

DOE EM CLEANUP AND COMPLIANCE AGREEMENT FACT SHEET

SUMMARY

| Data Element | Data |
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| Site | Savannah River |
| Agreement Name | Consent Order 99-41-HW |
| State | South Carolina |
| Agreement Type | Consent Order |
| Legal Driver(s) | RCRA |
| Scope Summary | Establish guidelines for developing a closure plan for the Beta-Gamma Incinerator Tank and an approval plan for all previously unidentified sources of hazardous or mixed wastes at the facility |
| Parties | DOE; Westinghouse Savannah River Company; State of South Carolina (Department of Health and Environmental Control) |
| Date | 9/28/1999 |

SCOPE

- Establish a course of action due to DOE and WSRC's violation of the Department's Hazardous Waste Management Regulations.
- Establish guidelines for developing a closure plan for the Beta-Gamma Incinerator Tank and an approval plan for all previously unidentified sources of hazardous or mixed wastes at the facility.
- Establish appropriate milestones.

ESTABLISHING MILESTONES

- Within 30 days of this Order, SRS shall submit to the Department for approval a closure plan for the Beta-Gamma Incinerator Tank. Within 30 days of receipt of approval, SRS shall begin implementation in accordance with the schedule contained within the plan.

- Within 30 days of this Order, SRS shall submit to the Department for approval a plan for locating all previously unidentified sources of hazardous or mixed wastes at the facility. Within 30 days of receipt of approval, SRS shall begin implementation in accordance with the schedule contained within the plan, subject to available funding.
- Within 30 days of completion of the milestone above (see also Paragraph 4), SRS shall submit to the Department a report of all units and/or sources of unidentified wastes, subject to available funding.
- An extension shall be granted due to an event of force majeure, provided SRS follows the guidelines set forth in this Order.

FUNDING

- DOE and WSRC shall request the funding for the site inventory plan development, implementation, reports, and final resolution and diligently seek funding until funding is received.
- The provisions of the Order to not require payments or obligation of funds in violation of the Anti-Deficiency Act.

PENALTIES

- No later than October 31, 1999, SRS shall pay to the Department a civil penalty of \$38,940.
- Any material found pursuant to the site-wide survey that is stored in containers or tanks and is included in the initial report required by Paragraph 6, shall not subject SRS to additional enforcement and/or the assessment of additional civil penalties.