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DEPARTMENT OF THE NAVY
ATLANTIC DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
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IN REPLY REFER TO:

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18133:CM:cag

13 APR 1995

From: Commander, Atlantic Division, Naval Facilities Engineering Command
To: Commanding Officer, Naval Station, Roosevelt Roads
Subj: SANITARY LANDFILL, MCON P-504, NAVSTA ROOSEVELT ROADS, PUERTO RICO

- Ref:
- (a) Project Scoping Meeting at NAVSTA on 14 Mar 95
 - (b) PHONCON NAVSTA Roosevelt Roads (Ms. T. Price-Negron)/LANTDIV (Messers C. Menia, B. Bush, P. Smith) on 14 Mar 95
 - (c) NAVSTA Roosevelt Roads Sanitary Landfill Operating Plan dtd Aug 92
 - (d) NAVSTA Roosevelt Roads Sanitary Landfill Permit, License RSP-0002 Permit DS-2 dtd 28 Nov 94

1. During reference (a), the regulatory requirements for the subject project were discussed. During reference (b), LANTDIV Counsel rendered his opinion that any petition to the Puerto Rican Environmental Quality Board (EQB) correlating reference (c) to reference (d) as the sole regulatory requirement, should include a waiver to specific requirements of the EQB Non-Hazardous Solid Waste Regulation (NHSWR) for existing sanitary landfill facilities that are not incorporated in reference (c).

2. As discussed during reference (b), LANTDIV (Code 1813) has compared reference (c) and the Plan of Action for the project as presented during reference (a) to the EQB NHSWR. Based upon this evaluation, LANTDIV (Code 1813) has determined that there are numerous rules under EQB regulations that NAVSTA must comply with. They can be addressed as part of the MCON P-504, incorporated into any waiver to EQB or addressed through the BOS contract to ensure that NAVSTA is fully compliant with the EQB NHSWR.

3. During reference (a), it was learned that the intention of NAVSTA was not to develop and construct a "new" subtitle D landfill, but to construct a 10 acre vertical lift within the existing 85 acre sanitary landfill. Based upon this fact, the entire 85 acre landfill is defined, per the EQB NHSWR Rule 103, to be a "Solid Waste Facility", a "Solid Waste Disposal Facility" and an "Existing Sanitary Landfill Facility" and as such is subject to regulation per Rule 202 of the EQB NHSWR. Specifically, the following Chapter and Rules apply to the NAVSTA's existing 85 acre sanitary landfill:

Subj: SANITARY LANDFILL, MCON P-504, NAVSTA ROOSEVELT ROADS,

(a) Rule 401 -General Prohibitions for Non-Hazardous Solid Waste Facilities-Sections 3,5,9

(b) Rule 402 -Location Restrictions for Non-Hazardous Solid Waste Facilities- Section 5

(c) Rule 502 -Operating Plans for Non-Hazardous Solid Waste- Sections 1-3

(d) Rule 503 -Monitoring, Recordkeeping, Sampling and Testing Methods- Sections 1-7

(e) Rule 504 -Additional Recordkeeping Requirements for SL Facilities- Sections 1-3

(f) Rule 602 - Operation Rules- Sections 1-17

(g) Rule 603- Personnel- Sections 1-3

(h) Rule 604- Training- Sections 1-3

(i) Rule 605- Equipment-Sections 1-4

(j) Rule 606- Additional Operational Rules- Sections 1-8

(k) Chapter 7- Groundwater Quality Monitoring and Corrective Action, in its entirety

(l) Rule 801- Closure and Post Closure- Sections 3,4

(m) Rule 1002- Permits for Constructing New or Modified Non-Hazardous Solid Waste Facilities- Sections 1-8

(n) Rule 1003- Permit to Operate a Non-Hazardous Solid Waste Facility- Sections 1-9

4. Should you desire to discuss these regulations and how they apply to the subject project please contact Mr. Chris Menia at (804)322-4753.



W. H. RUSSELL
By direction

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