



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

Received
Monday 16 APR

APR 13 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Mark E. Davidson
US Navy
BRAC Program Management Office SE
4130 Faber Place Drive
Suite 202
North Charleston, SC 29405

Re: Naval Activity Puerto Rico (NAPR), formerly Naval Station Roosevelt Roads, Closure Certification and Site-Specific Risk Assessment for Buildings 2009 and 2009 A - D
EPA I.D. Number PRD2170027203.

Dear Mr. Davidson:

The United States Environmental Protection Agency (EPA) Region 2 has completed its review of the Site-Specific Risk Human Health Assessment Report (the Report) for Buildings 2009 and 2009 A - D, submitted on behalf of the Navy by Mr Russell Bowen's (of your consultant AGVIO/CH2M Hill) letter of March 16, 2007, and the Closure Certification for Buildings 2009 and 2009 A - D, signed on behalf of the Navy by James E. Anderson, Director BRAC PMO Southeast and Ricardo N. Alvarez, a professional engineer registered in Puerto Rico, which is included with the Report.

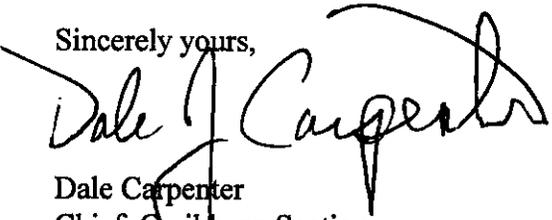
EPA has determined that the Site-Specific Risk Assessment Report is acceptable to demonstrate that the closure activities for Buildings 2009 and 2009 A - D have resulted in an acceptable risk-based clean closure for Buildings 2009 and 2009 A - D. However, the Navy has not acceptably documented that an acceptable institutional control, as discussed in section 2.2.2 (Data Evaluation of TRPH DRO in Soil) of the Report, is in place, which will require the existing and future property owner to maintain the concrete pavement north-northwest of Building 2009 as a cap over soils in that area which contain total recoverable petroleum-hydrocarbon (TRPH) levels slightly exceeding the closure plan clean-closure standard of 100 mg/kg TRPH.

Therefore, prior to EPA's approval of the Closure Certification for Buildings 2009 and 2009 A - D, please submit, within 45 calendar days of your receipt of this letter, documentation that an acceptable institutional control has been established by the US Navy which will require maintenance of the existing concrete pavement north-northwest of Building 2009 by the current and future property owner, and will prohibit intrusive activities in the area containing soils with TRPH levels exceeding the closure plan clean-closure standard of 100 mg/kg TRPH. In addition, please include with that documentation a map clearly identifying: a) the concrete pavement which is required to be maintained as a cap, and b) the area where future intrusive activities will be prohibited.

Alternatively, the Navy could excavate those soils containing TRPH concentrations in excess of 100 mg/kg, and an institutional control would not be necessary. If, upon reevaluation the Navy prefers this option, then in lieu of the requested institutional control documentation, please submit within 45 calendar days of your receipt of this letter, a draft work plan for excavating and then treating or disposing of those soils in the Building 2009 area containing TRPH concentrations in excess of 100 mg/kg.

If you have any questions, please telephone Mr. Tim Gordon, the RCRA Project Manager, at (212) 637- 4167.

Sincerely yours,



Dale Carpenter
Chief, Caribbean Section
RCRA Programs Branch

cc: Ms. Yarissa Martinez, P.R. Environmental Quality Board
Mr. Julio I. Rodriguez Colon, P.R. Environmental Quality Board
Lt. Commander Kalal, US Navy, NAPR
Mr. David Criswell, US Navy, BRAC PMO SE
Mr. Matt Lary, TechLaw Inc.
Mr. Russell Bowen, AGVIQ/CH2MHill