

Attachment L

Bechtel Jacobs Company LLC
Notice of Violations (NOV)

For 1997

Total Number of NOV for 1997 1

August 7, 1997 -- NOV

The extent of the violations observed is as follows:

1. Noncompliance with conditions of permits S-96-175 (Revised) and S-96-239

Attachment I
COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION FOR AIR QUALITY
FRANKFORT, KENTUCKY 40601

NOTICE OF VIOLATION

TO: USDOE
Paducah Office Site
P.O. Box 1410
Paducah, Kentucky 42001

Date of Violation: August 7, 1997
County: McCracken
I.D. # (if applicable): 072-2460-0003
Violation Log #: V97-PAD-034

This is to advise you that, because of the circumstances noted below, you are violating the provisions of:
(X) KRS 224, () KRS 151, () KRS 223, () KRS 146, () _____
Regulation: 401 KAR 50:060 Sections 2(2) and 4(1)

The extent of the violations observed is as follows: noncompliance with conditions of permits S-96-175 (Revised) and S-96-239.

Required actions for remedial measures include, but are not limited to: submit a written reply within fifteen (15) days stating actions taken, or to be taken, to achieve and maintain compliance.

Violations of the above cited Kentucky Revised Statutes are subject to the maximum penalties of \$25,000 per day for each air quality violation.

To respond to this Notice of Violation, write to:

**DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION FOR AIR QUALITY**

4500 Clarks River Road
Paducah, KY 42003

Attention: Mr. Ken Frye, Regional Supervisor, or call (502) 898-8468

Signature: Stan Cook

Title: ENV INSP III # 65

Date: 8/28/97

Name of persons to whom copy was delivered:

Mr. David Tidwell Title: Env. Engineer

Date: 8/28/97

How Delivered: Certified Mail

Personal Service

Bechtel Jacobs Company LLC
Notice of Violations (NOV)

For 1998

Total Number of NOV for 1998 0

No Violations for 1998

Bechtel Jacobs Company LLC
Notice of Violations (NOV)

For 1999

Total Number of NOV for 1999 2

September 28, 1999 -- NOV

The extent of the violations observed is as follows:

- 1. Failure to report planned changes per Conditions III.E.10 and IV.J.1 of the Hazardous Waste Permit.**

Failure to Comply with Permit Conditions III.E.10 and IV.J.1

The soil had not been fully characterized was excavated and relocated from SWMUs 193 and 194 without adequate notification.

November 23, 1999

The extent of the violations observed is as follows:

- 2. Nov for Paducah Gaseous Diffusion Plant (KY0004049) Outfall 001 WET Failures**

KPDES permit violation of Whole Effluent Toxicity limits at Outfall 001 for July and August 1999.

JAMES E. BICKFORD
SECRETARY



PAUL E. PATTON
GOVERNOR

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
FRANKFORT OFFICE PARK
14 REILLY RD
FRANKFORT KY 40601

XCY-DRGV
-GWB
-DBE
-JWM
-RJK
-RES
-Rebecca
Forsee

September 28, 1999

CERTIFIED MAIL #
RETURN RECEIPT REQUESTED

Mr. Jimmie Hodges, Site Manager
US Department of Energy
Paducah Site Office
PO Box 1410
Paducah, Kentucky 42001

Mr. Jimmy C. Massey, Paducah Manager of Projects
Bechtel Jacobs Company LLC
761 Veterans Avenue
Kevil, Kentucky 42053

RE: Failure to Comply with Permit Conditions III.E.10 and IV.J.1
Paducah Gaseous Diffusion Plant
McCracken County, Kentucky
KY8-890-008-982

To: Myrna Redfield
From: Tami Taylor
RW
9/29/99

Gentlemen:

On June 7, 1999 the Division of Waste Management (Division) issued a Letter of Warning to DOE in response to two instances in which soil that had not been fully characterized was excavated and relocated from SWMUs 193 and 194 without adequate notification. Notifications were received on April 15, 1999 for a New Sign Installation within SWMU 194 and renovation of the C-745-L cylinder yard located in SWMU 193. However, these notifications did not indicate that approximately 4500 cubic yards of soil would be excavated from the C-745-L cylinder yard and deposited in a large, uncovered spoils area located at the southeastern corner of the SWMU. Nor did the notifications specify that the soil excavated from SWMU 194 would be transported outside the SWMU boundaries and deposited in a pile located near the VORTEC staging area. The Letter of Warning clearly indicated that, "inadequate notifications and subsequent mobilization of contaminated material prior to approval by the Division would be a violation of Condition III.E.10, and IV.J.1 of the Hazardous Waste Permit", and that, "any further infraction, ... , may result in a Notice of Violation."

