



**DEPARTMENT OF THE NAVY**  
BASE REALIGNMENT AND CLOSURE  
PROGRAM MANAGEMENT OFFICE WEST  
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SAN DIEGO, CA 92108-4310

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TREASURE ISLAND  
SSIC NO. 5090.3.A

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Ser BPMOW.LNL/0112  
February 7, 2006

**CERTIFIED MAIL**

Mr. Jack Broadbent  
Bay Area Air Quality Management District  
939 Ellis Street  
San Francisco, CA 94109-7799

Dear Mr. Broadbent:

Subj: IDENTIFICATION OF STATE "APPLICABLE" OR "RELEVANT AND APPROPRIATE"  
REQUIREMENTS FOR THE FEASIBILITY STUDY FOR INSTALLATION  
RESTORATION SITE 30, DAYCARE CENTER, AT FORMER NAVAL STATION  
TREASURE ISLAND

Pursuant to accomplishing the goals of the Naval Station Treasure Island (NAVSTA TI) Installation Restoration (IR) Program, the Department of the Navy (Navy) hereby request the Bay Area Air Quality Management District identify potential State chemical-specific, location-specific, and action-specific applicable or relevant and appropriate requirements (ARARs) for potential remedial actions for IR Site 30 at NAVSTA TI. State ARARs identified will be considered and evaluated during the preparation of the Feasibility Study (FS). In addition, the Navy is requesting the State of California identify any other criteria, advisories, guidance, and proposed standards the State requests to be considered (TBCs) for IR Site 30.

Enclosure (1), the Executive Summary presented in the Final Remedial Investigation Report for IR Site 30, of February 2006, should allow you to begin to identify, with some specificity, State chemical-specific and location-specific ARARs. For action-specific ARARs, no action, institutional controls to maintain the daycare center building foundation as a protective barrier, and demolition of the daycare center building with soil excavation are being evaluated as remedial alternatives. These three remedial alternatives will be discussed in detail in the FS report.

The Navy is requesting timely identification of potential State ARARs consistent with the requirements under Section 121(d)(2)(A) of Comprehensive Environmental Response, Compensation, and Liability Act and under the National Contingency Plan, 40 *Code of Federal Regulations* (CFR) 300.400(g) and 300.515(d) & (h). Experience to date around the country has shown that failure to identify ARARs with sufficient precision, early in the FS process, can cause severe disruptions in timely implementation of a remedial action. To ensure timely and complete ARARs identification for IR Site 30, please include the following information:

- (1) A specific citation to the statutory or regulatory provisions 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 30.

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- (3) 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 to the address above, attention NAVSTA Treasure Island BRAC Environmental Coordinator and postmarked within 30 days of receipt of this request. Please direct any technical questions you may have concerning this request to Ms. La Rae Landers at (619) 532-0970 and any legal questions to Mr. Jan Whitacre, Environmental Counsel at (619) 532-0910.

Sincerely,

  
JAMES B. SULLIVAN  
BRAC Environmental Coordinator  
By direction of the Director

Enclosure: (1) Executive Summary, Final Remedial Investigation Report for IR Site 30,  
Daycare Center, NAVSTA Treasure Island, February 2006

Copy to:  
Mr. David Rist  
California Environmental Protection Agency  
Department of Toxic Substances Control  
Office of Military Facilities  
700 Heinz Avenue, Suite 200  
Berkeley, CA 94710

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J. Sullivan

L. Landers

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