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To <i>Art Wells</i>	From <i>Madeline</i>	
Co. <i>LANTDIV</i>	Co. <i>PWD/NAVSTA</i>	
Dept.	Phone # <i>2005 RDS</i>	
Fax # <i>804-322-4805</i>	<i>(Please review)</i>	

5090
Ser N02C-B13/

U.S. Environmental Protection Agency
 Attn: Mr. Andrew Bellina
 290 Broadway, 22nd Floor
 New York, New York 10007-1866

Gentlemen:

The U.S. Naval Station, Roosevelt Roads have reviewed your letter of February 23, 1996 about the discrepancies found in the RCRA Field Investigation (RFI) Quarterly Progress Report for the period August 1, 1995- October 31, 1995, and our letter of December 28, 1995. We will address each one of your comments following the same format from your letter:

1. In the above mentioned quarterly report we informed you that the data collected for solid waste management units (SWMUs) #6, 12, 14, and AOC B was for internal Navy usage to prioritize funding, and not intended as a replacement for that required pursuant to the September 1995 approved RFI Workplan. Quality assurance/quality control data was not provided since it was not required for the intended Navy purpose. We want to reiterate that it has always been our intention to comply with the approved workplan, as scheduled. The data was submitted as a requirement of Condition B.8 of the Module III of the Resource Conservation and Recovery Act/Hazardous and Solid Waste Amendments (RCRA/HSWA) permit.

2. The Navy recognizes that the quarterly report did not specified the exact date that the free product recovery system was not operated. The system was not in operation at the time that the quarterly report was written, November ¹⁹⁹⁵ ~~1996~~, but it did operate during the months of August and September 1995. The system did not operated from October 1995 to December 1995 due to funding not been available. This information was faxed to Mr. Tim Gordon, form your staff on February 6, 1996 by Mrs. Madeline Rivera from my staff. The October 1995 monthly report will not be submitted since the system did not operate this month.

3. The Navy concurs with your comment.

4. The Navy acknowledges that Interim Corrective Measures for free-phase removal are required to be implemented pursuant to Condition E.4 of Module III of the permit and Condition IX of Appendix C. However, the Navy does not agree with reporting within seven (7) calendar days of cessation in implementation of the free-phase hydrocarbon recovery. This is a new requirement which is not in the final permit. Nevertheless, the monthly and quarterly reports will reflect all activities performed at the site as applicable. Additionally, the Navy will notify EPA via

letter when activities are not performed during a specific month in lieu of the monthly report.

5. The Navy acknowledges and will comply with submission of the monthly reports 30 days following the end of the month. However, the monthly reports for October, November, and December 1995 will not be submitted since no activities were performed at the site as explained in paragraph 2 above.

We appreciate your comments and wish that we will continue working toward environmental compliance.

Sincerely,

S. J. PEÑA
Commander, CEC U.S. Navy
Public Works Officer
By direction of the
Commanding Officer

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