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NSY PORTSMOUTH
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LETTER REGARDING MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION REVIEW
AND COMMENTS ON THE TIME EXTENSION FOR THE FEASIBILITY STUDY FOR
OPERABLE UNIT 2 (OU 2) NSY PORTSMOUTH ME
6/2/2005
MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

JOHN ELIAS BALDACCI
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June 2, 2005

Mr. Fred Evans
Department of the Navy
Northern Division
Naval Facilities Engineering Command
10 Industrial Highway, Mailstop 82
Lester, PA 19113-2090

re: Request for Time Extension on the Operable Unit 2 Feasibility Study, Portsmouth Naval Shipyard, Kittery, ME, May 18, 2005

Dear Fred:

The Maine Department of Environmental Protection has reviewed the extension request referenced above. The Department's comments follow.

1. 1st paragraph: The Navy has proposed a time extension of 203 days for submittal of responses to comments on the OU2 FS. However, the proposed schedule shows resolution of comments with a finish date of 9/20/05, only approximately 90 days after the comment resolution date of 6/1/05 in the current schedule. Please clarify the purpose of the additional 113 days.

In the following paragraph the Navy recommends "postponing the OU2 FS to collect additional information at OU2." Is this time extension in addition to the extension for submittal of responses? If so, please indicate the precise length of time the Navy is recommending for postponing the OU2 FS.

The MEDEP believes it is appropriate to delay the FS report in order to collect additional information at OU2 to better characterize the site. Therefore we do not object to the request in principle. However, until we understand the total length of time for the extension we cannot be in favor of this specific request.

2. We note that no activity is scheduled for OU2 between resolution of comments/follow-up responses (9/20/05) and the start of preparation of the draft QAPP (1/3/06), approximately 100 days. The MEDEP would be much more in favor of an extension request of approximately 100 days than 203 days.

3. According to the attached schedule there will be some overlap of regulator review of the Supplemental RI and the Revised FS reports. We anticipate that the schedule for

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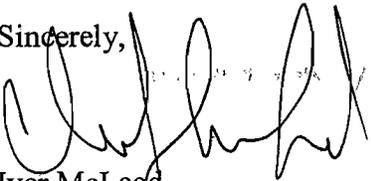
these reports may need to be changed at that time depending on issues that may arise with the Supplemental RI report.

4. Will the money previously allocated for OU2 activities now be used for the Supplemental RI ?

5. Regardless of the schedule for OU2 the Navy must address the erosion at OU2 that was discovered last fall as soon as possible. If erosion is currently occurring it must be addressed immediately.

Please feel free to contact me at (207) 287-8010 if you have any questions:

Sincerely,



Iver McLeod
Project Manager
Bureau of Remediation and Waste Management

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