



TRANSMITTAL

Date: March 10, 1997
To: Distribution
From: Kathy Walsh 
Re: Restoration Advisory Board Meeting Minutes (February 20, 1997)

Per the request of Mr. Ronald Yee with the Department of the Navy, Engineering Field Activity West, the following information is enclosed with this transmittal memo:

Restoration Advisory Board (RAB) draft minutes for the February 20, 1997, meeting. The document will be finalized during the RAB meeting scheduled for March 10, 1997. The minutes include seven attachments.

- A. List of attendees and sign-in sheet from the February RAB meeting.
- B. Letter of resignation from Mr. Ray O'Brien
- C. July 18, 1996, RAB meeting minutes
- D. Handout from Ms. Nicole Moutoux's presentation on partial deletion
- E. Handout from Mr. John Rosengard's presentation on partial deletion
- F. Summary of verbal responses to RAB comments on the Inland Area remedial investigation
- G. Draft agenda for March 20, 1997, RAB meeting

If you have any questions regarding the enclosed, please contact Mr. Yee at (415) 244-2558, or Mr. John Rosengard, RAB Community Co-Chair, at (510) 601-8740.

Distribution:

Ms. Elizabeth Robinson Anello
Mr. Steven Bachofer
Ms. Shirley Buford
Mr. Jim Campbell
Mr. George Delacruz
Mr. Scott Etzel
Mr. Craig Fletcher
Mr. John Fuery
Mr. Steve Gallo
Mr. Edward Gardner
Ms. Susan Gladstone
Mr. Neal Grindheim
Mr. James Koepfel
Mr. David Kory
Ms. Sylvia Kotecki
Mr. Eugene Kuroczko
Mr. Ralph Lambert
Mr. Marvin Mayfield

Dr. Eugenia McNaughton
Ms. Loulena Miles
Ms. Colleen Monahan
Ms. Nicole Moutoux
Mr. Larry Myers
Mr. Raymond O'Brien
Ms. Connie Peak
Mr. Richard Pieper
Mr. James Pinasco
Mr. Ricard Purdue
Mr. David Rege
Ms. Tatiana Roodkowsky
Mr. John Rosengard
Ms. Catie Roy
Mr. James Serventi
Mr. Herb Schwartz
Mr. Thomas Shirley
Mr. Ronald Yee

**NAVAL WEAPONS STATION CONCORD
RESTORATION ADVISORY BOARD**

MEETING MINUTES

**Ambrose Community Center
3105 Willow Pass Road
Bay Point, California**

Thursday, February 20, 1997

I. Welcome and Introductions

The Naval Weapons Station (NWS) Concord Restoration Advisory Board (RAB) met on Thursday, February 20, 1997, at the Ambrose Community Center in Bay Point, California. Mr. John Rosengard, the RAB community co-chair, opened the meeting at 7:20 p.m. A list of attendees and the sign-in sheet from the meeting are attached to these minutes (see Attachment A). Mr. Rosengard circulated a commendation letter for Dr. Bobbye Smith, U.S. Environmental Protection Agency (EPA), for RAB members' signatures. Mr. Rosengard reviewed the evening's agenda and distributed copies of a RAB roster containing the names, addresses, and phone numbers of active RAB members. Mr. Rosengard stated that he had called all of the RAB members on the original RAB list to establish continued interest in RAB participation. Most Board members who have not been attending regularly will submit a letter of resignation.

Mr. Richard Pieper, the Navy co-chair, announced that Mr. Ray O'Brien had submitted a resignation letter written with some bias (see Attachment B) and requested that this letter be attached to the current meeting minutes along with the meeting minutes from the July 18, 1996, RAB meeting (see Attachment C) to demonstrate that Mr. O'Brien's concerns, as stated in his letter, had been discussed and addressed by the RAB. Mr. Rosengard announced that he was also expecting to receive resignation letters from Mr. Dave Kory, Ms. Elizabeth Annello, Mr. Jim Campbell, Mr. John Fuery, Mr. Neal Grindheim, Ms. Loulena Miles, and Ms. Earlene Millier. Any former Board member will, at his or her request, remain on the mailing list for meeting minutes.

