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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Ms. Allison Drew, RPM
U.S. EPA, Region IV
4WD/FFB
345 Courtland Street, N.E.
Atlanta, GA 30365

Subj: INFORMAL DISPUTE RESOLUTION; FY93 SITE MANAGEMENT **PLAN**
(SMP) FOR NAVAL AIR STATION (NAS) PENSACOLA, FL

Dear Ms. Drew:

This letter is provided pursuant to the general agreement reached between USEPA, FDER, and the Navy at the 4 February 1993, informal dispute resolution meeting regarding what steps should be taken to resolve the current dispute over the final terms of the subject SMP. Consistent with the agreement, the Navy formally proposes **as** revisions to the SMP, approaches which were agreed would be the most advantageous to achieving timely site investigation and remediation.

The aforementioned discussions focused primarily on whether it would be more appropriate to classify as screening or RI/FS PSCs the following PSCs on NAS Pensacola: PSC 12 (Scrap Bins); PSC 13 (Magazine Point); PSC 14 (Dredge Spoil Fill); PSC **24** (DDT Mixing Area), and PSC 36 (IWTP Sewer). With respect to not only these but **all** screening PSCs listed in the FFA, the Navy proposes appropriate revisions to the FY93 SMP which reflect the following investigative approaches be utilized:

a) Each PSC remain as a screening PSC until such time as defensible and validated Level III or IV data becomes available. Once available, the Navy will utilize such data to either prepare individual PSC assessment reports to support a No Further Remedial Action Planned (NFRAP) determination with USEPA/FDER concurrence or immediately reclassify the site to RI/FS status;

b) When any screening PSC is reclassified to RI/FS status, each existing category's nonenforceable due dates will become enforceable due dates.

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 PLAN (SMP) FOR NAVAL AIR STATION (NAS) PENSACOLA, FL

 c) In the context of PSC screening characterization
for PSC 36 the following is proposed:

 i) The portion of the sewer line beginning near
testing location 045/A and continuing north to the **IWIP** will
become part of existing RI/FS PSC 30, Bldg. **648, 649** (previously
RI/FS PSC 31) and Bldg. **755**;

 ii) The portion of the sewer line beginning at
testing location 073/C and continuing southwest to the end of the
line will become part of existing RI/FS PSC **38**, Bldg. **71**;

 iii) The remainder of the sewer line will be PSC
36 (IWTP Sewer) and remain a screening PSC.

 Additionally, **as** discussed by all parties the Navy has not,
contrary to what was initially indicated in your **1 February 1993**
letter, violated Section VIII or Section XXIII of the **FFA** by not
submitting the document referred to as the Risk Assessments
Report (RAR). As was noted, Sections VIII and XXIII contain
conflicting language which makes it unclear as to what the RAR
was to consist of or whether the Baseline Risk Assessment was the
document which the Parties intended be submitted as a primary
document under Section VIII. USEPA indicated during the **4**
February meeting they intend to provide a proposal for revising
the **FFA** to clarify Sections VIII and XXIII. Therefore, we will
await receipt of the proposal before addressing these areas.

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(SMP) FOR NAVAL AIR STATION (NAS) PENSACOLA, FL

Should you have any technical questions concerning these matters please contact Linda Martin at (803) 743-0574. Any legal questions should be referred to Stephen Beverly at (803) 743-0708.

Sincerely,

JAMES B. MALONE, JR., P.E.
BRANCH HEAD, INSTALLATION
RESTORATION, SECTION I

copy to:
FDER, Mr. Eric Nuzie
NAS Pensacola, Code 18520, Mr. Ron Joyner
E/A&H, Mr. Henry H. Beiro
PWC Pensacola, Code 0900, LTJG Athena Cozakos

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