Response to Comments
Changes to Part II General Facility Permit Conditions and Attachment 9 Permit Applicability Matrix of the Hanford Site-wide Permit
December 28, 2015 to February 13, 2016

Summary of a public comment period and responses to comments
PUBLICATION AND CONTACT INFORMATION

This publication is available on the Department of Ecology’s (Ecology) website at https://fortress.wa.gov/ecy/publications/SummaryPages/1605004.html

For more information contact:

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Nuclear Waste Program
3100 Port of Benton Boulevard
Richland, WA 99354
Phone: 509-372-7950
Email: Hanford@ecy.wa.gov


- Headquarters, Lacey 360-407-6000
- Northwest Regional Office, Bellevue 425-649-7000
- Southwest Regional Office, Lacey 360-407-6300
- Central Regional Office, Yakima 509-575-2490
- Eastern Regional Office, Spokane 509-329-3400

Ecology publishes this document to meet the requirements of Washington Administrative Code 173-303-840 (9).

If you need this document in a format for the visually impaired, call the Nuclear Waste Program at 509-372-7950. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.
Response to Comments

Changes to Part II General Facility Permit Conditions and Attachment 9 Permit Applicability Matrix of the Hanford Site-wide Permit
December 28, 2015 to February 13, 2016

Department of Ecology
Nuclear Waste Program
3100 Port of Benton Boulevard
Richland, Washington 99354
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INTRODUCTION

The Washington State Department of Ecology’s Nuclear Waste Program (Ecology) manages dangerous waste within the state by writing permits to regulate its treatment, storage, and disposal. When a new permit or a significant modification to an existing permit is proposed, Ecology holds a public comment period to allow the public to review the change and provide formal feedback. (See Washington Administrative Code [WAC] 173-303-830 for types of permit changes.)

This Response to Comments is the last step before issuing the final permit, and its purpose is to:

- Specify which provisions, if any, of a permit will become effective upon issuance of the final permit, providing reasons for those changes.
- Describe and document public involvement actions.
- List and respond to all significant comments received during the public comment period and any related public hearings.

This Response to Comments is prepared for:

Comment period: Changes to Part II Permit Conditions and Attachment 9 Permit Applicability Matrix, December 28, 2015 to February 13, 2016

Permit: Hanford Facility Resource Conservation and Recovery Act (RCRA) Permit for the Treatment, Storage, and Disposal of Dangerous Waste, Part II Permit Conditions and Attachment 9 (WA7890008967)

Permittees USDOE & CHPRC

Original issuance date: September 27, 1994

Effective date: March 11, 2016

To see more information related to the Hanford Site and nuclear waste in Washington, please visit our website: www.ecy.wa.gov/programs/nwp.

REASONS FOR MODIFYING THE PERMIT

Annual Groundwater Report History

In 2009, the United States Environmental Protection Agency (EPA), Ecology, and the United States Department of Energy (USDOE) discussed the Annual Groundwater Report (Report) format. EPA and Ecology significantly modified the Report format and content through Hanford’s Cleanup Constraints Challenges Team (C3T) process, with participation from the state of Oregon and Tribal Nations.

Some major changes came out of that review process:

1. The Report had been issued for a federal fiscal year, which runs from October 1 to September 30. The term of the Report was changed to cover a calendar year, which matches the WAC 173-303-390 annual schedule for groundwater monitoring data.
2. The Report was changed to include all data from Resource Conservation and Recovery Act (RCRA), Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), Atomic Energy Act, and other miscellaneous project groundwater monitoring programs. This created a combined annual report of all yearly groundwater data. Only the RCRA portion of the Report has a required due date, which is March 1.

The final data for a calendar year are available in January or February of the next year. That data must then be analyzed and evaluated before the draft Report is produced, which takes at least four months in the next calendar year. The draft is then provided to the regulatory agencies (Ecology and EPA) for review.

The current report is more than 1,000 pages and contains information on four major groundwater units in Hanford’s Central Plateau, multiple groundwater units along the Columbia River, and numerous soil sites and facilities that have had leaks to the environment. This yields a report that is much more complex than the regulations likely envisioned. History has shown that USDOE cannot obtain and analyze data, then write a report on all these units and sites in three months.

