washington 99352

Mr. Keith Klein, Manager  
U. S. Department of Energy  
Richland Field Office P. O. Box 550  
Richland, Washington 99352

Dear Messers Huntoon, French and Klein:

**RE: Final Determination pursuant to the Hanford Federal Facility Agreement and Consent Order (HFFACO) in the matter of Hanford site high-level radioactive tank waste treatment capacity acquisition, tank waste treatment and associated tank waste work requirements:**

This letter follows expiration of the time allotted for HFFACO dispute negotiations in this matter between the Washington Department of Ecology (Ecology), U. S. Environmental Protection Agency (EPA), and U. S. Department of Energy (DOE). Enclosed, please find Ecology's Final Determination in this matter pursuant to HFFACO Part Two, Article VIII, Paragraph 30 (D), our May 24, 1999 Agreement In Principle (AIP)<sup>1</sup>, and our subsequent November 15, 1999 "Agreement on Principal Regulatory Commitments Pertaining to Hanford Tank Waste Treatment Complex Construction and Operations"<sup>2</sup>.

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<sup>1</sup> AGREEMENT IN PRINCIPLE. Tank Waste Remediation System (TWRS) Negotiations in Recognition of TWRS Privatization Contract Number DE-AC06-96-RL13308, August 1998, Tom Fitzsimmons, Director, Washington State Department of Ecology; Chuck Clarke, Administrator, U. S. Environmental Protection Agency, Region 10; Richard T. French, Manager, U. S. Department of Energy, Office of River Protection, Richland, Washington, and; Keith Klein, Manager, U. S. Department of Energy, Richland Field Office, Richland, Washington, May 24, 1999.

<sup>2</sup> AGREEMENT ON PRINCIPAL REGULATORY COMMITMENTS PERTAINING TO HANFORD TANK WASTE TREATMENT COMPLEX CONSTRUCTION AND OPERATIONS, Tom Fitzsimmons, Director, Washington State Department of Ecology; Chuck Clarke, Administrator, U. S. Environmental Protection Agency, Region 10; Richard T. French, Manager, U. S. Department of Energy, Office of River Protection, Richland, Washington, and; Keith Klein, Manager, U. S. Department of Energy, Richland Field Office, Richland, Washington, November 15, 1999.

Tank waste treatment Final Determination  
Messers Huntoon, French and Klein  
March 29, 2000

Sincerely,

*(Original signed by T.F.)*

Tom Fitzsimmons  
Director  
(As issuing Agency)

*(Original signed by C.C.)*

Chuck Clarke  
Administrator, USEPA Region 10  
(As Oversight Agency in support of Issuance)

Enclosure (1)

cc: Mary Lou Blazek, ODOE  
Fran DeLozier, CHG  
T. J. Glauthier, DOE HQ  
Ron Hanson, FDH  
Russell Jim, YIN  
David Mears, WA AGO  
James Owendoff, DOE HQ  
Merilyn Reeves, HAB  
George Sanders, DOE RL  
Joe Shorin, WA AGO  
P. Sobotta, NPT  
J. R. Wilkinson, CTUIR  
Tank waste and LDR Administrative Records