



Southern
Environmental
Law Center

201 West Main Street, Suite 14
Charlottesville, VA 22902-5065
434-977-4090
Fax 434-977-1483
SouthernEnvironment.org

July 3, 2008

Mr. Gerald Boyd, Manager
Oak Ridge Operations
U.S. Department of Energy
P.O. Box 2001
Oak Ridge, TN 37831

via email and U.S. Mail

Re: Parcel ED-3 environmental assessment (DOE/EA-1316) and
Oak Ridge Reservation land use planning

Dear Mr. Boyd:

I am writing on behalf of the Advocates for the Oak Ridge Reservation (AFORR), the Tennessee Wildlife Federation (TWF, formerly Tennessee Conservation League), Tennessee Citizens for Wilderness Planning (TCWP), and the Foundation for Global Sustainability (FGS) to urge you to refrain from making individual land use decisions that would effectively dispose of separate, discrete parcels of the Oak Ridge Reservation (ORR) prior to completing a comprehensive environmental impact statement (EIS) that considers the cumulative impacts of these and other land-use actions on the Reservation and the surrounding region, as required by the National Environmental Policy Act (NEPA), DOE Policy 430.1, and DOE Order 430.1B.

Based on marketing information on Community Reuse Organization of East Tennessee's (CROET) web site and information in the local newspapers, it is apparent that DOE is preparing to transfer ownership of Parcel ED-3 without undertaking the comprehensive, site-wide environmental analysis of land use planning and disposition that is clearly required by NEPA and DOE P 430.1. NEPA requires federal agencies such as DOE to prepare an EIS on any "major Federal action significantly affecting the quality of the human environment." 42 U.S.C. §4332(2)(c). The ED-3 transfer, together with other proposed land-transfer actions listed in "Oak Ridge Reservation Planning:

Integrating Multiple Land Use Needs" (DOE/ORO/01-2264), dated May 2008, clearly constitute major federal action(s) requiring an EIS.

AFORR, TWF and others have repeatedly requested preparation of a comprehensive EIS for land management decisions at ORR. We request, once again, that DOE prepare a comprehensive EIS for the Oak Ridge land use planning process before proceeding with any further transfer of land from federal ownership. We are happy to meet with you at a time of your convenience to explore the role for interested members of the public to participate in the ORR land use planning process. We look forward to your response.

Sincerely,



Richard A. Parrish
Senior Attorney

cc via email:

Carol Borgstrom, DOE Office of NEPA Policy and Compliance
Paul Bosco, DOE Office of Engineering and Construction Mgmt
Susan Cange, DOE ORO Reindustrialization and Technical
Assistance Team

Cindy Finn, DOE ORO Realty Officer
Gary Hartman, DOE ORO NEPA Compliance
Donald F. Thress, DOE ORO Chief Counsel
Virginia H. Dale, Advocates for the Oak Ridge Reservation
Michael Butler, Tennessee Wildlife Federation
Wolf Naegeli, Foundation for Global Sustainability
Frank Hensley, Tennessee Citizens for Wilderness Planning
The Honorable Lamar Alexander, U.S. Senate
The Honorable Bob Corker, U.S. Senate
The Honorable Lincoln Davis, U.S. House of Representatives
The Honorable Zach Wamp, U.S. House of Representatives