USDOE has had to request due date extension each year since agreeing to prepare a combined report (2010 through 2014). When the last extension was granted in 2014, Ecology decided to modify the Permit to allow USDOE more time to prepare and issue this Report.

Permit Conditions and Attachment 9 Descriptions

Change to Permit Condition II.F.2.a.

This permit condition addresses inspection of resource protection wells.

Permit Condition II.F.2.a cited an incorrect portion of WAC 173-160, Minimum Standards for Construction and Maintenance of Wells. The error was noted as part of a routine Ecology inspection of the U.S. Department of Energy Groundwater Monitoring Program. The regulatory citation has been corrected. This permit condition must also be corrected in Attachment 9.

Addition of Permit Condition II.F.4.

This permit condition addresses the Annual Groundwater Report due date.

Historically, Hanford groundwater monitoring data was reported in many different formats. In 2009, Ecology, the U.S. Environmental Protection Agency, the state of Oregon, and Tribal Nations held discussions on the reporting of groundwater monitoring data. As a result, it was determined that a combined report of all the data collected in a calendar year would be the most efficient and consistent way to address the data needs of all interested parties.

The U.S. Department of Energy (the permittee) is required to submit the combined report to Ecology on March 1 of each year. Producing a report of this size requires more time than the current deadline in the regulations allows. As a result, Ecology is adding Permit Condition II.F to extend the annual deadline for submitting this report from the current due date of March 1 to July 31. This condition must also be added to Attachment 9.

Change in Attachment 9 - Permit Applicability Matrix. The Permit Applicability Matrix is being updated to include the new permit condition II.F.4 and to correct a missing notation for existing Permit Condition II.F.2.a.
PUBLIC INVOLVEMENT ACTIONS

Ecology invited public comment on the Part II Permit Conditions and Attachment 9 Permit Applicability Matrix changes during a 45-day public comment period held from December 28, 2015, through February 13, 2016.

We took the following actions to inform the public:

- Mailed a public notice announcing the comment period to about 1,700 people subscribed to the Hanford postal mailing list.
- Placed a public announcement legal classified advertisement in the *Tri-City Herald* on December 27, 2015.
- Sent a notice announcing the start of the comment period to the Hanford-Info email list, which has about 1,500 recipients.

The Hanford information repositories located in Richland, Spokane, and Seattle, Washington, and Portland, Oregon, received the following documents for public review:

- Public notice (Focus Sheet).
- Transmittal letter.
- Statement of Basis (Fact Sheet) for the proposed Part II.F and Attachment 9 Permit Modification.
- Draft Part I and II *General Facility Permit Conditions*.
- Draft Attachment 9 *Permit Applicability Matrix*.

The following public notices for this comment period are in Appendix A of this document:

1. Public notice (Focus Sheet).
2. Classified advertisement in the *Tri-City Herald*.
3. Notice sent to the Hanford-Info email list.
**LIST OF COMMENTERS**

**Commenter Identification:**

The table below lists the names of organizations or individuals who submitted a comment on the Part II Permit Conditions and Attachment 9 Permit Applicability Matrix modification and where you can find Ecology’s response to the comment(s).

<table>
<thead>
<tr>
<th>Commenter</th>
<th>Organization</th>
<th>Comment Number</th>
<th>Page Number</th>
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<tbody>
<tr>
<td>Pigott, Judy</td>
<td>Citizen</td>
<td>1</td>
<td>5</td>
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<tr>
<td>Conlon, Mike</td>
<td>Citizen</td>
<td>2</td>
<td>5-6</td>
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RESPONSE TO COMMENTS

Description of Comments:
Ecology accepted comments on the Part II Permit Conditions and Attachment 9 Permit Applicability Matrix from December 28, 2015, through February 13, 2016. This section provides summary of comments that we received during the public comment period and our responses, as required by the Revised Code of Washington (RCW) 34.05.325(6)(a)(iii).

Comments are grouped by individual and each comment is addressed separately. Ecology’s responses directly follow each comment in italic font. Verbatim copies of all written comments are attached in Appendix B.

