

STATE OF COLORADO

Bill Ritter, Jr., Governor
James B. Martin, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

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Colorado Department of
Public Health and
Environment

DEC 112008

Mr. John S. Hamrick
Cotter Cafton City Milling Facility P.
O. Box 1750
Cafton City, Colorado 81215-1750

RE: Cotter Corporation Canon City Mill
Notice of Violation response

Dear Mr. Hamrick:

A September 26, 2008 report entitled Proposed Corrective Action Plan Groundwater North and West of the Cotter Corporation Canon City Milling Facility was received by the Colorado Department of Public Health and Environment (the Department) on September 26, 2008. This report was in response to a Notice of Violation dated July 27, 2008. The report has been reviewed.

The actions outlined in the Proposed Corrective Action Plan are appropriate. The Department wishes to emphasize that process knowledge and an aggressive characterization program to determine source areas are key to the early implementation phases. The Department expects to be involved in the planning and detailed implementation of this Proposed Corrective Action Plan. Please implement the actions as specified and scheduled. Please report progress of the actions taken and their status quarterly. If you have any questions or would like to set up a meeting, please call Edgar Ethington at (303) 692-3438, or me at (303) 692-3423.

Sincerely,

Steve Tailton
Radiation Management Unit Leader
Compliance Program

CC Jerry Goad; AGO
Edgar Ethington; CDPHE
File 369-01, 3.2