



DEPARTMENT OF THE NAVY
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
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ALAMEDA POINT
SSIC NO. 5090.3

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Ser BPMOW.GC/0321
January 19, 2005

Ms. Marcia Liao
Project Manager
State of California Environmental Protection Agency
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, CA 94710

Dear Ms. Liao:

Subj: IDENTIFICATION OF STATE "APPLICABLE" OR "RELEVANT AND APPROPRIATE" REQUIREMENTS (ARARS) FOR INSTALLATION RESTORATION SITES 3, 4, 11 AND 21 IN OPERABLE UNIT 2B AT ALAMEDA POINT, ALAMEDA, CALIFORNIA

Pursuant to previous discussions and to accomplish the goals of Alameda Point, Installation Restoration (IR) program, we are hereby requesting that the Department of Toxic Substances Control (DTSC) identify potential State chemical-specific, action specific, and location specific ARARs for Installation Restoration Sites 3, 4, 11, and 21 which are located in Operable Unit 2B. Information on these sites can be found in the draft Operable Unit (OU) 1 Remedial Investigation Report, of April 1, 2004.

In addition, the Department of the Navy (DON) is requesting that the State of California identify any other criteria, advisories, guidance, and proposed standards that the State requests be considered (TBCs) for the above identified sites. Please coordinate responses from all California state agencies.

Timely identification of potential State ARARs is required under Section 121(d)(2)(A) of CERCLA and under the National Contingency Plan (NCP), 40 CFR 300.400(g) and 300.515(d) & (h). Experience to date around the country has shown that a failure to identify ARARs with sufficient precision, early in the process, can cause severe disruptions in timely implementation of remedial action. To ensure timely and complete ARARs identification, please include the following information:

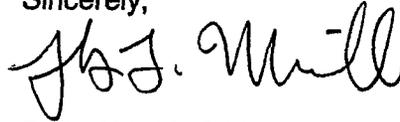
1. A specific citation to the statutory or regulatory provision(s) for the potential State ARAR and the date of enactment or promulgation.
2. A brief description of why the potential STATE ARAR is applicable or relevant and appropriate to the particular IR Site.
3. A description of how the potential State ARAR would apply to potential remedial action, including: specific numeric discharge, effluent, or emission limitations; hazardous substance/constituent action or cleanup levels; etc., if the State intends to take the position that the potential State ARAR includes such limitations, levels, etc.

4. If the State believes its proposed ARAR is more stringent than the corresponding Federal ARAR, please provide the rationale and technical justification for this position.

5. If the State determines that there is not enough information to fully respond to our request, please identify any additional information that would be required to support identification of State ARARs and their application.

Consistent with 40 CFR 300.515(h)(2), we are requesting that you send a response via first class mail addressed to me and postmarked within 30 calendar days of receipt of this request. If you have any technical questions concerning this request, please call Ms. Glenna Clark at (619) 532-0951. For any legal questions, please call Mr. Rex Callaway, Environmental Counsel at (619) 532-0988.

Sincerely,



THOMAS MACCHIARELLA
BRAC Environmental Coordinator
By direction of the Director

Copy to:
Ms. Judy Huang
Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612