

**SPRU EEC-20-001
RCRA ICM REPORT FOR SPRU FACILITY**

**Attachment 2
NYSDEC NFA Determination Letter for SWMU-085 and SWMU-086**

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NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Remediation, Region 4

1130 North Westcott Road, Schenectady, NY 12306-2014

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May 16, 2017

Hugh Davis
Regulatory Program Manager
U. S. Department of Energy
SPRU Field Office, SP-23
2425 River Road
Niskayuna, New York 12309

**Re: Department of Energy – Environmental Management
Separations Process Research Unit (SPRU)
6 NYCRR Part 373 Permit – Corrective Action
Permit # 4-4224-00024/00055 (issued as # 4-4224-00024/00042), September 29, 2008
New Solid Waste Management Unit (SWMU) Assessment Report, April 28, 2017**

Dear Dr. Davis:

The Division of Environmental Remediation (DER) has reviewed the above-referenced New Solid Waste Management Unit (SWMU) Assessment Report, and has made a determination to incorporate the proposed SWMUs described therein into Module II, Condition A.3.(c).I (Table II-1) of DOE-Environmental Management's ("DOE-EM") 6 NYCRR Part 373 Permit, # 4-4224-00024/00055, effective date 9/29/08. Please note that the new SWMUs are herewith also added to Module II, Condition A.3.(d).I (Table II-2) of the DOE-Naval Reactors Laboratory Field Office 6 NYCRR Part 373 Permit, # 4-4224-00024/00001, effective date July 30, 2012. The SWMUs are incorporated into both permits in accordance with the following:

The Department has designated the new SWMUs as "SPRU Mixed Waste Storage Area" (SWMU-085) and "SPRU Conex Box Storage" (SWMU-086), respectively. Based on information provided in the April 28, 2017 Assessment Report, and the previously submitted March 15, 2017 notification, these SWMUs are dispositioned as follows:

- SWMU-085 has been designated as "no further action" at this time, in accordance with the provisions of Module II, Condition E.1.(a) of DOE-EM's afore-mentioned Part 373 Permit;
- SWMU-086 has been designated as "no further action" at this time, in accordance with the provisions of Module II, Condition E.1.(a) of DOE-EM's afore-mentioned Part 373 Permit.

Please note that any subsequent releases discovered at either of these SWMUs will be subject to the notification provisions of Module II, Condition D of your Part 373 Permit. Physical addition of the new SWMUs to both permits will occur at either the next major permit modification event, or at the time of renewal, of either permit.

Should you have any questions, please contact me at (518) 357-2353.

Sincerely,

A handwritten signature in cursive script that reads "Margaret Rogers".

Margaret Rogers
Engineering Geologist II

ec: N. Azzam, USEPA Region II
A. Park, USEPA Region II
J. Hill, USDOE-NRLFO
T. Killeen, NYSDEC Central Office
R. Mustico, NYSDEC Region 4
File

cc: File