Comment #1 from Judy Pigott, Citizen, dated January 4, 2016
Changes to Part II Permit Conditions and Attachment 9 of the Hanford Site-wide Permit: The difficulties here were known before. This seems intended to add another delay. Instead of doing as proposed, add resources to the current plan and move forward.

Ecology Response:
As cleanup work has progressed at Hanford, the scope of the annual groundwater report has grown. There are monitoring programs for the CERCLA, the RCRA, the Atomic Energy Act, and various other project and remediation technologies. The best use of USDOE and contractor resources is to produce a comprehensive report of all groundwater data generated during a calendar year. This allows all the regulators and interested parties to have access to all the data in one report.

It is a benefit to all programs generating groundwater data to see the full set of data. Ecology recognizes the difficulties in producing a report of this size in two months (from January 1 to February 28 of each following year). Only the RCRA portion of the report has an annual due date of March 1.

Rather than waste time and resources continuing to allow for extensions to the due date for one portion of the report (RCRA), Ecology has chosen to allow enough time for a complete report. All parties that use this data want access to a comprehensive report. Use of all available data to make cleanup decisions is cost-effective and uses sound judgment.

Comment #2 from Mike Conlan, Citizen, February 13, 2016
1) Remove all nuclear waste,
2) Do not allow anymore nuclear waste into the facility,
3) Replace all the single storage tanks,
4) Stop all the nuclear leakage entering the Columbia River.

Ecology Response:
Ecology is working to ensure that long-term storage, treatment, and disposal of the waste is protective of human health and the environment. The proposed permit changes are not to allow
new waste; the changes are to allow for better management and availability of the groundwater monitoring data collected at Hanford.

Single-shell tanks are not in the scope of this comment period. Ecology agrees that the tanks pose a threat. We believe a better approach to addressing it is to remove the waste from the single-shell tanks and put it in the compliant double-shell tanks to prepare for eventual treatment in the Waste Treatment Plant now being built.

Stopping any potential nuclear waste from impacting the Columbia River is not within the scope of this comment period. Prevention of groundwater and surface water impacts are addressed in operations associated with other units.
APPENDIX A: COPIES OF ALL PUBLIC NOTICES

Public notices for this comment period:

1. Public notice (Focus Sheet)
2. Classified advertisement in the Tri-City Herald
3. Notice sent to the Hanford-Info email list
Changes to Part II Permit Conditions and Attachment 9 of the Hanford Site-wide Permit

Washington’s Department of Ecology (Ecology) invites you to comment on a proposed change to Hanford’s dangerous waste permit, also known as the Hanford Site-wide Permit. The change is to modify and add Part II permit conditions. These changes will also be reflected in Attachment 9 of the Hanford Site-wide Permit.

**Resource Protection Well Permit Condition Modified**

Permit Condition II.F.2.a. addresses inspection of resource protection wells. The permit condition cited an incorrect portion of WAC 173-160, Minimum Standards for Construction and Maintenance of Wells. The error was noted as part of a routine Ecology inspection of the U.S. Department of Energy (USDOE) Groundwater Monitoring Program. The regulatory citation has been corrected. This permit condition must also be corrected in Attachment 9.

**Groundwater Monitoring Report Due Date Extended**

Historically, groundwater monitoring data was reported in many different formats. In 2009, discussions between Ecology, the U.S. Environmental Protection Agency, the state of Oregon, and the Tribal Nations determined that a combined report of all the data collected in a calendar year would be the most efficient and consistent way to address the data needs of all interested parties.

USDOE (the permittee) is required to submit a report of all groundwater monitoring results annually to Ecology. Producing a report of this size requires more time than the current deadline in the regulations allows. As a result, Ecology is proposing to add a permit condition to extend the annual deadline for submitting this report from the current due date of March 1 to July 31. This condition must also be added to Attachment 9.

**WHY IT MATTERS**

At the Department of Ecology Nuclear Waste Program, we work to make sure Hanford’s cleanup follows our state’s regulations to protect our air, land, water, and citizens.

It is important that permit conditions are accurate and allow compliance with the regulations.

We invite you to comment on this permit modification before we make our decision.

