



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX

75 Hawthorn
San Francisco

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages ▶

February 2, 2000

Commander
BRAC Operations Office
Attn: Mr. Dean Gould, BEC, MCAS El Toro
1220 Pacific Highway
San Diego, CA 92132-5190

To <i>DEAN GOULD</i>	From <i>GLENN KISTNER</i>
Dept./Agency <i>SWOIU</i>	Phone #
Fax # <i>(619) 532-0180</i>	Fax # <i>(415) 744-1970</i>
NSN 7540-01-317-7368	5099-01 GENERAL SERVICES ADMINISTRATION

Re: Department of Navy (DON) Federal Facility Agreement (FFA) Schedule Extension Request, Operable (OU) 1 (Site 18), and OU2A (Site 24), Marine Corps Air Station (MCAS) El Toro

Dear Mr. Gould:

This letter is in response to your letter of January 28, 2000, requesting a 2-month (60 days) extension under the MCAS El Toro FFA schedule to submit the draft Proposed Plan for Sites 18 and 24. The new date for submitting the draft Proposed Plan for agency review would be March 31, 2000. The subsequent submittal date for the draft Record of Decision (ROD) would also be delayed two months until November 27, 2000.

The reason for the extension as stated in your letter is to allow time for the United States Department of Justice (DOJ) who represents DON in the proposed Irvine Desalter Project (IDP) negotiations with the water districts, to review DON recommendations concerning recent changes proposed by the water districts to the design components of the IDP.

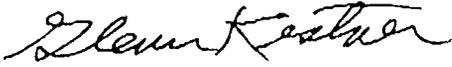
Your letter further states that releasing the draft Proposed Plan prior to DOJ's review and subsequent settlement negotiations would be premature at this stage since further settlement negotiations could lead to changes in the Proposed Plan.

The United States Environmental Protection Agency (EPA) has thus far has been very supportive of the negotiations, to the point of granting numerous extensions. Each time we have granted an extension, we have been assured by the DON that progress is being made toward a settlement and that a settlement is immanent. While it appears that progress has been made, frankly, we are concerned by this new extension request and we wonder when an agreement will be reached and if there will be any further extension requests.

Therefore, as a condition of granting this extension, EPA asks that it receive a full status briefing on all aspects of the review of the Proposed Plan and a detailed account of the status of the IDP negotiations by March 1, 2000. EPA views this as necessary to track the progress of negotiations and to better ascertain the potential for a successful conclusion of the negotiations. If the DON agrees to this condition, then EPA grants the 2-month extension.

Please contact me at (415) 744-2210 so that we may schedule the briefing via a meeting or a conference call.

Sincerely,



Glenn Kistner
Remedial Project Manager
Federal Facilities Cleanup Branch

cc: Triss Chesney, DTSC
Particia Hannon, RWQCB
Greg Hurley, Rab Co-Chair

2 Copies

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TRANSMITTAL

Date: *7 February 2000*
From: Lynn Marie Hornecker *LMAH*
MCAS El Toro

To: Diane Silva
Code 01LS.DS

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Marine Corps Air Station, El Toro

Installation: Marine Corps Air Station, El Toro

UIC Number: M60050

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(FFA) Schedule Extension Request

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Command

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BY DEPARTMENT OF THE NAVY ENTERED INTO
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THE RESPONSE TO THE FFA EXTENSION REQUEST BY
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