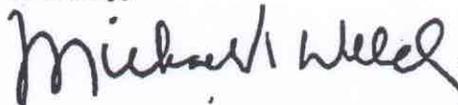


Mr. Jimmie Hodges,
Mr. Jimmy Massey
Page 2
September 28, 1999

On August 30, 1999 approximately 245 cubic yards of soil was excavated near the southeastern corner of SWMU 194 as a part of road and parking lot construction activities. This soil, which had not been adequately characterized, was transported from SWMU 194 to the soil spoils area located at the southeastern corner of SWMU 193. These activities were undertaken without prior notification being given to the Division as required by Conditions III.E.10, and IV.J.1 of the Hazardous Waste Permit.

Enclosed is a Notice of Violation issued for failure to comply with the conditions of the Permit. Please contact Tuss Taylor at (502) 564-6716 if you have questions concerning this issue.

Sincerely,



Michael V. Welch P.E, Manager
Hazardous Waste Branch

MW/tm

attachment

cc: Carl R. Froede, Jr., USEPA Region 4
John Morgan, Bechtel Jacobs
Les Price, ORO/DOE
Myrna Redfield, DOE
Margie Williams, DWM-Paducah
Todd Mullins, DWM-Frankfort
DWM File# 928
DOE Reading File

JAMES E. BICKFORD
SECRETARY



PAUL E. PATTON
GOVERNOR

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION

FRANKFORT OFFICE PARK
14 REILLY RD
FRANKFORT KY 40601

Z 258 075 084

November 23, 1999

Mr. J. Dale Jackson, Acting Site Manager
Department of Energy
Paducah Site Office
P.O. Box 1410
Paducah, KY 42001

Den. 1
10 10 ~~2~~ 31

RE: NOV for Paducah Gaseous Diffusion Plant
(KY0004049) Outfall 001 WET Failures.

Dear Mr. Jackson:

On October 27, 1999, the Division of Water received the toxicity test report for the Paducah Gaseous Diffusion Plant (KY0004049) Outfall 001, for tests conducted in July and August 1999. These test results showed significant toxicity to the fathead minnow (TUC=1.79 and 1.91) above your KPDES permit limit of 1.00 TUC.

Therefore, as stated in your permit, Part IV, Section 3.A., a Toxicity Reduction Evaluation (TRE) plan and implementation schedule must be submitted to the Division. As toxicity was demonstrated with only the minnow, TRE activities may be conducted using only that species. However, commencing immediately, the frequency of your routine compliance toxicity testing (using both species) will be changed to monthly and will continue for the duration of the TRE.



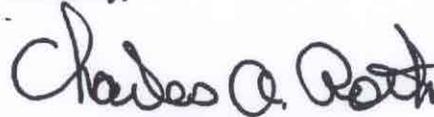
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Mr. J. Dale Jackson
Page Two

The TRE plan and schedule shall be sent by **December 28, 1999** to the attention of Doug Allgeier, Supervisor, Industrial Section, KPDES Branch.

If you have any question you may contact me at 502-564-3410, extension 497.

Sincerely,



Charles A. Roth, Supervisor
Bioassay Section

c: Teresa Clements, Enforcement Branch
John Gowins, Enforcement Branch
Doug Allgeier, KPDES Branch
Data Inventory and Management Section
Paducah Regional Office
Mike Welch, Hazardous Waste Branch
DOW Files
Dan Guminski, PGDP

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER
Frankfort, KY 40601

NOTICE OF VIOLATION

TO:
Mr. J. Dale Jackson, Acting Site Manager
Department of Energy
Paducah Site Office
P.O. Box 1410
Paducah, KY 42001

I.D.# KY0004049
County: McCracken

Date of Violation: July and August 1999

This is to advise you that, as specified below, you are in violation of the provisions of () KRS 146, () KRS 151, () KRS 223, (X) KRS 224

Regulation: 401 KAR 5:065 Section: 1(1)

A description of the violation(s) follows: KPDES permit violations of Whole Effluent Toxicity limits at Outfall 001 for July and August 1999.