**PUBLIC COMMENT PERIOD**


**To Submit Comments**

Please send comments by email (preferred), U.S. mail, or hand deliver them to:

Debra Alexander
3100 Port of Benton Blvd.
Richland, WA 99354
Hanford@ecy.wa.gov

**Public Hearing**

A public hearing is not scheduled, but if there is enough interest, we will consider holding one. To request a hearing or for more information, contact:

Dieter Bohrmann
509-372-7950
Hanford@ecy.wa.gov
### Hanford’s Information Repositories and Document Review Locations

<table>
<thead>
<tr>
<th>Location</th>
<th>Address</th>
<th>Contact Contact</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Richland</strong></td>
<td>Department of Ecology, Nuclear Waste Program Resource Center, 3100 Port of Benton Blvd., Richland, WA 99354</td>
<td>Valarie Peery</td>
<td>509-372-7950</td>
</tr>
<tr>
<td></td>
<td>Department of Energy, Administrative Record, 2440 Stevens Drive, Room 1101, Richland, WA 99354</td>
<td>Heather Childers</td>
<td>509-376-2530</td>
</tr>
<tr>
<td></td>
<td>Department of Energy, Reading Room, 2770 Crimson Way, Room 101L, Richland, WA 99354</td>
<td>Janice Parthree</td>
<td>509-375-3308</td>
</tr>
<tr>
<td><strong>Portland</strong></td>
<td>Portland State University, Branford Price Millar Library, 1875 SW Park Avenue, Portland, OR 97207</td>
<td>Claudia Weston</td>
<td>503-725-4542</td>
</tr>
<tr>
<td><strong>Seattle</strong></td>
<td>University of WA, Suzzallo Library, P.O. Box 352900, Seattle, WA 98195</td>
<td>Hilary Reinert</td>
<td>206-543-5597</td>
</tr>
<tr>
<td><strong>Spokane</strong></td>
<td>Gonzaga University, Foley Center, 502 E Boone Avenue, Spokane, WA 99258</td>
<td>John Spencer</td>
<td>509-313-6110</td>
</tr>
</tbody>
</table>

Special accommodations: To request ADA accommodation including materials in a format for the visually impaired, call the Nuclear Waste Program at 509-372-7950. Persons with impaired hearing may call Washington Relay Service at 711. Persons with speech disability may call TTY at 877-833-6341.
Contact: John Spencer 509-313-6110

Your views and concerns are important to the Washington State Department of Ecology. For more information on the public comment period, please contact

Dietrich Bohnmeyer at harford@ecy.wa.gov or 360-407-1427.

ATTENTION CONTRACTORS
INVITATION FOR BIDS
East Side Boothbay Harbor Waterfront Project
This project involves expanding the existing East Side Boothbay Harbor Waterfront Park, which is currently being designed by the City of Boothbay Harbor. The project will include expanding the park's existing parking area, improving the existing sidewalk, and adding new amenities such as benches and lights. Bidders are requested to submit bids for this project. The deadline for submitting bids is October 20, 2015.

Port of Kennewick
Cliver Island, Site 200, Kennewick
Port of Kennewick, 99336

Contract documents will be available for purchase on or after Tuesday, December 15, 2015, at the Port of Kennewick. The price for the bid documents is $25.00. Bidders who wish to obtain the bid documents must make payment in advance. Payment can be made by check or money order payable to the Port of Kennewick. The bid documents can be picked up at the Port of Kennewick offices, 1230 Cliver Island Drive, Kennewick, WA 99337.

Port of Kennewick

PUBLIC WORKS ROSTER
Kahului School District #006 hereby announces Public Works Roster is open for registration. Vendor offers can be found at the Kahului School District website.

Public Works Roster

The City of Las Vegas is soliciting statements of qualifications from consultants to assist in the City of Las Vegas in the preparation (Updating) of the Parks and Recreation Master Plan. The project will involve the development of a comprehensive master plan for the City’s parks and recreation facilities. The master plan will include an analysis of existing facilities, an assessment of future needs, and recommendations for improvements.

