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NIROP FRIDLEY
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

BY OVERNIGHT MAIL

February 21, 1991

REPLY TO ATTENTION OF:

To: Members of NIROP FFA Negotiation Team--

Thomas Bloom
Ray Goldstein
Mark Lahtinen
James Shafer
Stephen Shakman

**In Re: The U.S. Department of the Navy, Naval
Industrial Reserve Ordnance Plant, Fridley, Minnesota
Federal Facility Agreement**

Dear Tom, Ray, Mark, Jim, and Steve:

Enclosed with this letter is the fifth, and near final, draft of the NIROP NPL Site Federal Facility Agreement. You will note, Ray and Steve, that I have slightly modified Paragraph 5.4 since our teleconference on February 19th in order to reflect the fact that there might be some aspect of soil cleanup at Hazardous Waste Storage Area C for which Minnesota is not authorized by the U.S. EPA to oversee. I have already discussed this with Steve and will be available to talk to you, Ray, when you return to Virginia on Monday the 25th, if you like.

Also, U.S. EPA and Minnesota are tentatively willing to use language from the Brunswick FFA concerning Stipulated Penalties with the caveat from Minnesota that the sentence in Steve's letter of February 20th, with some minor modifications, would be included in the first paragraph of that Section.

As soon as the Deadlines Section is agreed to by the Project Managers I will circulate it for everyone's review and approval. I look forward to talking with you next week, Steve and Ray, in order to finalize any remaining issues. Please let me know the status of the Community Relations Plan in light of my comments.

Sincerely,

Jerome Kujawa
Assistant Regional Counsel

cc: Commander Daniel Hogan NIROP (w/enclosure)
Richard Hanson NIROP (w/enclosure)