Mr. Rosengard announced that the next RAB meeting on March 20, 1997, will include discussion about the April 12, 1997, site tour of NWS Concord. Issues to be discussed include: (1) PRC's assistance, (2) advertisements in local newspapers, and (3) a mailer about the RAB to the community.

II. Approval of December and January RAB Meeting Minutes

Mr. Rosengard solicited comments on the minutes from the December 1996 and January 1997 RAB meetings. No comments were raised. The December 1996 and January 1997 RAB meeting minutes were approved as distributed.

III. EPA Presentation on Partial Deletion

Ms. Nicole Moutoux, EPA Remedial Project Manager, gave a presentation on the mechanics of partial deletion and how partial deletion could be approached for NWS Concord. A copy of the handout that accompanied Ms. Moutoux's presentation is found Attachment D.

Ms. Moutoux reported that all 13,000 acres of NWS Concord are currently on the National Priority List (NPL), implying that all 13,000 acres are contaminated or deserve further investigation. Partial deletion would involve defining a smaller footprint for NPL listing. After contamination has been addressed at a particular site, that site can be deleted from the NPL. Generally, the record of decision (ROD) is the mechanism used, or the RI shows that there is no threat. The advantage of deleting portions of NWS Concord is that it acknowledges the value of incremental investigations and remediation. Outside parties, including the RAB as a whole or individual members of the RAB, can petition for partial deletion of an NPL site. The EPA has a 60-day turnaround period to respond to the request.

Mr. Edward Gardner asked if deletions are made on a percentage basis. Ms. Moutoux explained that specific areas are delineated for deletion. Mr. Rosengard asked if there would be involvement or interest from the Native American community in the partial deletion issue. Mr. Pieper stated that, in the past, representatives of Indian interests have expressed an archaeological interest in certain areas of the base; however there is no ongoing contact with a particular tribe or individual. The Navy has a list of tribal interests located in the planning department at Engineering Field Activity West (EFA West), San Bruno.

Ms. Moutoux stated that it is important for the RAB to identify a primary goal in seeking partial deletion for NWS Concord. Mr. Gardner asked what agencies need to concur with EPA on an NPL partial deletion decision for NWS Concord. Ms. Susan Gladstone replied that the Department of Toxic Substances Control, as a representative of the California Environmental Protection Agency and the various departments, would need to concur on the decision.

Ms. Sylvia Kotecki asked if it would be worth the substantial efforts of the RAB to pursue partial deletion of the base from the NPL and what advantage would be derived from so much effort. Mr. Pieper replied that if NWS Concord were a closing base, turnover of the property would be a motivation. Since NWS Concord is not a closing base, property turnover is not an issue; however, property values in the neighboring communities could potentially benefit from partial deletion. Improved public perception would be another benefit of partial deletion.

Ms. Tatiana Roodkowsky stated that there is legislation underway to mitigate the issues of transferring contaminated properties listed on the NPL. Ms. Kotecki asked if the property of NWS Concord will be sold. Mr. Pieper replied that it would not be sold.

Mr. Thomas Shirley asked if partial deletion would impact funding for cleanup of the base. Mr. Pieper stated and Mr. Yee concurred that NPL status is a consideration in the allocation of funding and may establish a higher funding priority as compared to non-NPL bases. Mr. Pieper added that having NPL status appears to be an advantage for NWS Concord, because it results in less overhead expenditure.

Mr. Gardner asked if current timelines and deadlines would be impacted by partial deletion.

Mr. Rosengard responded that some steps of the Superfund process would be superseded. Mr. Pieper added that partial deletion would not affect timelines under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), the Resource Conservation and Recovery Act (RCRA), and the underground storage tank program. He reiterated his opinion that there appears to be an advantage to being on the NPL until the cleanup process is complete.

