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LETTER REGARDING REGULATORY REVIEW AND APPROVAL ON FINAL RCRA FACILITY
INVESTIGATION FOR AREA OF CONCERN 13 NAS FORT WORTH TX
10/4/2001
TEXAS NATURAL RESOURCE CONSERVATION COMMISSION



**NAVAL AIR STATION
FORT WORTH JRB
CARSWELL FIELD
TEXAS**

**ADMINISTRATIVE RECORD
COVER SHEET**

AR File Number 708

Robert J. Huston, *Chairman*
R B. "Ralph" Marquez, *Commissioner*
John M. Baker, *Commissioner*
Jeffrey A. Saitas, *Executive Director*



TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

Protecting Texas by Reducing and Preventing Pollution

October 4, 2001

Mr. Michael R. Dodyk, P. E.
Restoration Team Chief
HQ AFCEE/ERD
P.O. Box 27008
Fort Worth, TX 76127-0008

RE: Approval of Final RCRA Facility Investigation Report, dated June 2001
Area of Concern (AOC) 13
NAS Fort Worth JRB, Carswell AFB, Texas
TNRCC Solid Waste Registration No. 65004
TNRCC Hazardous Waste Permit No. HW-50289
EPA ID No. TX0571924042

Dear Mr. Dodyk:

The Texas Natural Resource Conservation Commission (TNRCC) received your Final RCRA Facility Investigation (RFI) Report for AOC 13, submitted by letter dated June 4, 2001. The Final RFI Report indicates that investigation activities have been completed in accordance with the HSWA Corrective Action requirements of the RCRA permit, and contends that closure under TNRCC Risk Reduction Standard (RRS) No. 2, pursuant to Title 30 TAC Chapter 335 Subchapters A and S can be met.

In order to attain RRS No. 2, all industrial solid waste and municipal hazardous waste and waste residues must be at or removed or decontaminated to health based standards and criteria. Contaminants allowed to remain in place in media of concern (i.e., soil, ground water, surface water, air) must not exceed the health based clean up levels as specified in 30 TAC §335.556.

The TNRCC has completed a review of the Final RFI Report. Based on the information contained in the Final RFI Report and other information available to staff, it appears that the investigation at AOC 13 is complete and indicates that soils and groundwater remain in-place at RRS 2 levels. Therefore, the TNRCC approves the report and its recommendations and agrees that AOC 13 may attain a RRS No. 2 closure such that no post-closure care or engineering control measures are required. It also appears that the appropriate constituents of concern (COCs) and the appropriate area of the site is proposed for deed certification. However, the Final RFI Report did not contain a document proposed to fulfill the requirements of 30 TAC §335.560(b) relating to deed certification. Please submit draft deed certification language (following the example set forth in 30 TAC 335.569 Appendix III) with all the appropriate attachments, including a map(s) illustrating the area(s) to be

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deed certified, and a list of the COCs with maximum concentrations for each environmental media. The TNRCC will review the draft deed certification language and direct Carswell to public notice the results of the RFI and proposal of the RRS No. 2 closure for AOC 13 (example public notice language will be provided). Carswell will be responsible for conducting appropriate public notice and providing proof of such. Once the comment period has passed, with no dissenting comments, the TNRCC can approve the public notice and direct Carswell to proceed with deed certification. As specified in §335.560, Carswell will be required to submit proof of deed certification to the TNRCC within ninety (90) days from the date of that approval letter. Upon acceptance of the proof of deed certification, the TNRCC will transmit a final letter approving the RRS No. 2 closure and releasing Carswell from post-closure care responsibilities for AOC 13.

Please be aware that it is the continuing obligation of persons associated with a site to ensure that municipal hazardous waste and industrial solid waste are managed in a manner which does not cause the discharge or imminent threat of discharge of waste into or adjacent to waters in the state, a nuisance, or the endangerment of the public health and welfare as required by 30 TAC §335.4. If the actual closure fails to comply with these requirements, the burden remains upon Carswell to take any necessary and authorized action to correct such conditions. A TNRCC field inspector may review your Final RFI Report and conduct a closure inspection of the site.

Questions concerning this letter should be directed to me at (512) 239-2333. When responding by mail, please submit **an original and one copy** of all correspondence and reports to the Corrective Action Section at Mail Code MC-127 with an additional copy submitted to the TNRCC Region 4 Office in Fort Worth. The TNRCC Solid Waste Registration No. and SWMU No(s). should be referenced in all submittals.

Sincerely,



Ray S. Risner, Senior Project Manager
Team II, Corrective Action Section
Remediation Division
Texas Natural Resource Conservation Commission

RSR/rsr

cc: Waste Program Manager, TNRCC Region 4 Office, Fort Worth

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