



June 3, 2010

CERTIFIED MAIL – 7009 0080 0000 1925 5299
RETURN RECEIPT REQUESTED

Mr. David M. Caughey
Environmental Manager
U.S. Department of Energy
National Nuclear Security Administration
Kansas City Area Office
P.O. Box 410202
Kansas City, MO 64141-0202

RE: Class 1 Permit Modifications Without Prior Director's Approval
U.S. Department of Energy, Kansas City Plant, Kansas City, Missouri
EPA ID# MO9890010524

Dear Mr. Caughey:

This letter is to notify you that the Missouri Department of Natural Resources (Department) received U.S. Department of Energy's (DOE) Class 1 Permit Modification notice, dated May 7, 2010. The notification was to address a change in the Spill Control Plan, regarding adding a newly purchased portable diesel fuel tank.

The Department agrees with DOE that this is a Class 1 Permit Modification not requiring prior director approval. In accordance with 40 CFR 270.42(a)(ii), DOE has notified everyone on their mailing list within 90 days after the modification was put into effect. This mailing was done on May 7, 2010, and a copy of this letter was provided to the Department.

Additionally, the Department received DOE's previous Class 1 Permit Modification on August 21, 2009. Administrative changes were made to both the Emergency Plan and the Spill Control Plan. Changes to the Emergency Plan included revised on-site medical hours of

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operation and personnel along with other minor updates. Changes to the Spill Control Plan included expanding equipment covered by the plan as required by new regulation along with other administrative changes.

The Department agrees with DOE that this is also a Class 1 Permit Modification not requiring prior director approval. In accordance with 40 CFR 270.42(a)(ii), DOE has notified everyone on their mailing list within 90 days after the modification was put into effect. This mailing was done on August 19, 2009, and a copy of this letter was provided to the Department.

If you have any questions regarding this letter, please contact Mr. Donald L. Dicks, Environmental Engineer, of my staff at the Missouri Department of Natural Resources, Hazardous Waste Program, P.O. Box 176, Jefferson City, MO 65102-0176, by telephone at (573) 751-3553 or 1-800-361-4827, or by e-mail at don.dicks@dnr.mo.gov. Hearing- and speech-impaired persons may reach Mr. Dicks through Relay Missouri at 1-800-735-2966. Thank you.

Sincerely,

HAZARDOUS WASTE PROGRAM

[Original signed by Jacki Hicks for...]

Richard A. Nussbaum, P.E., R.G.
Chief, Permits Section

RAN:ddm

c: Mr. Harry Gabbert, Project Manager, U.S. EPA Region VII
Kansas City Regional Office, Missouri Department of Natural Resources