



Minnesota Pollution Control Agency

August 15, 1988

Mr. T. G. Sheckels
Head Restoration Management Section
Department of the Navy
Northern Division
Naval Facilities Engineering Command
Philadelphia, Pennsylvania 19112-5094

Dear Mr. Sheckels:

RE: U.S. Navy/FMC Corporation
Naval Industrial Reserve Ordnance Plant/Naval Systems Division Plant
Hazardous Waste Storage Facility, MN3170022914
Letter of Modification No. 1 to Permit

This letter is to formally approve the late submission by the Navy of the Addendum to the Remedial Investigation (Addendum). As indicated in your June 20, 1988, letter (letter) to the Minnesota Pollution Control Agency (MPCA) the delay was due to RMT, the government's consultant, receiving the analytical data from the additional field work seven weeks behind schedule and that internal reviews by the Corps of Engineers and the Navy had not been completed.

As previously discussed in a June 8, 1988, telephone conversation between David Smith of your staff and Anita Pederstuen of my staff, Minn. Rules pt. 7001.0190, subp. 3.A. (1987) allows for a minor modification for, ". . . change (in) an interim compliance date in a schedule of compliance, provided the new date is not more than 120 days after the date specified in the permit and does not interfere with the attainment of the final compliance date . . ." In your letter you indicated that the final compliance date of August 29, 1988 for submittal of the Feasibility Study Report will not be delayed. Also, in a July 21, 1988 telephone conversation between Mark Lahtinen of the MPCA Site Response Section and Scott Miller of RMT, it was verified that the Feasibility Study Report is on schedule. Therefore, through the mechanism of this letter, the June 29, 1988 permit is modified to reflect the July 11, 1988 submittal of the Addendum. The following item is modified in the original June 29, 1988 permit:

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On page 29 of the June 29, 1988 permit, the date May 28, 1988 is deleted completely, and replaced with the July 11, 1988 date.

This modification shall become effective on this date of execution. Except as expressly amended herein, all provisions of the hazardous waste storage facility permit dated June 29, 1988 remain unchanged and in effect. In order to meet the remaining specific final compliance dates in the corrective action schedule, it is imperative that no further delays impact the attainment of the compliance dates and their related activities.

If you have any questions, please contact Anita Pederstuen of my staff at 612/296-7791.

Sincerely,



Richard A. Svanda, P.E.
Director
Hazardous Waste Division

RAS/ASP/jmh

Enclosure

cc: R. W. Warner, NORTHDIVNAVFACENCOM, Philadelphia
David Smith, NORTHDIVNAVFACENCOM, Philadelphia
NORTHDIVNAVFACENCOM, (Code 114), Philadelphia
NAVSEASYSKOM, (Code 65413), Washington, D.C.
NAVPRO(BAL), Minneapolis
R. W. Weaver, FMC Corporation, Minneapolis
Douglas Hildre, FMC Corporation, Minneapolis
Thomas Thiele, U.S. Army Corps of Engineers, Omaha
Eric Gredell, RMT, Inc. Madison
Scott Miller, RMT, Inc., Madison
Dave Jacobsen, Anoka County Solid Waste Officer, Anoka
Charles Slaustas, U.S. Environmental Protection Agency, Chicago
Diane Bartelt, U.S. Environmental Protection Agency, Chicago
Kathleen Winters, Attorney General's Office, St. Paul
Ainars Silis, MPCA Enforcement, St. Paul

B. IDENTIFICATION OF SOLID WASTE MANAGEMENT UNITS

At the NIROP/NSD Plant, the following SWMUs have been identified:

1. Former waste disposal trenches;
2. Former waste disposal pits; and,
3. Area beneath the NIROP building.

Part IX of this permit sets out the corrective action requirements for these SWMUs. This permit only sets out corrective action requirements for the Permittees under section 3004(u) of RCRA and does not, in any way, relieve the Permittees from any duties they may have to conduct response or remedial actions under Minn. Stat. ch. 115B or any other law, state or federal.

C. CORRECTIVE ACTION PLAN

On May 22, 1984, the MPCA issued a Request for Response Action (RFRA) to the Navy and FMC regarding contamination at and around the NIROP/NSD Plant. The RFRA sets forth a program and schedule for undertaking response actions to remedy the releases and threatened releases of hazardous substances from the NIROP/NSD Plant. The RFRA, set forth in Attachment VIII to this permit, is incorporated herein by reference and is made an integral and enforceable part of this permit, with the modifications described below.

Some of the dates set forth in the RFRA have expired and the work required by those dates has not been completed. By issuing this permit, the MPCA does not forgive any penalties which may have accrued against the Navy and FMC for failure to comply with the RFRA. However, to establish enforceable dates under the terms of this permit, the MPCA has revised the timetable for completing the RFRA actions. The revised timetable is as follows:

<u>Activity</u>	<u>Date Completed</u>
Submittal of Final RI Appendix	July 5, 1988
Submittal of Final FS Appendix (including a schedule of work to be completed for the next four months)	August 29, 1988

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