

Minnesota Pollution Control Agency

January 11, 1996

HAND DELIVERED

Mr. Scott Glass, Code 18610
Commanding Officer
Southern Division
Naval Facilities Engineering Command
P.O. Box 190010
North Charleston, South Carolina 29419-9010

RE: Naval Industrial Reserve Ordnance Plant

Dear Mr. Glass:

The Minnesota Pollution Control Agency (MPCA) staff has reviewed your letter of December 20, 1995. The letter was in response to the MPCA staff letter of November 7, 1995, which was the MPCA staff's response to our review of the "Site Evaluation Report for Operable Unit 3" (Site Evaluation Report) and was submitted for the Naval Industrial Reserve Ordnance Plant Site pursuant to the Federal Facility Agreement (FFA), dated March 27, 1991, between the MPCA, the U.S. Environmental Protection Agency, and the U.S. Navy (Navy).

In the letter, the Navy states that the Site Evaluation Report was not submitted pursuant to the FFA. While there is no mention of a Site Evaluation Report in the FFA, the FFA refers to an Initial Evaluation Report, which was submitted prior to the execution of the FFA. The MPCA staff believes that the Site Evaluation Report is a de facto addendum to the Initial Evaluation Report; and, therefore, was submitted pursuant to the FFA. Moreover, the Site Evaluation Report will become part of the Operable Unit 3 (OU3) Remedial Investigation (RI) which must be completed pursuant to the FFA.

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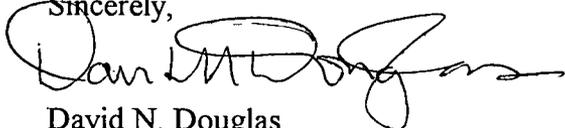
As you acknowledge, the Navy has yet to respond to the MPCA staff letter of August 30, 1995, in which the MPCA staff requires the combining of OU2 and OU3 (see the Navy's response to the MPCA staff's first modification of the Site Evaluation Report, Page 1-1, Section 1.0, Introduction). Contrary to the Navy's response, the MPCA staff believes that combining OU2 and OU3 does have an impact on the OU3 RI Work Plan (Work Plan) because there is OU2 information that needs to be in the OU3 RI (see Attachment 2 to the August 30, 1995, letter and data to be included by reference) and because the Work Plan appears to address only vadose contamination under the main building, i.e., OU3.

You indicate that the Navy will respond to the MPCA staff letter of August 30, 1995. Since the MPCA staff believes that this response is important for completing our review of the Work Plan, the MPCA staff will continue to review the Work Plan but will postpone a formal written response to the Work Plan until the MPCA staff has reviewed the Navy's response to the MPCA staff's letter of August 30, 1995.

The MPCA staff believes that the Navy's formal response to the August 30 1995, letter is over three months late.

If you have any questions regarding this letter, please contact me at (612) 296-7818.

Sincerely,



David N. Douglas
Project Manager
Response Unit 1
Site Response Section
Ground Water and Solid Waste Division

DND:ch

cc: Sidney Allison, Navy, Southern Division
Thomas Bloom, U.S. Environmental Protection Agency