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NAS CECIL FIELD, FL  
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"LETTER OF TRANSMITTAL AND REMEDIAL ACTION PLAN APPROVAL ORDER FOR  
BUILDING 271 TANKS 271 UL, R, SUL AND D NAS CECIL FIELD FL"  
2/14/2003  
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



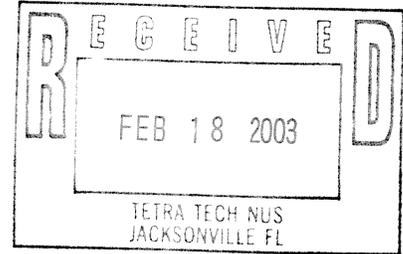
Jeb Bush  
Governor

# Department of Environmental Protection

Twin Towers Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

David B. Struhs  
Secretary

February 14, 2003



Mr. Wayne Hansel  
Code ES245 (UST RPM)  
Southern Division  
Naval Facilities Engineering Command  
P.O. Box 190010  
North Charleston, South Carolina 29419-9010

RE: Remedial Action Plan Addendum, Building 271, Tanks 271  
UL/R/SUL/D, Naval Air Station Cecil Field,  
Jacksonville, Florida

Dear Mr. Hansel:

The Department has completed its review of the Remedial Action Plan Addendum (RAPA) for the Building 271, Tanks 271 UL/R/SUL/D, Naval Air Station Cecil Field, dated January 20, 2003 (received January 28, 2003), prepared and submitted by Tetra Tech NUS, Inc. The RAPA provides reasonable assurances of contributing to the objectives stated in Chapter 62-770, Florida Administrative Code. I have attached a Remedial Action Plan Approval Order signed by Douglas A. Jones specifying the actions to be taken in implementing remedial actions at this site.

If I can be of any further assistance with this matter, please contact me at (850) 245-8997.

Sincerely,

David F. Grabka, P.G.  
Remedial Project Manager

cc: Brian Cheary, FDEP Northeast District  
Debbie Vaughn-Wright, USEPA Region 4  
Paul Calligan, Tetra Tech NUS, Tampa  
Mark Davidson, SouthDiv, Charleston

TJB

JJC

ESN

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Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

David B. Struhs  
Secretary

February 14, 2003

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Commanding Officer  
Attn: Mr. Wayne Hansel, Code ES245  
Southern Division  
Naval Facilities Engineering Command  
Post Office Box 190010  
North Charleston, South Carolina 29419-9010

Subject: Remedial Action Plan Approval Order  
Building 271, Tanks 271 UL/R/SUL/D  
Naval Air Station Cecil Field  
Jacksonville, Duval County

Dear Mr. Hansel:

The Bureau of Waste Cleanup has reviewed the Remedial Action Plan (RAP) dated September 2002 (received September 30, 2002) and RAP Addendum dated January 20, 2003 (received January 28, 2003), submitted for the petroleum product discharge discovered at this site. We found all the documents submitted to date to be adequate to meet the RAP requirements of Rule 62-770.700, Florida Administrative Code (F.A.C.). The Florida Department of Environmental Protection (Department) has determined that the actions proposed in this RAP and RAP Addendum constitute a reasonable strategy toward accomplishing the cleanup objectives of Chapter 62-770, F.A.C. Pursuant to Rule 62-770.700(8), F.A.C., the Department approves the RAP as described in this RAP Approval Order (Order). The operation of the active remediation system should be initiated within 120 days, as required by Rule 62-770.700(10), F.A.C.

You are also required to submit to the Department record drawings (as-built drawings) of the treatment system within 120 days of initiating operation of the active remediation system(s). These drawings must be certified by a professional engineer.

Legal Issues

The Department's Order shall become final unless a timely petition for an administrative proceeding (hearing) is filed under Sections 120.569 and 120.57, Florida Statutes (F.S.), within 21 days of receipt of this Order. The procedures for petitioning for a hearing are set forth below.

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Persons affected by this Order have the following options:

If you choose to accept the above decision by the Department about the RAP you do not have to do anything. This Order is final and effective as of the date on the top of the first page of this Order.

If you disagree with the decision, you may do one of the following:

- (1) File a petition for administrative hearing with the Department's Office of General Counsel within 21 days of receipt of this Order; or
- (2) File a request for an extension of time to file a petition for hearing with the Department's Office of General Counsel within 21 days of receipt of this Order. Such a request should be made if you wish to meet with the Department in an attempt to informally resolve any disputes without first filing a petition for hearing.

Please be advised that mediation of this decision pursuant to Section 120.573, F.S., is not available.