Port of Kennewick
Cliver Island, Site 200, Kennewick
Port of Kennewick, 99336

Notice of Election and Registration Deadlines for February 9, Special Election

The last date to register online or through the mail for the 2015 Special Election is Monday, January 12, 2015. Individuals who are not registered to vote and who wish to register for the election should do so before the deadline.

Kahului School District #006 hereby announces Public Works Roster is open for registration. Vendor offers can be found at the Kahului School District website.

The City of Las Vegas is soliciting statements of qualifications from consultants to assist in the City of Las Vegas in the preparation (Updating) of the Parks and Recreation Master Plan. The project will involve the development of a comprehensive master plan for the City’s parks and recreation facilities. The master plan will include an analysis of existing facilities, an assessment of future needs, and recommendations for improvements.

Port of Kennewick
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The last date to register online or through the mail for the 2015 Special Election is Monday, January 12, 2015. Individuals who are not registered to vote and who wish to register for the election should do so before the deadline.

Kahului School District #006 hereby announces Public Works Roster is open for registration. Vendor offers can be found at the Kahului School District website.
For more information on assistance to eligible customers, call 1-800-368-6776 or (509) 736-3085 or (509) 788-5618.
(RCW 29A.04.220.)

The Special Election will include the districts listed below. For more information about your district, visit<style>.AuthorName { font-style: italic;}<style>\text{www.KennicottIngrassia.com}.*\text{or call (509) 736-3085 or (509) 788-5618.}

**Jurisdiction Name**

Title for Ballot Measures
Richland School District No. 490
Replacement of Expiring Maintenance and Operation Levy
Paterson School District No. 50
Replacement of Expiring Maintenance and Operation Levy
Kiona-Benton School District No. 52
Replacement Levy
Fleet School District No. 53
Replacement Maintenance and Operation Levy
Kiona-Benton School District No. 17
Replacement Maintenance and Operation Levy.

**The mayor’s office has reported**

The Washington State Department of Ecology has issued a permit for 62 new wells to be drilled in the area. This is the first time that the state has approved such a large number of permits. The project is expected to be completed in four years. The permits authorize the drilling of 12 new wells per year. The state requires that the drilling be done in a manner that minimizes the impact on the environment.

**The Washington State Department of Agriculture**

The department has issued a permit for the use of a new pesticide in the area. The pesticide is designed to control a variety of pests, including insects and weeds. The permit is effective for three years.

**The Washington State Department of Health**

The department has issued a permit for the use of a new drug to treat a variety of diseases. The drug is designed to be used in combination with other treatments. The permit is effective for two years.

**The Washington State Department of Natural Resources**

The department has issued a permit for the use of a new water treatment process. The process is designed to improve the quality of water in the area. The permit is effective for five years.

**The Washington State Department of Transportation**

The department has issued a permit for the construction of a new highway. The highway is designed to improve traffic flow in the area. The permit is effective for ten years.

**The Washington State Department of Wildlife**

The department has issued a permit for the use of a new hunting method. The method is designed to improve the efficiency of hunting. The permit is effective for two years.
Monday, December 28, 2015 – Notice sent to Hanford email list announcing start of comment period

HANFORD-INFO@LISTSERV.WA.GOV

View: "first | prev | next | last | list"
By Topic: "first | prev | next | last | list"
By Author: "first | prev | next | last | list"
Font: "proportional"

Subject: 2 Hanford public comment periods start today
From: "Boehm, Daniel (ECY)<DCH4416@ECY.WA.GOV>
Reply-To: DOE IG, WA.GOV
Date: Mon, 28 Dec 2015 21:28:27 -0000
Content-Type: multipart/alternative
Parts/Attachments: text/plain (15 lines), text/html (49 lines)

This is a message from the Washington Department of Ecology

Ecology welcomes your input on proposed modifications related to the Hanford Dangerous Waste Site-wide Permit. Public comments will be accepted through February 13, 2016.

- One comment period is for a modification to the Waste Treatment and Immobilization Plant (WTP) Permit. The proposed changes include three design packages that address the design and installation of equipment that is part of the secondary offgas/vessel vent process for the Low-Activity Waste Facility. The WTP is being designed and built to treat the 56 million gallons of dangerous radioactive and chemical waste from Hanford’s 177 underground storage tanks. For a summary of the proposed changes, please see our Focus Sheet.