IV. Community Co-Chair Presentation on Partial Deletion

Mr. Rosengard presented his perspective on the partial deletion of NWS Concord. A copy of the handout from Mr. Rosengard's presentation is contained in Attachment E. He stated that the Inland Area RI report, the Litigation Area qualitative ecological assessment report, site tours, and the RCRA (solid waste management unit) facility assessment report all showed a lack of significant or dramatic findings. Mr. Rosengard stated that there are cattle grazing on the property, people are not threatened by the environmental conditions, and the Litigation Area sites have undergone studies and remediation. Mr. Rosengard asked if NWS Concord is worthy of NPL status. He indicated that in his opinion it would be worthwhile to further investigate partial deletion of NWS Concord. He said that partial deletion would reduce regulatory oversight and save taxpayers' money. Other advantages include (1) a compressed area of concern, (2) increased property values for the neighboring areas, (3) a reduction of study area acreage from a 13,000-acre area to a 1,000- to 2,000-acre area, (4) a lower profile for the base, and (5) effectively distancing contaminated sites further from the City of Concord.

Mr. Steven Bachofer stated that environmental work is still underway at the Litigation Area; he asked if partial deletion would raise other problems. Mr. Pieper explained that any issues identified during the remedial investigation (RI) must be addressed in the background documents and in the record of decision (ROD).

Regarding sites that are still under investigation, Ms. Susan Gladstone of the Regional Water Quality Control Board (RWQCB) asked if a ROD must be in place in order for partial deletion to occur. Mr. Rosengard noted that NPL status does not improve or diminish cleanup standards at Superfund sites.

Mr. Shirley asked how long it would take for the RAB to prepare a partial deletion package for NWS Concord and how long it would take the EPA to review and approve the package. Ms. Moutoux replied that she did not know how long the process would take. She indicated that the RAB seems to be asking if NWS Concord is an NPL caliber site.

Mr. Rich Purdue suggested that Mr. Ronald Yee of EFA West, Ms. Moutoux, Mr. Pieper, and any other interested parties meet to discuss the considerations involved in deciding whether or not to pursue partial deletion.

V. Response to RAB Comments on the Inland Area RI

Ms. Anju Vig of PRC Environmental Management, Inc. (PRC) and Mr. Jim Polek of Montgomery Watson verbally summarized the Navy's responses to the RAB's comments on the draft Inland Area RI report. Ms. Vig thanked the RAB for taking time to review the RI and provide input. She noted that many of the RAB's comments will be reflected in the revised document. Issues raised by Ms. Vig and Mr. Polek and discussed by the RAB included:

(1) industrial versus residential scenarios, (2) Site 27 remediation, (3) Inland Area surface water, (4) ecological risk assessment, (5) long-term monitoring at Site 13, (6) site-specific storm water treatment, (7) further sampling of Seal Creek, (8) human health risk assessment, (9) quarterly groundwater monitoring, and (10) analytical data (validation and data tables). A summary of the verbal responses to the RAB's comments on the draft Inland Area RI report are contained in Attachment F.

Regarding Site 27, the Navy and the RWQCB agreed that it would be advantageous to remove the pesticide-contaminated soil. After the discussion of the Inland Area RI comments, Mr. Thomas Shirley, Mr. Bachofer, and Mr. Rosengard expressed concern regarding pesticides at Site 27 and agreed to discuss the issue on a conference call to be scheduled after the RAB meeting. Ms. Vig asked RAB members if any other comments or issues needed to be discussed. No further comments or questions were raised.

VI. Public Relations Committee Report

Ms. Roodkowsky stated that the public relations (PR) committee prepared a list of requests for the upcoming site tour. Ms. Roodkowsky had given a copy of the list to Mr. Yee. She noted that the site tour is scheduled for Saturday, April 12, 1997.

Ms. Roodkowsky attended a meeting of the Bay Area RAB Caucus sponsored by ARC Ecology at Mr. Rosengard's request. At the meeting she received a copy of the Department of Defense Technical Assistance for Public Participation Proposed Plan. Comments were due on February 25, 1997. Ms. Roodkowsky requested that interested RAB members contact her immediately with any feedback. Ms. Roodkowsky commented that after attending the RAB caucus meeting, she was left with the impression that the NWS Concord RAB has made positive strides, particularly when compared to other RABs that are not functioning as cooperatively. Ms. Roodkowsky also announced that the RWQCB petroleum cleanup policy (Resolution 1021b) is currently available for public comment.

