

LAW OFFICES
CARMAN, CALLAHAN & INGHAM, LLP

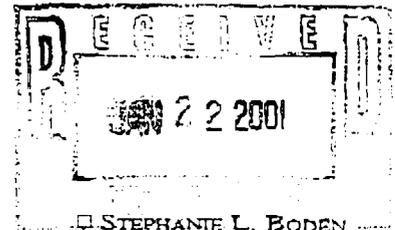
CARMAN BUILDING
280 MAIN STREET
FARMINGDALE, New York 11735
(516) 249-3450

FAX: (516) 249-3782

WILLIS B. CARMAN, JR.
ROBERT M. CALLAHAN
MICHAEL F INGHAM*
GREGORY W. CARMAN, JR.
JAMES M. CARMAN ▲

MICHAEL J. LOMBARDI ■
OF COUNSEL

January 16, 2001



□ STEPHANIE L. BODEN
□ ANDREA N. CHA
□ MARYANNE E. BRENNAN
PAUL A. BARRETT
BARBARA M. LEE
TRACY S. REIFER

* ALSO ADMITTED IN FL.
▲ ALSO ADMITTED IN PA
□ ALSO ADMITTED IN NJ
■ ALSO ADMITTED IN CT

Steven M. Scharf, P.E., Project Manager
NYS Dept. of Environmental Conservation
Bureau of Eastern Remedial Action
50 Wolf Road
Albany, NY 12233-7010

Re: Grumman Aerospace - Bethpage (NY Site 1-30-003A) and
Naval Weapons Industrial Reserve Plant - Bethpage (NY
Site 1-30-003B) Site
Proposed Remedial Action Plan
Operable Unit 2 - Groundwater Remedy

Dear Mr. Scharf:

I write on behalf of and as attorney for the South Farmingdale
Water District ("SFWD") in commenting on the Proposed Remedial
Action Plan ("PRAP").

The PRAP is based on data gathered in 1992 and 1993, more than
seven years ago. This data is stale, incomplete and obsolete.

Vertical Profile Boring ("VFB") #76 was done in October of
2000, months after the PRAP was issued. The findings revealed by
this boring rendered the PRAP obsolete, as it applies to the SFWD.
The findings show that the PRAP has failed to correctly delineate
the horizontal and vertical dimensions of the Northrop Grumman
plume. I believe this failure caused the writers of the PRAP, to
ignore the threat to human health of the residents of the SFWD
posed by the plume. Before the PRAP can serve any useful purpose
as it applies to the SFWD, the dimensions of the plume must be
determined. They must be determined as quickly as possible so that
the PRAP can address the threat to the water supply of the SFWD.

The Regulations require the DEC to develop, and present to the
public for comment, an "Action Plan" upon which a Record of
Decision ("ROD") can be issued. As set forth in Section 3 of the
PRAP:

"... The Record of Decision is the NYSDEC's
final selection of the remedy for this site."

Steven M. Scharf, P.E., Project Manager
NYS Dept. of Environmental Conservation
Bureau of Eastern Remedial Action
January 16, 2001

The contemplated procedure by-passes the requirement that a real "Action Plan" be presented to the public. Under the contemplated procedure, the Action Plan with the remedy will be developed after the ROD, using the PRP's Work Plan and possible consent order.

This procedure violates the Regulations. It eliminates evaluation and comment about the proposed remedies by those affected, i.e., the SFWD and its constituents. Their input is being eliminated by being limited to commenting on a PRAP that is incomplete, obsolete and without a proposed remedy.

The PRAP states that a wellhead contingency plan is a part of all proposed alternatives (Section 7.1C, Page 16). The PRAP further states that the wellhead contingency plan goal is to reduce groundwater contamination to 5 ppb (Section 8, Page 24). The SFWD currently has no organic contamination. It vigorously opposes any Plan or ROD which would force it to accept anything but a water supply free from any detectable contamination.

This PRAP cannot adequately protect the water supply of the SFWD until it is revised or amended to set forth a plan for monitoring wells upgradient from its well sites 3 and 6, together with a schedule for installing, monitoring and operating these wells.

The PRAP is deficient in dealing with the following additional issues:

(1) The groundwater modeling upon which the PRAP is based is inadequate and inaccurate. The PRAP should direct that the groundwater modeling procedures be reviewed with the hope that a more reliable model can be developed.

(2) The PRAP should include an Action Plan for remediating GM #38 which includes a specific schedule for the Plan to be implemented.

(3) The Plan should clarify the obligation of Northrop Grumman and the Navy to remediate any contamination from the Hooker RUCO site into the plume so that if such contamination reaches the SFWD, procedures and commitment of the PRPs will be in place to remediate this additional possible contamination of groundwater.

01/22/01 MON 14:36 (TX/RX) NO 58341

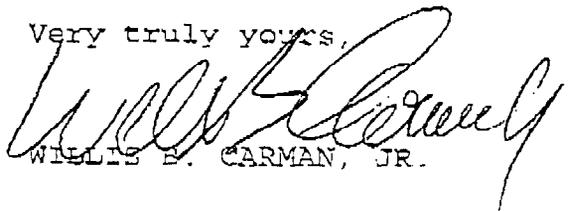
Steven M. Scharf, P.E., Project Manager
NYS Dept. of Environmental Conservation
Bureau of Eastern Remedial Action
January 16, 2001

The PRAP should be amended to revised to address these additional issues.

If the NYSDEC elects to proceed to a ROD without revising or amending the PRAP, then the SFWD requests that it not be foreclosed from presenting its input in these matters which affect the safety of its water supply. Specifically, it requests that before any proposed ROD or PRP work plan is finalized, that the same be submitted to the SFWD for review and possible comments. SFWD also requests that regular quarterly meetings with it and the NYSDEC and possibly the PRPs be held on Long Island to review operation and maintenance of the remediation process.

A letter from Holzmacher, McLendon & Murrell, P.C. (H2M Group) dated January 11, 2001, authored by Gary E. Loesch, P.E. has been forwarded to you under separate cover outlining specific ideas regarding implementation of the SFWD proposals. It is my hope that you will consider that letter and the ideas set forth herein.

Very truly yours,



WILLIS E. CARMAN, JR.

WBC/sc