#### How to Request an Extension of Time to File a Petition for Hearing

For good cause shown, pursuant to Rule 62-110.106(4), F.A.C., the Department may grant a request for an extension of time to file a petition for hearing. Such a request must be filed (received) in the Department's Office of General Counsel at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within 21 days of receipt of this Order. Petitioner, if different from Southern Division Naval Facilities Engineering Command, shall mail a copy of the request to Southern Division Naval Facilities Engineering Command at the time of filing. Timely filing a request for an extension of time tolls the time period within which a petition for administrative hearing must be made.

#### How to File a Petition for Administrative Hearing

A person whose substantial interests are affected by this Order may petition for an administrative hearing under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Department's Office of General Counsel at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, within 21 days of receipt of this Order. Petitioner, if different from Southern Division Naval Facilities Engineering Command, shall mail a copy of the petition to Southern Division Naval Facilities Engineering Command at the time of filing. Failure to file a petition within this time period shall waive the right of anyone who may request an administrative hearing under Sections 120.569 and 120.57, F.S.

Pursuant to Section 120.54(5)(b)4.a., F.S., and Rule 28-106.201, F.A.C., a petition for administrative hearing shall contain the following information:

- (a) The name, address, and telephone number of each petitioner, the name, address, and telephone number of the petitioner's representative, if any, the site owner's name and address, if different from the petitioner, the FDEP facility number, and the name and address of the facility;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) An explanation of how each petitioner's substantial interests are or will be affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, or a statement that there are no disputed facts;
- (e) A statement of the ultimate facts alleged, including a statement of the specific facts the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the Department to take with respect to the Department's action or proposed action.

This Order is final and effective as of the date on the top of the first page of this Order. Timely filing a petition for administrative hearing postpones the date this Order takes effect until the Department issues either a final order pursuant to an administrative hearing or an order responding to supplemental information provided pursuant to meetings with the Department.

#### Judicial Review

Any party to this Order has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days after this Order is filed with the clerk of the Department (see below).

#### Questions

Any questions regarding the Department's review of your RAP should be directed to David P. Grabka at (850) 245-8997. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850) 245-2242. Contact with any of the above does

Mr. Wayne Hansel  
February 14, 2003  
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not constitute a petition for administrative hearing or request for an extension of time to file a petition for administrative hearing.

Sincerely,



Douglas A. Jones, Chief  
Bureau of Waste Cleanup  
Division of Waste Management

DAJ/dpg

cc: File

FILING AND ACKNOWLEDGMENT  
FILED, on this date, pursuant to  
§120.52 Florida Statutes, with the  
designated Department Clerk, receipt  
of which is hereby acknowledged.

Debra R. Robinson

Clerk  
(or Deputy Clerk)

2/14/03

Date

# Memorandum

# Florida Department of Environmental Protection

**TO:** David Grabka, P.G., Remedial Project Manager,  
Technical Review Section

**THROUGH:** Tim Bahr, P.G., Supervisor, Technical Review Section ✓

**FROM:** Greg Brown, P.E., Professional Engineer II  
Technical Review Section 

**DATE:** February 4, 2003

**SUBJECT:** Remedial Action Plan and Addendum for Building 271  
Tanks UL/R/SUL/D at Former Naval Air Station Cecil  
Field, Jacksonville, Duval County, Florida

I reviewed the original Remedial Action Plan dated September 2002 (received September 30, 2002). I provided comments in a memorandum dated November 5, 2002. The subject Remedial Action Plan Addendum dated January 20, 2003 (received January 28, 2003) with the original RAP are adequate for their intent. Mr. Steven L. Brashers, P.E., Florida Professional Engineer No. 47151, is the engineer of record for this engineering document. The engineering certification of approval is attached. If you have any questions, please call me at (850) 245-8993.



# Department of Environmental Protection

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Governor

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

David B. Struhs  
Secretary

February 4, 2003

## CERTIFICATION OF APPROVAL

RE: Remedial Action Plan and Addendum for Building 271 Tanks  
UL/R/SUL/D at Former Naval Air Station Cecil Field,  
Jacksonville, Duval County, Florida

I hereby certify that in my professional judgment, the components of this remedial action plan and addendum satisfy the requirements set forth in Chapter 62-770, F.A.C., and that the engineering design features incorporated in this plan provide reasonable assurances of contributing to the achievement of objectives stated in Chapter 62-770, F.A.C., for remedial action. However, I have not evaluated and do not certify aspects of this plan that are outside the limits of my review responsibilities and outside my area of expertise (including but not limited to electrical, mechanical, and structural features). I personally completed this review.

  
Gregory M. Brown, P.E.  
Professional Engineer No. 42194  
Expires February 28, 2005

Date 2/4/03  
Enclosure (1)

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