- The other comment period is for proposed changes to the Part II Permit Conditions of the Hanford Site-wide Permit. One permit condition is being modified to correct a regulatory citation to define a resource protection wall. Another permit condition is being added to change the due date for the U.S. Department of Energy to submit to Ecology the Annual Groundwater Monitoring Report. For a summary of the proposed changes, please see our Focus Sheet.

More detailed technical information on these proposed modifications is available on the Washington Department of Ecology’s website and at the Hanford information repositories.

Questions or comments? Please contact us at Hanford@ecy.wa.gov or 509-372-7650.

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Thursday, November 19, 2015 – Advance notice sent to email list announcing upcoming comment period

HANFORD-INFO@LISTSERV.WA.GOV

View: "first | prev | next | last | list"
By Topic: "first | prev | next | last | list"
By Author: "first | prev | next | last | list"
Font: "proportional"

Subject: Notice of upcoming comment periods for Hanford Permit
From: "Boehm, Daniel (ECY)<DCH4416@ECY.WA.GOV>
Reply-To: DOE IG, WA.GOV
Date: Thu, 19 Nov 2015 17:47:22 -0000
Content-Type: multipart/alternative
Parts/Attachments: text/plain (13 lines), text/html (45 lines)

This is a message from the Washington Department of Ecology

Ecology is planning two public comment periods to begin in late December:

-- The first comment period is for a modification to the Waste Treatment and Immobilization Plant (WTP) Permit. The proposed changes include three design packages that address the design and installation of equipment that is part of the secondary offgas/vessel vent process for the Low-Activity Waste Facility. The WTP is being designed and built to treat the 56 million gallons of dangerous radioactive and chemical waste from Hanford’s 177 underground storage tanks. This comment period is anticipated to start on December 21.

-- The second comment period is for proposed changes to the Part II Permit Conditions of the Hanford Site-wide Permit. One permit condition is being modified to correct a regulatory citation to define a resource protection wall. Another permit condition is being added to change the due date for the U.S. Department of Energy to submit to Ecology the Annual Groundwater Monitoring Report. The due date would be changed from March 1 to July 31 of each year. This comment period is anticipated to start on December 28.

More detailed information on these proposed modifications will be available at the start of the comment periods at the Hanford information repositories and on the Washington State Department of Ecology’s website.

Questions or comments? Please contact us at Hanford@ecy.wa.gov or 800-321-2008.

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Another comment

From: Judy Pigott [mailto:judster7@comcast.net]  
Sent: Wednesday, December 30, 2015 9:37 PM  
To: Hanford (ECY) <hanford@ECY.WA.GOV>  
Cc: Tom Carpenter <tomc@hanfordchallenge.org>  
Subject: comments

Dieter - I have been following the work at Hanford, and have comments regarding two recent mailings:

1. *Ecology Proposes Changes to Waste Treatment Plant Design*: These sound well-directed, AS LONG AS they don’t change the schedule/time line of the proposed clean up. If they did extend the clean up, then I’d think they, though sounding good, were a delay tactic.

2. *Changes to Part II Permit Conditions and Attachment 9 of the Hanford Site-wide Permit*: The difficulties here were known before. This seems intended to add another delay. Instead of doing as proposed, add resources to the current plan and move forward!

Thank you for giving me the opportunity to give “voice” to my perspectives — Judy

1718 Palm Ave SW  
Seattle, WA 98116  
206-933-6577 (h)  
206-948-0125 (cell)

2015: Awareness of Abundance
From: Mike [mailto:mikeconlan@hotmail.com]
Sent: Saturday, February 13, 2016 11:23 AM
To: kristen.l.holmes@rl.doe.gov; Hanford (ECY) <hanford@ECY.WA.GOV>
Subject: No more delays!

1) Remove all nuclear waste,

2) Do not allow anymore nuclear waste into the facility,

3) Replace all the single storage tanks,

4) Stop all the nuclear leakage entering the Columbia River.

Mike Conlan
Redmond WA