



DEPARTMENT OF THE NAVY
SOUTHWEST DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
ENVIRONMENTAL DIVISION
1220 PACIFIC HIGHWAY, RM 18
SAN DIEGO, CALIFORNIA 92132-5181

N00247.000030
NTC SAN DIEGO
SSIC #5090.3

5090
Ser 1832.MR/010
January 19, 1994

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Alvaro Gutierrez
Project Manager
State of California Environmental Protection Agency
Department of Toxic Substances Control, Region 4
Site Mitigation Branch
245 Broadway, Suite 350
Long Beach, CA 90802

Subj: Identification of State "Applicable" or "Relevant and Appropriate" Requirements (ARARs) For Time Critical Removal Action at the "MCRD" Landfill located at Naval Training Center San Diego IR Site #1

Dear Mr. Gutierrez:

Pursuant to our previous discussions and consistent with §V.A.2.c of the August 1, 1990 Memorandum of Understanding Between the Department of Health Services, the State Water Resources Control Board, and the Regional Water Quality Control Boards For the Cleanup of Hazardous Waste Sites, we are hereby requesting that the Department of Toxic Substances Control, as the lead agency for the State of California, identify potential State action-specific ARARs for IR Site #1.

In our letter of March 20, 1992, we transmitted to you preliminary site characterization data for IR Site #1 (i.e., Water Soild Waste Quality Assessment Test). The site characterization data should allow you to begin to identify, with some specificity, State action-specific ARARs. The removal action at the Landfill consists solely of grading of surface soils as an interim measure to minimize the release of methane gas generated as a result of the decomposition of oragnic wastes placed in the landfill. Attached, you will find a copy of the Action Memorandum prepared for the removal action performed at this site.

In addition, the Department of the Navy 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 IR Site.

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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, can cause severe disruptions in timely completion of a remedial action. To ensure timely and complete ARARs identification, for the IR Site listed above, 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 OU (or 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 provide a DRAFT list of State ARARs no later than December 15, 1993 to be followed by a formal response via first class mail addressed to me and postmarked within 30 calendar days of receipt of this request. Please direct any technical questions that you may have concerning this request to the undersigned (619-532-2450) and any legal questions to Ms. Kate DeMane, Assistant Counsel (Environmental), SOUTHWESTNAVFACENGCOM, (619) 532-3367).

Sincerely,



MICHAEL RADECKI
Remedial Project Manager
By direction of
the Commanding Officer

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ACTION MEMORANDUM FOR TIME CRITICAL
REMOVAL ACTION

DATED 29 DECEMBER 1993

IS ENTERED IN THE DATABASE AND FILED AT
ADMINISTRATIVE RECORD NO. N00247.000189