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NSY PORTSMOUTH
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404 Pleasant St. Apt. 3
Portsmouth, NH 03801

December 10, 1999

Portsmouth Naval Shipyard
Code 106.3R Bldg 44
Attn: Marty Raymond
Portsmouth, NH 03804-5000

Re: Portsmouth Naval Shipyard Federal Facility Agreement

Dear Ms. Raymond,

I would like to submit the following comments regarding the Federal Facility Agreement between the Navy and the U.S. EPA for Portsmouth Naval Shipyard.

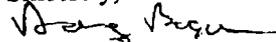
In my capacity as a member and community co-chair of the Restoration Advisory Board (RAB) for PNS, I am concerned that the FFA makes scant reference to the RAB in any of its provisions, particularly in the distribution and availability of documents or other data. I understand that the RAB doesn't have legal authority in the remediation efforts at PNS, and perhaps the RAB's rights to information and consultation are assumed under other statutes or guidance referred to in the FFA, but I and others would feel more comfortable if some of this was spelled out in the text of the agreement.

Shouldn't statements concerning submission of data, documents or revisions to documents include the RAB along with the EPA and the State? For example, in section 4.2 C. (p. 11) couldn't the text refer to the RAB being informed of Remedial Action alternatives prior to formal proposal for the purpose of promoting cooperation prior to selection of final Actions? Or in section 10, references to submissions of Primary and Secondary documents for review and comment could include submissions to the RAB along with EPA and the State.

In raising this concern, I do not mean to suggest that the Navy or other government agencies have in any way neglected to keep the RAB fully informed of developments or apprized of new documents and relevant comment periods to date; I merely suggest that it would be useful to make reference to our existing involvement and role in remediation activities within this agreement.

Thank you for your attention to this matter, and I look forward to your response as to the appropriateness of this request.

Sincerely,



Doug Bogen

Community Co-Chair, PNS RAB