



Department of Energy

Washington, DC 20585

APR 17 2010

MEMORANDUM FOR DIRECTOR
CONSOLIDATED BUSINESS CENTER

FROM: MARK GILBERTSON
DEPUTY ASSISTANT SECRETARY
FOR SITE RESTORATION

A handwritten signature in dark ink, appearing to read "Mark Gilbertson", written over a light-colored rectangular background.

SUBJECT: Delegation of Environmental Authorities

This memorandum serves as delegation of environmental authorities to the Director, Consolidated Business Center. This delegation is based on the Office of Environmental Management procedures in the Standing Operating Policy and Procedures: *Environmental Management Process for Delegation of Environmental Authorities*.

Designated authorities assigned through Department of Energy Orders are established to ensure objective and consistent decision making by appropriate levels of line management. Decisions and associated actions must be consistent with the policy and goals of this organization. Accordingly, the continuance of these delegations will be contingent upon compliance with the environmental agreements, milestones, and decision documents process established in April 2007.

The specific environmental authorities delegated to the position are detailed in the attachment. These delegated authorities, which will remain in effect until superseded by a subsequent delegation, may not be further delegated below the level specified in the attachment without my prior approval.

If you have any questions in executing your authorities, please contact me or Mr. Richard F. Moorer, Director, Office of Environmental Compliance, at (202) 586-5350.

Attachment



cc: D. Huizenga, EM-1
T. Mustin, EM-2
A. Williams, EM-2.1
B. Levitan, EM-10
R. Moorer, EM-11
K. Picha, EM-20 (Acting)
F. Marcinowski, EM-30
M. Moury, EM-40
J. Surash, EM-50
T. Johnson, EM-54
T. Tyborowski, EM-60 (Acting)
T. Harms, EM-63

**Delegation of Environmental Authorities for
Office of Environmental Management
Director, Consolidated Business Center**

You are delegated the environmental authorities listed below. These delegations, which will remain in effect until superseded by a subsequent delegation, are predicated on the following requirements and management expectations. Prior to entering into negotiations with regulators, you must obtain approval from the Acquisition Executive for any reasonably expected increases to a project's life-cycle cost, schedule, or scope. You are required to coordinate all regulatory negotiations with the Office of Environmental Compliance (EM-11) in accordance with the Office of Environmental Management's (EM) April 2007 "Guidance for Environmental Agreements, Milestones, and Decision Documents" (AMDD). In addition, proposed response actions may be subject to an EM internal remedy review.¹

- A. Approve/sign, for submission to the Environmental Protection Agency (EPA)/State on behalf of the Department of Energy (DOE), administratively or judicially enforceable environmental agreements such as:
- 1) Consent Decrees or Consent Agreements;
 - 2) Administrative or Consent Orders;
 - 3) Federal Facility Compliance Agreements (FFCA); and
 - 4) Environmental Permit Applications/Agreements.

The authority in section A may NOT be further delegated.

- B. Approve/sign, for submission to the EPA/State on behalf of the DOE, FFCA decision documents such as:
- 1) Resource Conservation and Recovery Act (RCRA) Statement of Basis, and Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Proposed Plans;
 - 2) RCRA Permits and CERCLA Records of Decision; and
 - 3) Explanation of Significant Differences.

The authority in section B may NOT be further delegated.

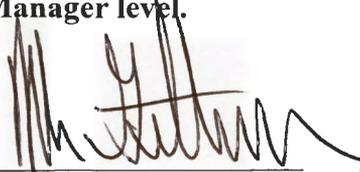
¹ The EM internal remedy review process was initiated in 1999 to ensure remediation alternatives being considered are technically sound and reasonable given anticipated budgets, and that complex-wide impacts and national policy implications are fully considered.

C. Approve, for submittal to the EPA/State on behalf of DOE, assessment/implementation documents required by compliance agreements and associated decision documents such as:

- 1) Preliminary Assessment/Site Investigation Reports;
- 2) RCRA Facility Assessment Reports;
- 3) Baseline Risk Assessments;
- 4) Sampling and Analysis Plans;
- 5) Facility Investigation/Corrective Measures Study Reports;
- 6) Engineering Evaluation/Cost Analysis Reports;
- 7) Remedial Investigation/Feasibility Study Reports;
- 8) Remedial Design/Remedial Action Work Plans;
- 9) Corrective Measures Implementation Plans;
- 10) Progress/Completion Reports;
- 11) Remedy Review Reports; and
- 12) Close-out Plans.

The authority in section C may be further delegated to the Federal Project Director or the Federal Facility Agreement Manager level.

Delegation of Authority Approved:



Mark Gilbertson
Deputy Assistant Secretary
for Site Restoration

4/17/12

Date