



DEPARTMENT OF THE NAVY

NAVAL FACILITIES ENGINEERING COMMAND

200 STOVALL STREET

ALEXANDRIA, VA 22332-2300

IN REPLY REFER TO

21 December 1989

From: Ray Goldstein, Assistant Counsel (Environmental), Office of Counsel, Naval Facilities Engineering Command
To: Elsie Munsell, Assistant General Counsel (Environmental), Office of the General Counsel

Subj: FEDERAL FACILITY AGREEMENT FOR MCB CAMP LEJEUNE

Ref: (a) CNO ltr 5090 Ser 453/8U586094 of 19 Sep 1988

Encl: (1) COMLANTNAVFACENGCOM ltr dtd 18 Dec 1989 to COMNAVFACENGCOM
(2) Federal Facility Agreement dtd 6 Dec 1989
(3) Letter of Intent to Execute Federal Facility Agreement
(4) North Carolina Department of Environment, Health, and Natural Resources ltr dtd 5 Dec 1989

1. By enclosure (1), COMLANTNAVFACENGCOM forwarded to COMNAVFACENGCOM a Federal Facility Agreement (FFA) for Marine Corps Base (MCB) Camp Lejeune, enclosure (2), which has been negotiated with, and the terms of which have been agreed to by, Region IV of the U.S. Environmental Protection Agency (EPA) and the State of North Carolina.

2. Unlike other FFAs that have been forwarded to your office, a different signing procedure has been negotiated for this FFA. Rather than having the FFA signed by the parties and then sent out for public comment, a Letter of Intent to Execute the FFA, enclosure (3), will be signed by the parties at this time. The ASN(S&L) is last in line to sign the Letter of Intent. After all of the parties have signed the Letter of Intent, EPA will make the FFA available to the public for comment. After the public comments are addressed and modifications, if any, to the FFA are negotiated, the FFA will be signed by the parties and become a final agreement at that time. This signing procedure has the public relations benefit of doing away with the need to explain to the public that comments will be fully considered by the parties even though the FFA has already been signed by the parties.

3. The negotiators from LANTDIV and the Marine Corps reached an agreement with EPA Region IV regarding all of the issues in the FFA several months ago. However, the State of North Carolina still had three areas of disagreement with the Department of the Navy. By enclosure (4) the State of North Carolina recently indicated that its concerns have been resolved. If this FFA is signed and approved by all of the parties, it will be the second "three-party" FFA -- one in which the State is a party along with EPA. It will also be the first FFA for a Marine Corps facility. It should also be noted that the FFA covers both MCB Camp Lejeune and Marine Corps Air Station New River.

*LANTDIV leading the way
w/ limited staff!!
Great Job!!*

4. NAVFACENGCOM recommends that the original enclosure (3) be executed. Pursuant to reference (a), we recommend that the original enclosure (3) be forwarded to CNO (OP-45) for review and forwarding to ASN(S&L) for signature. I will forward the original enclosure (3) as soon as possible.



RAY GOLDSTEIN

Enclosures

Copy to:

CNO (OP-45) (w/o enclosures)

LANTNAVFACENGCOM (Codes 18, 09C)

(w/o enclosures)

Lt Col. Paul Wilbur

(w/o enclosures)

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