VII. Status of Action Items

Action Items Pending from the January 1997 RAB Meeting

- No action items are pending from the January 1997 RAB meeting.

Action Items Identified at the February 1997 RAB Meeting

- Interested RAB members will participate in a conference call to discuss pesticides at Site 27.
- Interested RAB members will set up a meeting to further discuss partial deletion of NWS Concord from the NPL.
- The PR committee will meet to further discuss the site tour scheduled for Saturday, April 12, 1997. The PR committee meeting was set for 9:30 a.m. on Saturday, March 1, 1997, at the NWS Concord Badge and Pass Office.

VIII. General Announcements and Adjournment

Mr. Purdue asked the RAB to consider how to better share information between the regulatory agencies and the community RAB members. Mr. Rosengard suggested that the updated roster be used as a reference for phone numbers and e-mail addresses and encouraged RAB members to call one another as needed to maintain open lines of communication.

The PR committee will hold a meeting on Saturday, March 1, 1997, at 9:30 a.m. at the NWS Concord Badge and Pass Office. The next regularly scheduled RAB meeting will take place on Thursday, March 20, 1997, at 7:00 p.m. at the Ambrose Community Center. A draft agenda for the March RAB meeting is attached to these meeting minutes (see Attachment G).

Mr. Rosengard thanked Commander Mike Herb and Commander Mark Migliore for joining the meeting and adjourned at 9:15 p.m.

ATTACHMENT A

**List of Attendees and Sign-In Sheet
NWS Concord
Restoration Advisory Board Meeting
Thursday, February 20, 1997**

LIST OF ATTENDEES
RESTORATION ADVISORY BOARD MEETING
Thursday, February 20, 1997

1. COMMUNITY MEMBERS

Mr. Steven Bachofer, Mr. Edward Gardner, Ms. Sylvia Kotecki, Mr. Rich Purdue, Ms. Tatiana Roodkowsky, Mr. John Rosengard, Ms. Catie Roy, and Mr. Thomas Shirley

2. NAVY MEMBERS

Cdr. Mike Herb, Cdr. Mark Migliore, and Mr. Richard Pieper (Naval Weapons Station Concord) and Mr. Ronald Yee (Engineering Field Activity West)

3. REGULATORY AGENCY MEMBERS

Ms. Susan Gladstone (Regional Water Quality Control Board), and Ms. Nicole Moutoux (U.S. Environmental Protection Agency)

4. OTHER ATTENDEES

Ms. Anju Vig and Ms. Kathy Walsh (PRC Environmental Management, Inc.) and Mr. Jim Polek (Montgomery Watson)

Naval Weapons Station Concord
Restoration Advisory Board Meeting
February 20, 1997

Please Sign In:

<u>Name</u>	<u>Address</u>	<u>Phone</u>
THOMAS W SHIRLEY	PO BOX 114 Concord	671-9683
Kathy Walsh	PRC	915-222-8254
Jimi FLEK	Montgomery Watson	510-975-3481
Angie Viny	PRC	915-222-8224
RONALD YEE	NAVY	(415)244-2358
NICOLE MITCHELL	GPA	415 744-2346
John Rosengard	Piedmont/RAB	(510)601-8740
Rich Peper	WETA Concord	(510)244-5650
COR MIKE HERB	WETA Concord	(510) 246-5578
COR PAUL ROSE	WETA Concord	510 246-5517
Susan Gradstone	WETA	510-286-6800
Edward Graham	120 N. BIRMAN AVE Chapel Hill, NC 27514	510-656-1837
Lynni Kotecki	3048 Granville Dr.	
Steve Smith	Concord, (+974579	510 656-1964
	2144444	7-7-1-23
Cecile Pray	43-13 Falkbrook Rd. Concord 94521	(510)798-4178
RICH PROUE	50 KILWOOD COURT CONCORD 94521	(510) 825-0547
Tatiana Rowkowsky	500 Vernon St. #311	510-654-6680

ATTACHMENT B

**Letter of Resignation from Ray O'Brien
NWS Concord
Restoration Advisory Board Meeting
February 20, 1997**



ÓB

Caisléan Beag ar Scáth an Chnuic

813 Caskey Street • Bay Point, California 94565-6766 • (510) 709-0783

E-Mail: rayob@wellstargo.com

January 10, 1997

Commander Roger Lanning, USN
Commanding Officer
Concord Naval Weapons Station
Concord, California 94520-5000

Dear Commander Lanning:

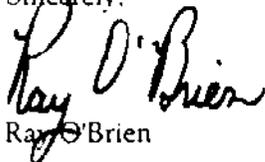
With this letter, I am resigning from the Naval Weapons Station's Restoration Advisory Board (RAB).