Remedial measures required include, but are not limited to: Submission of a Toxicity Reduction Evaluation (TRE) plan and schedule as set forth in the accompanying letter. In addition, monthly compliance monitoring must commence immediately.

Remedial measures must be completed by **December, 28, 1999**

Violations of the above cited statutes and regulations are subject to penalties of up to \$25,000 per day. Compliance with remedial measure deadlines does not provide exemption from liability for violations during the period of remediation. Any person who knowingly violates the aforementioned statutes may be subject to criminal prosecution. To discuss this Notice of Violation, please contact the undersigned at: (502) 564-3410 ext. 497.

Issued By: Charles A. Roth

Date: 11/23/99

Date: _____

Name of person to whom copy was delivered:

_____ Date: _____

How Delivered:

Certified Mail

Personal Service

Bechtel Jacobs Company LLC
Notice of Violations (NOV)

For 2000

Total Number of NOV for 2000 6

January 14, 2000 -- NOV

The extent of the violations observed is as follows:

1. **Deteriorated silt fences at numerous locations and are no longer effective in filtering the solid UF₄, uranium and other contaminated sediments from the scrapyards surface water runoff.**

May 23, 2000 -- NOV

The extent of the violations observed is as follows:

2. **Failure to comply with permit condition II.J.9.a.**
Failure to sample for all RAD parameters listed in Table VIII/Condition II.J.9 of the Hazardous Waste Permit in accordance with Condition II.J.9 a and in accordance to the schedule identified in Condition II.J.7.c.

July 13, 2000 -- NOV

The extent of the violations observed is as follows:

3. Reasonable precautions were not been taken to prevent particulate matter from becoming airborne from the Drum Mountain baler and associated transfer point.

July 13, 2000 -- NOV

The extent of the violations observed is as follows:

4. Denial of Cabinet personnel entrance to Drum Mountain for the purpose of inspection for the ascertaining of compliance. Entry for the inspection of Drum Mountain removal project was denied for a period of one hour and three minutes.

July 27, 2000 -- NOV

The extent of the violations observed is as follows:

5. U.S. DOE has violated Part II.I.5 of the Hazardous Waste Management Permit and 401 KAR 34:180, Section 8, by failing to separate containers of hazardous waste from incompatible materials by a dike, berm, wall or other device.

September 5, 2000 -- NOV

The extent of the violations observed is as follows:

6. Failure to characterize and notification requirements for newly discovered SWMUs and Areas of Concern as defined in 401 KAR.
Investigation and characterization of DMSA C-400-04 identified hazardous and mixed radioactive hazardous wastes, which have been stored greater than 90 days without a permit.

JAMES E. BICKFORD
SECRETARY



PAUL E. PATTON
GOVERNOR

**COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
FRANKFORT OFFICE PARK
14 REILLY RD
FRANKFORT KY 40601**

January 14, 2000

**CERTIFIED MAIL # Z 258 073 941
RETURN RECEIPT REQUESTED**

**Mr. J. Dale Jackson, Acting Site Manager
US Department of Energy
Paducah Site Office
PO Box 1410
Paducah, Kentucky 42001**

**Mr. Gordon L. Dover, Paducah Manager of Projects
Bechtel Jacobs Company LLC
761 Veterans Avenue
Kevil, Kentucky 42053**

**RE: Failure to Comply with Permit Conditions III.E.6 and III.E.5
Paducah Gaseous Diffusion Plant
McCracken County, Kentucky
KY8-890-008-982**

Gentlemen:

On November 4, 1999, staff from the Division of Waste Management conducted a visual inspection of the silt fences around SWMUs 12, 14 and 15. The silt fences have deteriorated at numerous locations and are no longer effective in filtering the solid UF_4 , uranium and other contaminated sediments from the scrapyards surface water runoff. Division staff also observed drain pipes crossing the northern fenced boundary of the scrapyards. These drains are not shown in the as-built drawings contained in the Interim Measures Report & Operation and Maintenance Plan for Containment of Scrapyard Sediment Runoff at the PGDP (DOE/OR/07-1299&D1).



