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PUERTO RICO NS
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LETTER REGARDING U S NAVY INTENTION TO WITHDRAW NAVAL STATION PART B
SUBPART X PERMIT APPLICATION OF 28 JUNE 1993 NAVAL ACTIVITY PUERTO RICO
9/27/2000
NAVAL ACTIVITY PUERTO RICO



DEPARTMENT OF THE NAVY
U S NAVAL STATION ROOSEVELT ROADS
PSC 1008 BOX 3001
FPO AA 34051-0001

5090

Ser. N02C-A61/1240
27 SEP 2000

5090-12-6-3

Mr. Raymond Basso
Chief, RCRA Programs Branch
U.S. Environmental Protection Agency, Region 2
290 Broadway, 26th Floor
New York, NY 10007-1866

Dear Mr. Basso:

This letter is to inform you of our intention to withdraw the U.S. Naval Station, Roosevelt Roads (NSRR), Puerto Rico Part B, Subpart X permit application of June 28, 1993. As you know, this Interim Status Open Burning/Open Detonation (OB/OD) facility is located within the Atlantic Fleet Weapons Training Facility (AFWTF) Live Impact Area (LIA), and as such, it is not feasible to complete RCRA closure at this time. Therefore, we are requesting EPA approval to delay final closure until such time that the AFWTF impact range closes.

In order to facilitate this request, the Navy would consider reopening the January 10, 1999 3008(h) Consent Order for inclusion of the OB/OD facility (identified as Solid Waste Management Unit (SWMU) 3 in the October 1988 Resource Conservation and Recovery Act Facility Assessment (RFA)).

The October 1988 RFA for AFWTF Vieques, Puerto Rico also identified two additional SWMUs, SWMU 9 (Explosive Ordnance Firing Range) and SWMU 11 (Non Explosive Ordnance Firing Range). The RFA states that the "wastes" managed at these areas were/are explosive ordnance and non-explosive ordnance from training exercises. The 40 CFR 266 Subpart M, Military Munitions Rule, specifically states that munitions are not solid wastes when used for their intended purpose. Therefore, in as much as, no solid or hazardous wastes were handled at SWMUs 9 and 11, we believe it would be inappropriate to include these two areas in an amended 3008(h) order.

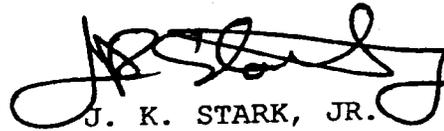
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It is requested that you advise us of any other requirements necessary to gain this approval. For more information, do not hesitate to call me at (787) 865-4444, or Mr. S. Castillo, Director, Environmental Engineering Division, Public Works Department, at (787) 865-3155 to discuss this issue.

Sincerely,



J. K. STARK, JR.
Captain, U.S. Navy
Commanding Officer

Copy to:

CNO

CINCLANTFLT (N465)

CNRSE (NSE1)

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