Both the Restoration Advisory Board and the Navy Engineering Command in San Bruno have both turned a deaf ear to the interface between toxics cleanup and the possibility of further archaeological and historical discoveries and their possible disturbance) at the Naval Weapons Station. This approach is most unfortunate. The Navy has again failed to establish a working relationship and a dialogue with its neighboring communities and the county in which the Station resides.

I have made every attempt to bring the above concerns to the attention of the RAB and the Navy's Engineering Command in San Bruno. I believe that my continued membership in the RAB to very of very little value to all concerned, especially now, in light of the intransigence of the RAB and the Engineering Command regarding this issue.

Thank you for selecting me to be a community representative on the RAB.

Sincerely,


Ray O'Brien

ATTACHMENT C

**July 18, 1996, RAB Meeting Minutes
NWS Concord
Restoration Advisory Board Meeting
February 20, 1997**

**NAVAL WEAPONS STATION CONCORD
RESTORATION ADVISORY BOARD**

MEETING MINUTES

**Ambrose Community Center
3105 Willow Pass Road
Bay Point, California**

Thursday, July 18, 1996

I. WELCOME AND INTRODUCTIONS/COMMUNITY CO-CHAIR'S REPORT

A. Welcome and Introductions

The Naval Weapons Station (WPNSTA) Concord Restoration Advisory Board (RAB) met at 7:00 p.m. on Thursday, July 18, 1996, at the Ambrose Community Center in Bay Point, California. The community co-chair, Mr. Herb Schwartz, brought the meeting to order. Mr. Stan Heller, WPNSTA Concord, introduced himself and stated that he has been with WPNSTA Concord for 3 weeks and was previously with Mare Island Naval Shipyard. Mr. Heller noted that he is interested in the RAB process and will try to attend as often as possible. Mr. Schwartz thanked Mr. Heller for attending.

B. Community Co-Chair's Report

1. RAB Mandate

Mr. Schwartz reminded attendees that the RAB has a mandate (included as Attachment C) that identifies the RAB's tasks.

2. Meeting Minutes

Mr. Schwartz stated that, from his perspective, there had been a marvelous improvement in the meeting minutes and he had no comments or changes. He asked if other RAB members had comments or changes to the meeting minutes. Mr. Rich Purdue responded that the meeting minutes usually include announcements of events; however, the meeting minutes are often distributed after some of the events occur. Therefore, he stated, it would be helpful to identify another method of distributing announcements of events that occur prior to distribution of the meeting minutes. Mr. Schwartz pointed out that the July RAB meeting minutes were delayed due to the July 4 holiday and that the standard turn-around time for the meeting minutes is 2 weeks.

3. Communications

Mr. Schwartz stated that he received a letter from Mr. Ray O'Brien dated July 15, 1996 (Attachment D). The letter expresses his concerns regarding to the outcome of the meeting involving Mr. Schwartz, Mr. O'Brien, and the RAB committee co-chairs concerning potential archaeological and historical sites at WPNSTA Concord. Mr. Schwartz read the letter aloud pursuant to Mr. O'Brien's request and

recommended that the letter be included as an attachment to the meeting minutes. Mr. Richard Pieper, Navy co-chair, requested that a notation be added regarding the statement in the letter that "Mr. Schwartz and his committee chairmen unanimously decided that the question of archaeological resources and their interface with toxic clean-up was an issue that is beyond the scope of the Restoration Advisory Board." Mr. Pieper pointed out that the issue is not out of the RAB's scope, but rather, based on the direction the RAB has taken, it is not the intention of the RAB or within the scope of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) investigations (i.e. the Navy's Installation Restoration Program) to investigate and find archaeological resources. However, if evidence of archaeological resources are discovered, the Navy will deal with them appropriately. Mr. Schwartz emphasized that he was not necessarily agreeing with Mr. O'Brien's statement, but believes that the statement should be included with the meeting minutes for the record. Additionally, Mr. Schwartz stated that he agrees with Mr. Pieper's amendment because it is helpful in understanding the situation.

