



DEPARTMENT OF THE NAVY
SOUTHWEST DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
1220 PACIFIC HIGHWAY
SAN DIEGO, CA 92132-5190

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MCAS EL TORO
SSIC #5090.3

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03 Aug 2001

Ms. Nicole Moutoux
U.S. Environmental Protection Agency
Region IX, (SFD 8-2)
Hazardous Waste Management Division
75 Hawthorne Street
San Francisco, CA 94105-3901

Subj: FEDERAL FACILITY AGREEMENT SCHEDULE, OPERABLE UNIT (OU)-1
(SITES 18), AND (OU)-2A (SITE 24), MARINE CORPS AIR STATION (MCAS)
EL TORO

Dear Ms. Moutoux:

This letter is sent to request an extension to the MCAS El Toro Federal Facility Agreement (FFA) Appendix A Schedule for Primary Documents. Operable Units (OU)-1 and (OU)-2A require a revised milestone deliverable date for the Draft Record of Decision, as previously discussed with the BCT, and as outlined in the most recent extension request dated 15 May 2001. Enclosure (1) presents our FFA schedule with the revised primary milestones incorporated. This request will extend the deliverable date for the Draft Record of Decision by six weeks, and is made pursuant to Sections 9.2 (a) (10.1 (k)) and 9.2 (g) of the FFA.

The 15 May 2001 extension request outlined the need for additional time in order to allow for the IDP Settlement Agreement to be routed through the four agencies that would ultimately be signing it. I am delighted to report that excellent progress has been made, with three of the four necessary signatures being obtained to date (OCWD, IRWD, Deputy Assistant Secretary of the Navy), with the Department of Justice pending.

As you recall, the "Preliminary Draft Final Proposed Plan", which was provided as the FFA primary deliverable, was submitted to the BCT on 11 August 2000, and commented upon. These comments have been incorporated and have undergone internal review. As the DOJ has expressed quite clearly in the past, the Proposed Plan, which incorporates settlement language, is not to be distributed until the Settlement Agreement itself has been signed by all parties. To minimize the impact of this requirement, we have provided the latest version, the Draft Final Proposed Plan (DFPP) to the DOJ for their final review, while they are undertaking their final review of the Settlement Agreement. We fully expect to have DOJ review of the DFPP completed well in advance of their signature of the Settlement Agreement. This will afford us the opportunity to finalize the document and have it copied so that it can be sent out as soon as the Settlement Agreement is signed. As previously proposed and agreed upon, we have scheduled that the BCT review of this document could be shortened to two weeks given their previous review.

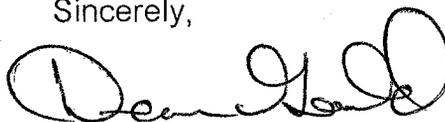
The settlement Agreement was forwarded to the Navy Litigation Office the week of 23 July 2001, who in turn forwarded it to DOJ who is now in receipt of the document. The primary cause for this extension request is due to the additional, unanticipated time that was needed to obtain Navy signature. A conference call was held this week between DOJ, the Navy Litigation Office and SWDIV BRAC, to identify the minimum time needed to finalize the settlement Agreement. As previously requested, we still estimate that the time needed for DOJ signature is six weeks. The remaining milestones are as indicated below.

| <u>Activity</u> | <u>Action Complete Date</u> |
|---|------------------------------|
| Issue Draft Final PP | 14 September 2001 |
| BCT Review of DF PP | 28 September 2001 |
| Incorporate Comments, SWDIV Final Review, Print, Mail | 19 October 2001 |
| Public Comment Period | 19 November 2001 |
| Public Meeting | 07 November 2001 (tentative) |
| Prepare Responsiveness Summary | 17 December 2001 |
| Issue Draft ROD to BCT | 09 January 2002 |
| Issue Responsiveness Summary to BCT | 09 January 2002 |

Please note that the schedule above only reflects a 30 day public comment period. While we hope for this to be the true duration, there is the very strong likelihood that an extension to 60 days will be asked for. Should this be the case, an additional FFA extension request will be submitted to the BCT at that time.

