



DEPARTMENT OF THE NAVY

SOUTHERN DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
P.O. BOX 190010
2155 EAGLE DRIVE
NORTH CHARLESTON, S.C. 29419-9010

N91192.AR.000455
NIROP FRIDLEY
5090.3a

Mr. Thomas Bloom
Remedial Project Manager
U.S. EPA-Region 5 (SR-6J0)
77 West Jackson Boulevard
Chicago, Illinois 60604

July 30, 1999

Mr. Bloom:

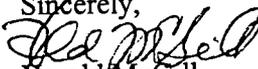
I am in receipt of your 104(e) request dated June 28, 1999, pertaining to the Naval Industrial Reserve Ordnance Plant Superfund Site (NIROP), Fridley, Minnesota. Your request identifies a general belief that two "filling in" events occurred at sites located within the Anoka County Park following tornadoes in 1965 and 1972. It appears that you have no additional information regarding these events, nor is there any information contained in the 104(e) request which would raise any reasonable inference that the Navy has any information relating to these events. The authorities vested in the President (hence the EPA) in 42 USC 9604(e) may only be exercised if there is a reasonable basis to believe there may be a release or threat of release of a hazardous substance or pollutant or contaminant. It appears that this threshold has not been met.

Please be advised that the Navy is the property owner of the NIROP site. The Navy has never operated the site, nor have they been involved in the direct management or direction of any facilities located at or on the site. Under the Federal Acquisition Regulations (FAR) 52.245-11 section G paragraph 5 it states "The Contractor shall keep records of all work done on the facilities and shall give the Government reasonable opportunity to inspect such records." I have conducted inquiries into the existence of the documents requested in your 104(e) request and have been unable to locate any materials held by the Navy responsive to your request. However, it is my understanding that the United Defense LP Armament Systems Division may have the documentation your request seeks.

Please direct any future correspondence or questions relating to the Anoka County Park site to me at the following address and phone number:

Mr. Harold McGill
CERCLA-RPM Code 1869
Southern Division, NAVFC
PO Box 190010
N. Charleston, SC 29419-9010
(843) 820-5659
mcgillhc@efdsouth.navfac.navy.mil

Sincerely,


Harold McGill

Cc:

Mr. Ernie James
Mr. Joel R. Sanders
Mr. Patrick Morrow