Mr. Schwartz stated that on July 14, 1996, he received a fax from Ms. Suzanne Craft of PRC (via Ronald Yee of the Navy) regarding the Port Chicago memorial service, which took place on July 17, 1996. Mr. Schwartz noted that the service is a significant event and read the memorial service announcement (included as Attachment E).

Mr. Schwartz stated that he received a fax from Ms. Susan Gladstone, Regional Water Quality Control Board (Regional Board), regarding the Regional Board's comments on the *Interim Draft Remedial Investigation (RI) Report for Tidal Area Sites* (included as Attachment F). The letter, dated July 9, 1996, and initially addressed to Mr. Jim Pinasco, Department of Toxic Substances Control (DTSC), state that the Regional Board finds the report to be unacceptable and details the reasons.

Mr. Schwartz stated that he received a letter, dated July 10, 1996, from the Bay Area Economic Forum, a part of which is the Bay Area Defense Conversion Action Team (BADCAT). The group is holding a meeting on July 22, from 7:00 p.m. to 9:00 p.m. at 425 Market Street, Room 701, San Francisco, California. The letter states that the group is seeking representatives from local bay area reuse authorities, RABs, and other environmental community representatives to help establish support for community acceptance of new environmental technologies and to develop a framework for supporting deployment of new cleanup techniques as a means of expediting remediation of the bay area's 12 closing and closed military bases. Mr. Schwartz stated that, according to his understanding, the group is a mixed-funding organization, part private foundation and part government.

Dr. Barbara Smith noted that BADCAT is doing some work at a couple of bay area bases. She stated that the purpose of the group is to identify innovative technologies and where those technologies can be used, and support start-up companies that use innovative technologies. She stated that currently innovative technologies are not being used at WPNSTA Concord because the installation does not have the broad spread and significant levels of contamination amenable to the new technologies. Dr. Smith pointed out that it may be advantageous to track what BADCAT is doing and the types of technologies they are using at different sites to determine whether some of the technologies can be used at WPNSTA Concord.

Mr. Schwartz stated that he received a copy of a letter, dated June 22, 1996, from Dr. Smith to Mr. Roy Santana of the Navy, acknowledging receipt of the groundwater monitoring report for the Litigation Area.



ÓB

Caisléan Beag ar Scáth an Chnuic

813 Caskey Street • Bay Point, California, 94545-6766 • (510) 709-0783
E-Mail: Ray.O'Brien@wellsfargo.com

July 15, 1996

Mr. Herb Schwartz
Community Co. Chairman
Restoration Advisory Board
Concord Naval Weapons Station
1524 Arch Street
Berkeley, California 94708

RE: Draft Meeting Minutes, 6/20/96
Restoration Advisory Board

Dear Herb:

I am in receipt of the draft of the minutes of the June 20, 1996, Concord Naval Weapons Station Restoration Advisory Board meeting, wherein it states your intention to meet with your committee chairman and me to discuss and resolve concerns about the adequacy of the Navy's procedures for addressing archaeological and historical sites that may exist at the installation.

Since the issue of archaeological resources is of considerable significance, I suggest that the decision (word) of this extraordinary meeting be made a matter of public record using the following language:

After the adjournment of the Restoration Advisory Committee meeting of June 20, 1996, Community Co. Chairman Herb Schwartz, and his committee chairman met with Ray O'Brien to discuss the toxic clean-up program at CNWS in light of possible archaeological resources that may exist at CNWS.