As shown, the proposed date for submitting the Draft ROD will change from 28 November 2001 to 09 January 2002. We do believe that this full amount of time will be needed, but in working with the DOJ, we will look to expedite the agreement through their chain of command as much as possible. Thank you in advance for your support for what is expected to be the last lengthy extension request. Please call me at (619) 532-0784 should you have any questions, or need additional information.

Sincerely,



DEAN GOULD
Base Realignment and Closure
Environmental Coordinator
By direction of the Commander

Enclosure: 1. Appendix A FFA Schedule of Submittals

Copy to: (w/encl)
Mr. John Scandura, DTSC
Ms. Patricia Hannon, Cal RWQCB, Santa Ana Region

APPENDIX A MCAS El Toro Schedule

| <u>Operable Unit (OU)-1: Site 18</u> | <u>Current Completion Dates</u> | <u>New Completion Dates</u> | <u>Change in Dates</u> |
|---|-------------------------------------|---------------------------------|----------------------------|
| Phase I Tech Memo | 7 May 93 | No Change | |
| Draft Phase II Work Plan | 9 Nov 93 | No Change | |
| Draft Remedial Investigation | 30 Dec 94 | No Change | |
| Draft Interim Action Feasibility Study | 15 Oct 95 | No Change | |
| Draft Final Interim Action Feasibility Study | 9 Aug 96 | No Change | |
| *Agency Approval of Draft Final | 11 Oct 96 | No Change | |
| *Response to Regulatory Draft Final Comments | 15 Jan 98 | No Change | |
| Draft Proposed Plan | 18 Dec 95 | No Change | |
| *re-Draft Proposed Plan | 24 Nov 98 | No Change | |
| 3 rd Draft Proposed Plan | 31 Mar 00 | No Change | |
| Draft Final Proposed Plan | 11 Aug 00 | No Change | |
| Draft Record of Decision | 28 Nov 01 | 09 Jan 02 | +6 Weeks |
| <u>OU-2A: Site 24 (Vadose Zone)</u> | | | |
| Phase I Tech Memo | 7 May 93 | No Change | |
| Draft Phase II Work Plan | 20 Mar 95 | No Change | |
| Start Phase II Field Work | 20 Jul 95 | No Change | |
| Draft Remedial Investigation | 20 Feb 96 | No Change | |
| Draft Feasibility Study | 9 Aug 96 | No Change | |
| Draft Proposed Plan | 11 Mar 97 | No Change | |
| Draft Record of Decision | 1 Jul 97 | No Change | |
| Draft Final Record of Decision | 24 Sep 97 | No Change | |
| Draft Remedial Design/Remedial Action Work Plan | 6 Jan 98 | No Change | |
| Draft Final Remedial Design | 11 Aug 98 | No Change | |
| Draft Construction Quality Assurance Plan | 11 Aug 98 | No Change | |
| Draft Construction Quality Control Plan | 11 Aug 98 | No Change | |
| Draft Contingency Plan | 11 Aug 98 | No Change | |
| Draft Project Closeout Report | 22 Apr 02 | No Change | |
| <u>OU-2A: Site 24 (Groundwater)</u> | | | |
| Phase I Tech Memo | 7 May 93 | No Change | |
| Draft Phase II Work Plan | 20 Mar 95 | No Change | |
| Start Phase II Field Work | 20 Jul 95 | No Change | |
| Draft Remedial Investigation | 20 Feb 96 | No Change | |
| Draft Feasibility Study | 9 Aug 96 | No Change | |
| Draft Final Feasibility Study | 5 Dec 97 | No Change | |
| *Agency Approval of Draft Final | 23 Mar 98 | No Change | |
| Draft Proposed Plan | 24 Nov 98 | No Change | |
| 2 nd Draft Proposed Plan | 31 Mar 00 | No Change | |
| Draft Final Proposed Plan | 11 Aug 00 | No Change | |
| Draft Record of Decision | 28 Nov 01 | 09 Jan 02 | + 6 Weeks |
| <u>OU-2B: Sites 2 & 17</u> | | | |
| Phase I Tech Memo | 7 May 93 | No Change | |
| Draft Phase II Work Plan | 20 Mar 95 | No Change | |
| Start Phase II Field Work | 20 Jul 95 | No Change | |
| Draft Remedial Investigation | 20 Mar 96 | No Change | |
| Draft Final Remedial Investigation | 6 Sep 96 | No Change | |
| Draft Feasibility Study | 6 Sep 96 | No Change | |
| Draft Final Feasibility Study | 18 Mar 97 | No Change | |
| Draft Proposed Plan | 18 Sep 97 | No Change | |

