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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

NOV 7 2001

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Christopher T. Penny  
Project Coordinator  
Installation Restoration Section (South)  
Environmental Program Branch  
Environmental Division,  
Atlantic Division (LANTDIV), Code 182  
Naval Facilities Engineering Command  
1510 Gilbert Street  
Norfolk, VA 23511-2699

Re: Atlantic Fleet Weapons Training Facility, Vieques Island, PR  
EPA I.D.# PRD980536221, Revised Draft Final Community Relations Work Plan.

Dear Mr. Penny:

The United States Environmental Protection Agency (EPA) Region 2 has completed its review of the revised Draft Final Community Relations Work Plan submitted to EPA on behalf of the Navy by CH2MHILL's [Mr. Martin Clasen's] E-mail of October 15, 2001. This document was submitted pursuant to requirements of the RCRA 3008(h) Order on Consent (the Order), which became effective January 20, 2000. This letter is addressed to you as the Navy's designated Project Coordinator, pursuant to Section IX of the Order.

As you may be aware, pursuant to Conditions VI.B.4 and VI.B.7 of the Order, the Phase 1 RFI Workplan and Full RFI Work plans are required to include acceptable Community Relations Plans. To fulfill those requirements, the Navy has developed a single Community Relations Work Plan, which you have indicated would be included as part of an RFI "Master Work Plan", a document giving Standard Operating Procedures, Health and Safety Plans, etc., applicable to both the Phase 1 RFI Workplan and Full RFI Workplans described in the Order. The most recent version of the RFI "Master Work Plan" was submitted to EPA on behalf of the Navy by CH2MHILL's [Mr. Martin Clasen's] letter of June 26, 2001.

As you know, EPA has not yet approved that RFI "Master Work Plan", because it did not contain an acceptable Community Relations Plan. Since June 26<sup>th</sup>, EPA has exchanged several E-mails and held several conference calls with you and your contractor's [CH2MHILL] staff to try and resolve the outstanding issues regarding developing an acceptable Community Relations Plan.

However, the most recent revised Draft Final Community Relations Work Plan (the CRWP) submitted to EPA on behalf of the Navy by Mr. Martin Clasen's [of CH2MHILL] E-mail of October 15, 2001 is still not approvable, since it places most of the obligations to actually implement the tasks of the CRWP on EPA's shoulders. For example in Section 2.3.2 of the CRWP it is stated that "It is anticipated that EPA will serve as the lead agency for conducting the interviews... and EPA will take the lead in contacting interested citizens and local officials to schedule the interviews." In Section 2.4.2 it is stated that "EPA would take the lead in holding public meetings... and EPA would take the lead in establishing and maintaining [a Technical Review Committee (TRC) or Restoration Advisory Board (RAB)]."

This approach is neither acceptable, nor consistent with the requirements of the Order. Conditions VI.B.5 and VI.B.8 of the Order respectively require that "...[the] Navy shall implement the EPA-approved Phase 1 RFI Workplan..." and Full RFI Work plans, which, as discussed above, must include acceptable Community Relations Plans, pursuant to Conditions VI.B.4 and VI.B.7 of the Order, respectively. Accordingly, we believe the Navy's obligation to implement the CRWP is clear.

To assist the Navy in developing an approvable CRWP, EPA has revised the CRWP submitted on behalf of the Navy by Mr. Clasen's E-mail of October 15, 2001. A copy of the EPA revised CRWP is enclosed. Due to different word processing programs, EPA was not able to modify the file submitted by Mr. Clasen so as include all Figures referenced in the CRWP. EPA will forward, via E-mail, an electronic file containing the EPA revised CRWP. Please then modify that file to include all Figures referenced in the CRWP.

In addition, EPA has revised the Fact Sheet included as Appendix D to the CRWP by Mr. Clasen's E-mail of October 15, 2001. A copy of the EPA revised Fact Sheet is enclosed. Please replace the Fact Sheet in the CRWP with the enclosed EPA revised Fact Sheet. EPA will also forward, via E-mail, an electronic file containing the EPA revised Fact Sheet.

Also, EPA has deleted from the CRWP any reference to the "RCRA Joint Interest Group", as well as Appendix B which listed the membership of the "RCRA Joint Interest Group". The "RCRA Joint Interest Group" is an informal group, not an official body. Accordingly, it should not be cited in the CRWP.

Pursuant to Section XI of the Order, no later than 75 calendar days from your receipt of this letter, please submit, as part of the RFI "Master Work Plan", a revised CRWP and Fact Sheet, as given in the enclosures to this letter. If you wish to request a meeting, pursuant to Section XI of the Order, to discuss the above comments and/or the enclosed EPA revised CRWP and Fact Sheet, please indicate in writing within 15 calendar days of your receipt of this letter.

If you have questions regarding any of the above, please telephone Mr. Tim Gordon of my staff, the designated Projector Coordinator under the Order, at (212) 637- 4167.

Sincerely yours,



George Pavlou  
Director  
Division of Environmental Planning and Protection

Enclosures

cc: Mr. Carmelo Vasquez, PREQB, w/encls.  
Captain John R. Warnecke, Commanding Officer, Naval Station Roosevelt Rds, w/o encls.  
Ms. Madeline Rivera, Naval Station Roosevelt Roads, Public Works Office, w/encls.  
Mr. Martin Clasen, CH2MHILL, w/encls.  
Mr. John Tomik, CH2MHILL, w/o encls.  
Ms. Kathy Rogovin, Booz Allen & Hamilton, w/o encls.