Mr. Schwartz and his committee chairman

Mr. Herb Schwartz
Community Co-Chairman
Restoration Advisory Board
Concord Naval Weapons Station
Page 2
July 15, 1996

unanimously decided that the question of archaeological resources and their interface with toxic clean-up was an issue that is beyond the scope of the Restoration Advisory Board so that no further action on the part of the RAB would be necessary or advisable. Mr. Schwartz advised me that I would be free to take this issue to the full Board for its consideration. I declined since the community co-chairman and his committee chairman had stated by their vote their belief that this issue would not fall within the purview of the Restoration Advisory Board.

I request that this letter be added to the minutes of the June 20th meeting or that similar language detailing the action of the community co-chairman and his committee chairman at their extraordinary meeting be incorporated into the approved minutes of the June 20th meeting.

Sincerely,


R. O'Brien

ATTACHMENT D

**Handout from Ms. Moutoux's Presentation on Partial Deletion
NWS Concord
Restoration Advisory Board Meeting
February 20, 1997**

Partial Deletion Procedures at NPL Sites

Naval Weapons Station
Concord

Restoration Advisory Board
February 20, 1997

What is a partial deletion?

- allows EPA to delete releases at portions of NPL sites
- allows us to demonstrate successes at Superfund sites even though they are not completely cleaned up

Who does the deletion?

- the EPA project manager is responsible for managing the process
- EPA HQ approves the package
- outside parties are able to petition the agency to request a partial deletion at an NPL site

What are the criteria that need to be met?

- all appropriate response actions have been implemented
- the remedial investigation shows that the release poses no significant threat to human health and the environment
- state concurrence

What are the steps involved?

- EPA regional office management makes an initial determination that a partial deletion is appropriate
- the following factors may be considered
 - work completed at the site to date
 - additional work to be accomplished and associated schedule
 - effects of partial deletion on future use of the site
 - state, tribal, community interest/input

What are the steps involved?(cont)

- obtain formal state concurrence
- Notice of Intent to Delete in the Federal Register and local public notice
- 30-day public comment period and response summary
- Final Notice of Deletion in the Federal Register and local public notice

How long does it take?

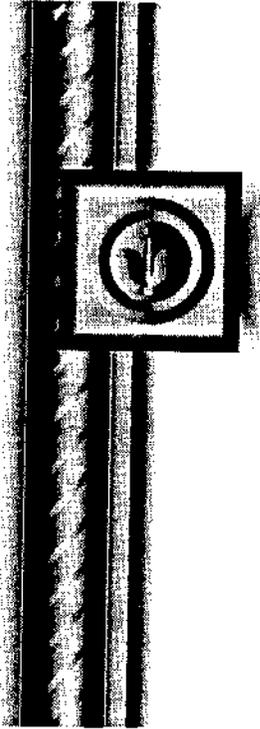
- process takes 3-4 months

Facts About NPL Listings

- NPL listings only include releases and not the uncontaminated portions of the property. (ie, where no releases have occurred)
- property where releases have not occurred can be characterized as never having been part of the NPL site

ATTACHMENT E

**Handout from Mr. Rosengard's Presentation on Partial Deletion
NWS Concord
Restoration Advisory Board Meeting**



PARTIAL DELETION DISCUSSION

John Rosengard
NWS Concord Restoration Advisory Board

2/20/97



CURRENT NPL BOUNDARIES

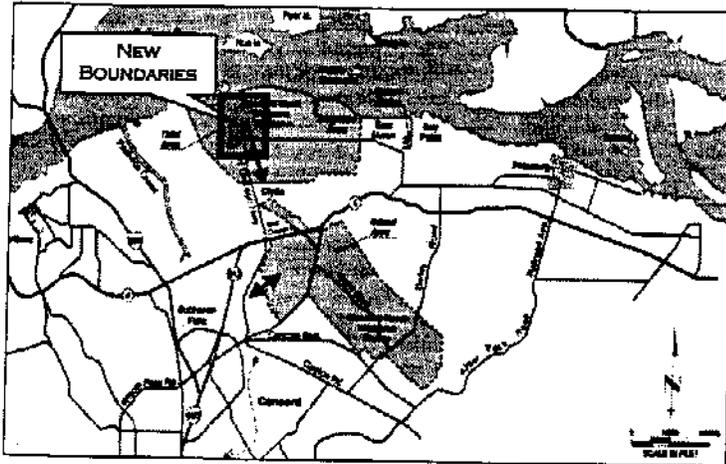
6 077-AC TIDAL
1 571-AC BAY ISLANDS
5 200-AC INLAND