Mr. J. Dale Jackson
Mr. Gordon L. Dover
Page 2
January 14, 2000

The silt fences installed in April 1994 as an Interim Corrective Measure have not been maintained in accordance with Condition III.E.6 of the facilities Hazardous Waste Management Permit. Additionally, reasonable steps have not been taken to minimize releases to the environment as required by Condition III.E.5 of the facilities Hazardous Waste Management Permit. The Division is further concerned with the statement in Section 5.5 of the August 1999 Five-Year Review of the Surface Water Operable Unit that includes "...the fencing is in good condition." Enclosed is a Notice of Violation issued for failure to comply with the Conditions III.E.6 and III.E.5 of the Permit. Please contact Tuss Taylor at (502) 564-6716 if you have questions concerning this issue.

Sincerely,

Aure Meyer for
Michael V. Welch P.E., Manager
Hazardous Waste Branch

MW/mg

Enclosure - Notice of Violation

cc: Carl R. Froede, Jr., USEPA Region 4
Les Price, ORO/DOE
Myma Redfield, DOE
Margie Williams, DWM-Paducah
DWM File# 700
DOE Reading File

JAMES E. BICKFORD
SECRETARY



received
5/26/00 dlm

PAUL E. PATTON
GOVERNOR

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
FRANKFORT OFFICE PARK
14 REILLY RD
FRANKFORT KY 40601

May 23, 2000

CERTIFIED MAIL # Z 258 073 863
RETURN RECEIPT REQUESTED

Mr. Don Seaborg, Site Manager
US Department of Energy
Paducah Site Office
PO Box 1410
Paducah, Kentucky 42001

Mr. Gordon Dover, Paducah Manager of Projects
Bechtel Jacobs Company LLC
761 Veterans Avenue
Kevil, Kentucky 42053

RE: Failure to Comply with Permit Condition II.J.9.a
Paducah Gaseous Diffusion Plant
McCracken County, Kentucky
KY8-890-008-982

Gentlemen:

As stated in your letter of May 4, 2000, certain RAD parameters, as listed in Table VIII/Condition II.J.9 of your permit, were not analyzed for the July 1998, January 1999, July 1999 and January 2000 sampling events. This is a violation of Condition II.J.9.a of your permit and a violation of Kentucky Revised Statutes 224.99-010 (1). The Division acknowledges, as stated in your letter, that you intend to sample for the required RAD parameters during the July 2000.

Post-it® Fax Note	7671	Date	5/26/00	# of pages	3
To	Patrick Willison	From	Danny Gurnowski		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #		Fax #			

Mr. Don Seaborg,
Mr. Gordon Dover
Page 2
May 23, 2000

Enclosed is a Notice of Violation issued for failure to comply with the conditions of the Permit. Please contact Tuss Taylor at (502) 564-6716 if you have questions concerning this issue.

Sincerely,



Michael V. Welch P.E, Manager
Hazardous Waste Branch

MW/bkb

attachment

cc: Carl R. Froede, Jr., USEPA Region 4
Dianna Feireisel, DOE
Dave Dollins, DOE
John Morgan, Bechtel Jacobs
Rorbert Sleeman, ORO/DOE
Margie Williams, DWM-Paducah
Gaye Brewer, Paducah Site Office
Connie Smith, Enforcement Branch
Dale Burton/Brian Baker, Hazardous Waste Branch
DWM File # 870
DOE Reading File

re. memo to sample for metals
+ TC-99 at C-404 Landfill

**COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WASTE MANAGEMENT
14 REILLY ROAD
FRANKFORT KY 40601**

NOTICE OF VIOLATION

**TO: Mr. Don Seaborg,
Site Manager
US Department of Energy
Paducah Site Office
PO Box 1410
Paducah, Kentucky 42001**

**Violation Date: May 23, 2000
ID #: KY8-890-008-982
County: McCracken
Location: 5600 Hobbs Road
West Paducah, Kentucky 42086**

**Mr. Jimmy C. Massey,
Paducah Manager of Projects
Bechtel Jacobs Company LLC
761 Veterans Avenue
Kevil, Kentucky 42053**

This is to advise you that, because of the circumstances noted below, you are in violation of the provisions of Hazardous Waste Permit Condition II.J.9.a. and the Kentucky Revised Statutes 224.99-010.

The extent of the violation(s) is as follows: Failure to sample for all RAD parameters listed in Table VIII/Condition II.J.9 of the Hazardous Waste Permit in accordance with Condition II.J.9.a and in accordance to the schedule identified in Condition II.J.7.c.