APPENDIX A MCAS El Toro Schedule

| | Current <u>Completion Dates</u> | New <u>Completion Dates</u> | Change in <u>Dates</u> |
|--|------------------------------------|--------------------------------|---------------------------|
| <u>OU-2B: Sites 2 & 17 (continued)</u> | | | |
| Draft Final Proposed Plan | 28 Jan 98 | No Change | |
| Draft Record of Decision | 4 Nov 98 | No Change | |
| Draft Final Record of Decision | 17 Jun 99 | No Change | |
| <u>OU-2C: Sites 3 & 5</u> | | | |
| Phase I Tech Memo | 7 May 93 | No Change | |
| Draft Phase II Work Plan | 20 Mar 95 | No Change | |
| Start Phase II Field Work | 20 Jul 95 | No Change | |
| Draft Remedial Investigation | 20 Apr 96 | No Change | |
| Draft Final Remedial Investigation | 8 Oct 96 | No Change | |
| Draft Feasibility Study | 8 Oct 96 | No Change | |
| Draft Final Feasibility Study | 13 Feb 97 | No Change | |
| Draft Proposed Plan | 18 Sep 97 | No Change | |
| Draft Final Proposed Plan | 28 Jan 98 | No Change | |
| Draft Record of Decision | 15 Mar 99 | No Change | |
| Draft Final Record of Decision | 14 Nov 01 | No Change | |
| <u>OU-3: Sites 4, 6, 9, 10, 13, 15, 19, 20, 21 & 22 and OU-2A: Site 25</u> | | | |
| Draft Remedial Investigation | 20 Nov 96 | No Change | |
| Draft Feasibility Study | 20 Mar 97 | N/A | |
| Draft Proposed Plan | 15 Apr 97 | No Change | |
| Draft Record of Decision | 21 Aug 97 | No Change | |
| <u>OU-3: Sites 8, 11, & 12</u> | | | |
| Draft Remedial Investigation (included Site 16) | 20 Nov 96 | No Change | |
| Draft Feasibility Study (FS) | 10 Jul 97 | No Change | |
| Draft Final Feasibility Study | 13 Jan 98 | No Change | |
| *Agency Approval of Draft Final | 22 Jun 98 | No Change | |
| Draft Proposed Plan | 28 Jul 98 | No Change | |
| Draft Final Proposed Plan | 17 Mar 99 | No Change | |
| Draft Record of Decision | 7 Jun 99 | No Change | |
| <u>OU-3: Sites 7 & 14</u> | | | |
| Draft Remedial Investigation | 7 Sep 99 | No Change | |
| Draft Feasibility Study | N/A | No Change | |
| Draft Proposed Plan | 9 Mar 00 | No Change | |
| Draft Record of Decision | 22 Nov 00 | No Change | |
| <u>OU-3: Site 16</u> | | | |
| Draft Remedial Investigation | 20 Nov 96 | No Change | |
| Draft Feasibility Study | 18 Feb 00 | No Change | |
| Draft Proposed Plan | 23 May 01 | No Change | |
| Draft Record of Decision | 09 Nov 01 | No Change | |
| <u>OU-3: Site 1</u> | | | |
| Draft Remedial Investigation | 19 Feb 02 | No Change | |
| Draft Feasibility Study | 07 Dec 02 | No Change | |
| Draft Proposed Plan | 19 Mar 03 | No Change | |
| Draft Record of Decision | 26 Aug 03 | No Change | |

This schedule reflects current/proposed FFA milestones.

* Not an enforceable FFA deliverable