



California Regional Water Quality Control Board

Santa Ana Region



C. Lloyd, Ph.D.
Agency Secretary

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Arnold Schwarzenegger
Governor

M60050_003485
MCAS EL TORO
SSIC NO. 5090.3.A

February 14, 2005

Base Realignment and Closure
Attn: Mr. Darren Newton
BRAC Environmental Coordinator
7040 Trabuco Road
Irvine, CA 92618

COMMENTS ON DRAFT FINAL RECORD OF DECISION, OPERABLE UNIT 2A, SITE 24 – VOC SOURCE AREA, VADOSE ZONE, FORMER MARINE CORPS AIR STATION, EL TORO, SWRCB GEOTRACKER ID: STL8R2654056

Dear Mr. Newton:

We have reviewed the above referenced document, dated January 11, 2006, which we received on January 23, 2006. We have no comments on this version of the document.

We do, however, continue to disagree on the five-year review issue. We were not swayed to change our opinion by your lengthy response to our comment on the draft document. This portion of Site 24, the vadose zone, had a remedy selected and applied. The remedial action was successful in reducing the vadose zone contaminants of concern and obtaining performance goals. When active remedial actions are terminated or completed, the remedy is reviewed five years after the decision document is signed. We do not understand why a second decision document is necessary for Site 24 in which one of the two selected remedial actions is complete and successful and the other remedy is under construction. We would expect a "remedial action complete" document for closure of the soil portion of the site.

The five-year review is a federal regulatory requirement. The Navy, as the lead agency, and the U. S. Environmental Protection Agency, Region 9, agreed that the five-year review is not required. It is our opinion that omitting the five-year review may have circumvented the CERCLA process.

For any questions, please call me at (951) 782-4494, or send email to jbroderick@waterboards.ca.gov.

Sincerely,


John Broderick
SLIC/DoD Section

cc via email: Mr. Richard Muza, US EPA, Region 9
Mr. Frank Cheng, DTSC, Office of Military Facilities
Ms. Marc Smits, NAVFACENCOM, Southwest Division

California Environmental Protection Agency

