



DEPARTMENT OF THE NAVY
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
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N00236.001935
ALAMEDA POINT
SSIC NO. 5090.3

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Ser BPMOW.CG\0197
December 8, 2004

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Ms. Marcia Liao
Department of Toxic Substances Control
700 Heinz Ave, Suite 200
Berkeley, CA 94710-2721

Dear Ms. Liao:

Subj: IDENTIFICATION OF STATE APPLICABLE OR RELEVANT AND APPROPRIATE REQUIREMENTS FOR THE FEASIBILITY STUDY OF INSTALLATION RESTORATION SITE 1 AT FORMER NAVAL AIR STATION (NAS) ALAMEDA POINT, ALAMEDA, CALIFORNIA

Pursuant to accomplishing the goals of the Alameda Point, Alameda Installation Restoration (IR) program, we are hereby requesting that the Department of Toxic Substances Control as the lead agency for the State of California, identify potential State chemical-specific and location-specific, and action-specific Applicable or Relevant and Appropriate Requirements (ARARs) for IR Site 1 at Alameda Point, Alameda.

The site characterization data presented in the Remedial Investigation (RI) report, (August 1999), RI Addendum (January 2001), and Revised Draft Feasibility Study Report (December 2002) should allow you to begin to identify, with some specificity, State chemical-, location-, and action-specific ARARs. The remedial alternatives will be discussed in detail in the Feasibility Study (FS) report, which will be issued in April 2005.

In addition, the Department of the Navy is requesting that the State of California identify any other criteria, advisories, guidance, and proposed standards that the State requests to be considered (TBC) for the above-identified IR Site, which has entered the FS phase. Please coordinate responses from all California state agencies.

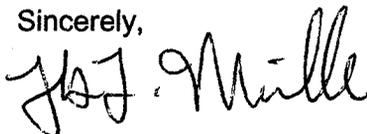
Timely identification of potential State ARARs is required under Section 121(d)(2)(A) of CERCLA and under the National Contingency Plan (NCP), 40 CFR 300.400(g) and 300.515(d) & (h). Experience to date around the country has shown that a failure to identify ARARs with sufficient precision early in the FS process can cause severe disruptions in timely implementation of remedial action. To ensure timely and complete ARARs identification for IR Site 1, please include the following information:

1. A specific citation to the statutory or regulatory provision(s) for the potential State ARAR and the date of enactment or promulgation.

2. A brief description of why the potential State ARAR is applicable or relevant and appropriate to IR Site 1.
3. A description of how the potential State ARAR would apply to the potential remedial action, including: specific numeric discharge, effluent, or emission limitations; hazardous substance/constituent action or cleanup levels; etc., if the State intends to take the position that the potential State ARAR includes such limitations, levels, etc.
4. If the State believes its proposed ARAR is more stringent than the corresponding Federal ARAR, please provide the rationale and technical justification for this position.
5. If the State determines that there is not enough information to fully respond to our request, please identify any additional information that would be required to support identification of State ARARs and their application.

Consistent with 40 CFR 300.515(h)(2), we are requesting that you send a response via first class mail addressed to me and postmarked within 30 calendar days of receipt of this request. Please direct any technical questions that you may have concerning this request to Ms. Claudia Domingo (619) 532-0935 and any legal questions to Mr. Rex Callaway, Environmental Counsel at (619) 532-0988.

Sincerely,



THOMAS L. MACCHIARELLA
BRAC Environmental Coordinator
By direction of the Director

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Blind copy to:
05GIH.DS
T. Macchiarella
R. Callaway
F. Aljabi
Read File
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