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NSY PORTSMOUTH
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LETTER AND COMMENTS FROM MAINE DEPARTMENT OF ENVIRONMENTAL
PROTECTION REGARDING DRAFT RECORD OF DECISION FOR OPERABLE UNIT 1 (OU
1) NSY PORTSMOUTH ME
8/26/2010
MAINE DEPARTMENT OF ENVIRONMENTAL PROTECTION



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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August 26, 2010

NAVFAC MIDLANT
9742 Maryland Ave
Bldg Z-144, 1st Floor
Norfolk VA 23511-3095
Attn: Linda Cole

re: Draft Record of Decision for OUI, Portsmouth Naval Shipyard, Kittery, Maine, July 28, 2010

Dear Linda,

The Maine Dept. of Environmental Protection (MEDEP) has reviewed the Draft OUI ROD. We have no substantive comments but several items in the report require attention.

1. At least two references are missing from the document: USEPA 1999 (p. 9) and Navy Feb2008 (p. 11). It would be best to have all references included in a separate reference section, i.e. not just selected references in the Detailed Administrative Record Reference Table. Another option would be to add references to the citations listed above as footnotes.
2. 2.5.2 Conceptual Site Model, p. 12: The first sentence indicates that receptors are shown in Fig. 2-2, Conceptual Site Model. Receptors are not shown in this figure. Please correct.
3. 2.5.2, p. 12: The second paragraph references removal of the old cast-iron pipeline. The OUI FS indicates this line was abandoned but does not say that it was removed. Please clarify.
4. 2.7.1, Risk Characterization, p. 17: This section discusses how excess lifetime cancer risk is calculated. However, no carcinogens were identified as COPCs for soil or groundwater at OUI. Therefore it is not clear why there is any discussion of carcinogenic risk in the ROD. Likewise App. D includes "Calculation of Cancer Risk" tables from the HHRA (with the "cancer risk" columns left blank). Do these need to be included?

Also, please indicate in this section that HQ stands for Hazard Quotient.

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5. 2.11 Principal Threat Waste, p. 24: This section states that principal threat wastes are not present at the site since contaminant concentrations are not highly toxic. One could argue that lead concentrations resulting in a 100% probability of a child resident blood-lead level exceeding 10 ug/dL are "highly toxic." Please provide a better definition of "principal threat wastes" and/or "highly toxic. Does the NCP have a more concise definition?

6. 2.12.2 Description of Selected Remedy, p. 25. This section should include the July 28, 2010 Proposed Remedial Action and Land Use Control Remedial Design Document Schedule that was submitted under separate cover.

7. 3.0 Responsiveness Summary, p. 29. USEPA's 1999 Guide to Preparing Superfund Proposed Plans, Records of Decision, and Other Remedy Selection Decision Documents indicates that the Responsiveness Summary should, in part, explain how stakeholder concerns were addressed. SAPL's concerns were not addressed in this Draft ROD. Indicating that comments related to SAPL's concerns were addressed in separate documents is not acceptable. Please respond to SAPL's concerns in the ROD.

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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