



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J.F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203-2211

January 20, 1995

Mr. Al Haring
U.S. Department of the Navy
Northern Division - NAVFAC
10 Industrial Highway
Code 1820/AH - Mail Stop 82
Lester, PA 19113-2090

Re: Letter Dated January 12, 1995, Subject: Allen Harbor
Landfill, CSO, Davisville, RI

Dear Mr. Haring:

We have received your letter requesting that we reconsider a two ROD approach for the former NCBC Davisville site for the Allen Harbor Landfill (Site 9). As we stated in our letter dated August 5, 1994, we believe that a RCRA Subtitle C cap will be needed as part of the remedy for this site. However, there are issues directly related to Site 9 that are still outstanding (e.g., ground water, sediments, wetlands impacts) that are integral to the final remedy for this site.

The Navy has yet to complete the remedial investigation and feasibility study (RI/FS) for this site, due in part to the complex nature of the Allen Harbor Landfill and its location. The latest schedule proposes May 19, 1995 for the submission of the complete RI and September 1, 1995 for the complete FS. The EPA expects the Navy to complete the RI/FS process for this site according to schedule so that a Record of Decision can be signed in early 1996.

A key component to success is the Navy's commitment to produce a quality ecological risk assessment that meets EPA guidance and that supports final site remedy selection. There are no new things that I am aware of that the EPA can do to move this project along, as referred to in your letter. The EPA has provided the Navy with specific comments in this area for several years that reflect recurring issues. With the work currently planned, the Navy has the opportunity to finally reach closure on these issues and to attain remedy selection for Site 9 in its entirety.

We assume that the Navy is ready to commit to an aggressive schedule to complete the remedy selection process. To expedite the remedy selection process for Site 9 fast enough to accommodate your funding constraints, a change from a Record of Decision to a non-time critical removal action is an option we would like the Navy to consider. The time savings may be enough to meet this June's deadline that you mention in your letter.



The EPA would support the Navy in signing an Action Memorandum for a non-time critical removal action for the landfill cap if other project agreements can be reached. We believe these items are tied to the overall success of the cleanup at CSO Davisville.

1. All three parties to the Federal Facilities Agreement (FFA) must agree to an amended FFA schedule for CSO, Davisville before the Engineering Evaluation and Cost Analysis (EE/CA) is released for public comment. The EPA is willing to agree to the schedule as was presented at the January 6, 1995 BRAC Cleanup Team (BCT) meeting, with the exception of the submittal date for the draft FS for Site 9, as well as the addition of dates for a draft EE/CA and a draft Action Memorandum (see attached table).
2. Language must be included in the Action Memorandum that ties the removal action to the final Record of Decision (ROD) for Site 9 in its entirety. Language must include provisions for operation and maintenance, institutional controls and 5-year reviews, with these actions to continue as needed until superseded by the ROD which will make the final remedy decision for this entire site.

I believe the BCT can work out an approach to address the Navy's concerns over funding that can accommodate all party's concerns. If you have any questions with regard to this letter, please contact me at (617) 573-5711, and I look forward to discussing this further at our meeting on January 23, 1995.

Sincerely,


Mary Sanderson, Acting Branch Chief
Superfund II Branch

Attachment

cc: Warren Angell, RIDEM
Mike Nalipinski, EPA
Christine Williams, EPA
Susan Svirsky, EPA
Bob DiBiccaro, EPA

DRAFT

PROPOSED FFA SCHEDULE DATES
CSO DAVISVILLE

Documents	Draft Submittal Date	Final submittal Date (BCT target dates-not to be included in FFA)
FS - Site 9	September 1, 1995	March 1, 1996
EE/CA - Site 9	May 30, 1995	July 15, 1995
Action Memorandum - Site 9 (non-time critical)	June 15, 1995	August 15, 1995
EE/CA - Sites 4&10 (non-time critical)	April 5, 1995	May 26, 1995
Action Memorandum - Sites 4 & 10 (non-time critical)	June 16, 1995	August 1, 1995
Action Memorandum - Sites 2 & 13 (time critical)	May 3, 1995	June 2, 1995