



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

5090  
Ser 96CC.GB/0489  
May 7, 2002

Ms. Triss Chesney, DTSC  
State of California Environmental Protection Agency  
Department of Toxic Substances Control  
Base Closure Unit – Southern California Operations  
5796 Corporate Avenue  
Cypress, CA 90630

**SUBJECT: CONCURRENCE FOR THE NON-MITIGATION APPROACH FOR  
SEISMIC EVENTS IN FAVOR OF THE REPAIR-UPON-BEING-DAMAGED  
APPROACH AT MCAS EL TORO IRP SITE 2 LANDFILL.**

Dear Ms. Chesney:

The purpose of this letter is to request timely concurrence and response for the Navy's approach to addressing lateral deformation to the landfill cap proposed at IRP Site 2. It is reminded that regardless of the cause, that in accordance with the ROD and the California Code of Regulations, that the navy is obligated to restore the landfill caps to fully functional status.

During the last conference call on this topic on April 25, 2002 the EPA stated support for the proposed approach, and deferred to the DTSC. It was acknowledged that the subject landfill is not active and that there are no structures or dwellings at risk if an earthquake were to occur. Dixie Lass of the RWQCB, in a meeting earlier this spring stated that the RWQCB did not have any concerns with regard to seismic mitigation, noting that the Navy would be responsible for addressing any problems that prevented the caps from performing as needed.

In an effort to ensure that there is BCT concurrence with regard to the Geotechnical Evaluation performed and the representativeness of the potential for lateral deformation during a maximum credible earthquake, the Navy, through their contractor, has sent all information requested to date by the DTSC on this issue. We are rapidly approaching the point where we will not be able to produce the 90% Design Package by the May 29, 2002 due date, as dictated by the FFA schedule, unless we have obtained DTSC input in a timely manner.

We request a response by Friday, May 10, 2002. Without the response and early resolution of issues, an extension request will need to be made by DTSC, and the overall schedule will be impacted respectively. Thank you for your attention to this matter. Should you have any questions or concerns, you may contact the project RPM, Gordon Brown, at (619) 532-0791.

Sincerely

A handwritten signature in black ink, appearing to read "D. Gould", written over a large, circular scribble.

DEAN GOULD  
Base Closure Manager  
By direction of the Commander

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