



November 13, 1996

Cal/EPA

Department of
Toxic Substances
Control

700 Heinz Avenue
Suite 200
Berkeley, CA
94710-2737

Mr. Henry C. Gee
Manager, BRAC Environmental Programs
Engineering Field Activity, West
Naval Facilities Engineering Command
900 Commodore Drive
San Bruno, California, 94066-5006

Pete Wilson
Governor

James M. Strock
Secretary for
Environmental
Protection

Dear Mr. Gee:

Thank you for your August 30, 1996 letter responding to our July 1, 1996 comments on the workplan to conduct a time critical removal action at Site 18, NAS Alameda's storm sewer system. I believe that the actions outlined in your letter may be inconsistent with State and Federal law for the reasons stated below.

1. The waste(s) generated during flushing of the sewer system may be hazardous waste;
2. There is no permit to treat the hazardous waste in the system described in the work plan;
3. There is not adequate CERCLA decision documentation to support the action described in the absence of a permit to treat hazardous waste.

I suggest that you review the Navy's activities with respect to Site 18, and take appropriate steps to ensure compliance with hazardous waste statutes and regulations. I am available to provide assistance in interpretation and implementation of hazardous waste management protocols. Please call me at (510) 540-3772.

Sincerely,

Daniel E. Murphy, P.E., Chief
Closing Bases Unit
Office of Military Facilities

cc: Ms. Gina Kathuria
Regional Water Quality Control Board
2101 Webster Street, Suite 500
Oakland, California 94612

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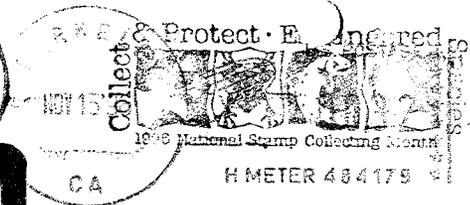
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Mr. Henry Gee
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Mr. Steve Edde
Base Environmental Coordinator
Alameda Naval Air Station
Building 1, Code 52
Alameda, California 94501

Mr. James Ricks
U.S. Environmental Protection Agency
Region IX
75 Hawthorne Street
San Francisco, California 94105



 FROM

**STATE OF CALIFORNIA
DEPARTMENT OF TOXIC SUBSTANCES CONTROL
REGION 2
700 HEINZ AVE., SUITE 200
BERKELEY, CA 94710-2737**

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 Naval Facilities Engineering Command