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NSY PORTSMOUTH
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LETTER REGARDING COMPLETION OF OBLIGATIONS UNDER THE CONSENT
AGREEMENT FOR NSY PORTSMOUTH ME
1/26/1994
MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION



STATE OF MAINE

DEPARTMENT OF ENVIRONMENTAL PROTECTION

JOHN R. McKERNAN, JR.
GOVERNOR

DEAN C. MARRIOTT
COMMISSIONER

DEBRAH RICHARD
DEPUTY COMMISSIONER

January 26, 1994

Captain L. C. Horne
Department of the Navy
Portsmouth Naval Shipyard
Portsmouth, N.H. 03804-5000

Re: Administrative Consent Agreement

Dear Captain Horne:

On January 18, 1994 I met with Ken Plaisted and Chuck Vaughan at the Portsmouth Naval Shipyard and toured the facility, including Shop 99 and new oily waste treatment facility. I have also reviewed materials submitted by the Shipyard in keeping with the Administrative Consent Agreement dated July 28, 1993. Based upon this information, the Department concludes that the Shipyard has complied with the terms of the Consent Agreement as it applies to evaluation and preventative maintenance of equipment and machinery and revision and implementation of standard operating procedures for oil transfers. Payment of the \$15,000.00 penalty is still contingent upon final legislative or judicial action.

Although this essentially completes the Shipyard's obligations under the terms of the Consent Agreement and the enforcement file is closed, the Shipyard is still under a legal obligation to prevent oil discharges and to promptly report any spill that does occur to the Department and cleanup that spill to the Department's satisfaction.

Should you have any questions or if I can be of any assistance please do not hesitate to contact me.

Sincerely,

Tim Wright, Environmental Specialist
Division of Oil and Hazardous Waste Facilities Regulation
Bureau of Hazardous Materials and Solid Waste Control

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