Required action for remedial measures include, but are not limited to: Conducting the required sampling and analyses during the July 2000 sampling event and for the life of the permit. Violations of the above-cited Kentucky Revised Statutes are subject to the maximum penalties of \$25,000 for each day during which a violation continues. To respond to this Notice of Violation, write to:

**Michael V. Welch, Manager, Hazardous Waste Branch
Division of Waste Management
14 Reilly Road
Frankfort KY 40601**

or call: Tuss Taylor at (502) 564-6716, ext. 244.

Signature: Michael V. Welch
Branch Manager Date: 5/23/00

Delivered by Certified Mail # Z 258 073 863

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION FOR AIR QUALITY
FRANKFORT, KENTUCKY 40601

NOTICE OF VIOLATION

TO: United States Department of Energy.
P.O. Box 1410
Paducah, Kentucky 42002-1410

DATE OF VIOLATIONS: July 13, 2000

COUNTY: McCracken
ID# 21-145-00003

VIOLATIONS LOG #: V00-PAD-023

This is to advise the United States Department of Energy that because of the circumstances noted below, the United States Department of Energy, is violating the provisions of:

(X) KRS 224, () KRS 151, () KRS 223, () KRS 146, () 401 KAR 63:010, 401 KAR 50:055 Section 2.

The extent of the violations observed is as follows:

Reasonable precautions were not being taken to prevent particulate matter from becoming airborne from the Drum Mountain baler and associated transfer point. Drum Mountain baler and associated transfer point and their associated air pollution control equipment were not being maintained and operated in a manner consistent with good air pollution control practices to minimize emissions.

Required actions for remedial measures include, but are not limited to: Cease operation of the Drum Mountain baler and associated transfer point until air pollution controls are in place. Before resuming operations notify the Paducah Regional Office of the Division for Air Quality when controls are in place and when compliance shall be demonstrated at the baler and it's associated transfer point.

Violations of the above-cited Kentucky Revised Statutes are subject to the maximum penalties of \$25,000 per day for each air quality violation.

To respond to this Notice of Violation, write to:

DEPARTMENT FOR ENVIRONMENTAL PROTECTION

DIVISION FOR AIR QUALITY

4500 Clarks River Road

Paducah, Kentucky 42003

Attention: Mr. Ken Frye, Regional Supervisor

Telephone: 270-898-8468

Signatures: Stan Cook Title: Environmental Inspector #65 Date: 7-24-2000

The name of persons to who copy was delivered:

Mr. Danny Guminiski Title: Environmental Compliance Manager

How Delivered: Certified Mail # _____
Personal Service

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION FOR AIR QUALITY
FRANKFORT, KENTUCKY 40601

NOTICE OF VIOLATION

TO: Mr. W. Don Seaborg
Paducah Site Office
United States Department of Energy.
P.O. Box 1410
Paducah, Kentucky 42001-1410

DATE OF VIOLATIONS: July 13, 2000
COUNTY: McCracken
ID# 21-145-00003
VIOLATIONS LOG #: V00-PAD-024

This is to advise the United States Department of Energy that because of the circumstances noted below, the United States Department of Energy, is violating the provisions of:

(X) KRS 224, () KRS 151, () KRS 223, () KRS 146, ()
224.10-100

The extent of the violations observed is as follows:

Denial of Cabinet personnel entrance to Drum Mountain for the purpose of inspection for the ascertaining of compliance. Entry for the inspection of Drum Mountain removal project was denied for a period of one (1) hour and three (3) minutes.

Required actions for remedial measures include, but are not limited to: USDOE shall provide access pursuant to KRS 224.10-100 and the Federal Facilities Agreement Section XXVIII.

Violations of the above-cited Kentucky Revised Statutes are subject to the maximum penalties of \$25,000 per day for each air quality violation.

To respond to this Notice of Violation, write to:

DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION FOR AIR QUALITY
4500 Clarks River Road
Paducah, Kentucky 42003
Attention: Mr. Ken Frye, Regional Supervisor
Telephone: 270-898-8468

Signature: Stan Cook Title: Environmental Inspector #65 Date: 7/28/2000

The name of persons to who copy was delivered:

Mr. W. Don Seaborg Title: Site Manager

How Delivered: Certified Mail # 7099 3220 0007 2586 6833

Faxed to Paducah Site Office on Friday, July 28, 2000

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WASTE MANAGEMENT
FRANKFORT, KENTUCKY 40601

NOTICE OF VIOLATION

To: U.S. Department of Energy Date Violation Observed: 7/27/00
P.O. Box 1410 County: McCracken
Paducah, KY 42001 ID# (if applicable): KY8-890-008-982

This is to advise you that, because of the circumstances noted below, you are in violation of the provisions of KRS 224, KRS 151, KRS 223, KRS 146, 401 KAR

The extent of the violation(s) observed is as follows:

1. U.S. DOE has violated Part II.I.5. of the Hazardous Waste Management Permit and 401 KAR 34:180, Section 8, by failing to separate containers of hazardous waste from incompatible materials by a dike, berm, wall or other device.

Required action for remedial measures include, but are not limited to:

1. The United States Department of Energy must immediately comply with 401 KAR 34:180, Section 8, and the Part B Permit Part II.I.5. by separating containers of hazardous waste from other incompatible materials by a dike, berm, wall or other device.

These Remedial measures are effective and must be implemented immediately upon the receipt of this notice. Violations of the above-cited Kentucky Revised Statutes are subject to the maximum penalties of \$25,000 per day for each hazardous waste violation and \$5,000 per day for each solid waste violation.

To respond to this Notice of Violation, write to:

Division of Waste Management
4500 Clarks River Road
Paducah, KY 42003-0823

Attention: B. Parrish Roush, or call (502) 898-8468

Signature: B. Parrish Roush Title: Env. Inspector III Date: 8/8/00

Name of person or persons to whom copy was delivered:

Mr. Don Seaborg Title: Site Manager Date: 8/8/00

delivered: Hand Delivered



Danny

SEP 7 2000

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
PADUCAH REGIONAL OFFICE
4500 CLARKS RIVER RD
PADUCAH KY 42003-0823

September 5, 2000

Mr. W. Don Seaborg, Site Manager
US Department of Energy
Paducah Site Office
PO Box 1410
Paducah, Kentucky 42001
CERTIFIED MAIL #7099 3220 0007 2586 7113

Mr. Gordon L. Dover, Paducah Manager of Projects
Bechtel Jacobs Company LLC
761 Veterans Avenue
Kevil, Kentucky 42053
CERTIFIED MAIL #7099 3220 0007 2586 7106

RE: Failure to Comply with Permit Conditions IV.B
Failure to Comply with Kentucky Hazardous Waste Regulations
Paducah Gaseous Diffusion Plant
KY8-890-008-982

Gentlemen:

The Division of Waste Management has reviewed the May 17, 2000 information provided pursuant to the RCRA Section 3007 Information Request issued by Region IV, EPA on April 4, 2000. The Division has also conducted visual site inspections of the DOE Material Storage Areas (DMSAs). As the DOE acknowledges in the 3007 Submittal, DMSA's include wastes which have not been characterized and managed in accordance with 401 KAR 32:010, Section 2. Clearly, DMSA's include Units that are Solid Waste Management Units and the DOE has failed to notify the Division of these SWMUs.

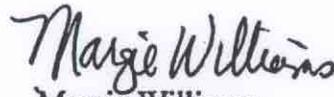
Enclosed is a Notice of Violation issued for failure to comply with Permit Condition IV.B, 401 KAR 32:010, Section 2, 401 KAR 32:030, 401 KAR 38:010, Section 4 and KRS 224.46-520.



Mr. W. Don Seaborg
Mr. Gordon L. Dover
Page 2
September 5, 2000

Should you have questions concerning the findings of inspections of the DMSAs, please contact Parrish Roush at (270) 898-8468. Please contact Tuss Taylor at (502) 564-6716 if you wish to schedule a meeting to discuss a resolution to the violations.

Sincerely,



Margie Williams
Environmental Control Supervisor
Division of Waste Management

MW/MG/PR

Enclosure - Notice of Violation issued 8/29/00

C: Mike Welch, DWM, Frankfort
Bill Burger, DWM, Frankfort
Robert Sleeman, ORO/DOE
DWM File# 1020
DOE Reading File
Larry Lamberth, USEPA Region IV
Jeff Crane, USEPA Region IV