2/20/97

ALTERNATIVE NPL BOUNDARY

TARGET: 1 000 - 2 000-AC



2/20/97

Distance to Most Residential Areas Increases



FACTS

- Lack of Significant Contamination
- Overlapping Regulations (RCRA, Superfund....)
- Point in Process (Depth of RI)
- Additional Costs for Superfund Track

GOALS

- Squeeze Time from Process
- Recognize Positive Stewardship
- Eliminate Need for Costly FS, ROD, RD Costs and Administrative Review
- [Inland FS/ROD/RD eliminated
- Tidal FS/ROD/RD scaled down]

2/20/97

ATTACHMENT F

**Summary of Verbal Responses to RAB Comments on the
Inland Area Remedial Investigation
NWS Concord
Restoration Advisory Board Meeting
February 20, 1997**

RESPONSE TO COMMENTS ON INLAND AREA REMEDIAL INVESTIGATION REPORT

Listed below are the general topics and responses that were discussed at the RAB meeting on February 20, 1997. Major concerns and comments, as identified by the Navy are listed below and were discussed at the February RAB meeting. The responses reflect the Navy's current position at this time.

1. Industrial versus residential scenarios - According to EPA Guidelines the residential scenario must be used in a risk assessment if there is a potential for the land to be used as a residential area in the future.
2. Site 27 Remediation - The proposed remediation will remain in the report. The Navy expects that in the long run, excavation of soil will prove to be the most cost effective alternative. Once the site is excavated and closed, no additional sampling or site evaluation will be necessary. That is, no money will need to be spent on this site in the future.
3. Surface Water - The only surface water at the sites, with the exception of Seal Creek, is storm water runoff. Storm water results in puddles at the sites during the rainy season, but no other surface water bodies exist.
4. Conservative approach to contamination estimate - The conservative approach used in the RI results in a worse case scenario for each site. If a site has no risk under a worse case scenario then closure of the site should not be an issue. If a site does have a risk, then the site-specific assumptions can be further evaluated to reach a more reasonable estimate of risk for the site.
5. Ecological risk assessment did not use ground squirrels because of the lack of data collected on this particular animal for use in an ecological risk assessment.
6. The report format will stay the same, as it follows the EFA West's specified format for reports written under the CLEAN contract.
7. At this time no long-term monitoring is planned at Site 13 because the groundwater does not affect the water supply.
8. No fence is planned at Site 13 because the cattle are not believed to be affected by the site conditions.
9. No sampling was conducted along the west side of Building IA-24 because disposal was not expected there. The sample locations near the building were placed near old floor drain exits, in case acid was disposed of through floor drains.

RESPONSE TO COMMENTS ON INLAND AREA
REMEDIAL INVESTIGATION REPORT

(continued)

10. No site-specific storm water treatment is planned. The storm water runoff leaving NWS Concord is monitored as part of its storm water discharge permit. The storm water comes in contact with nonpoint sources across the base, such as surface soils affected by past site activities, which usually are at levels that do not pose a risk, and NWS Concord infrastructure, e.g. railroad ties, asphalt roads, and creosote-treated wood. If the levels of contamination in the storm water from these nonpoint sources across NWS Concord result in contamination levels in exceedence of the discharge permit, then the storm water will be treated.
11. No further sampling of Seal Creek is planned. One of the purposes of the RI was to assess if past Site 17 activities affected Seal Creek, not to assess the water quality along the creek.
12. TPH results were not used in the human health risk assessment, and no other analytical methodologies were changed between the Site Investigation and RI.
13. Quarterly groundwater monitoring will only be instituted if a groundwater problem is defined. To date, no groundwater problem exists that would necessitate quarterly monitoring with the exception of Site 22 which is currently undergoing quarterly monitoring.
14. All analytical data validation is consistent between investigations.

ATTACHMENT G

**Draft Agenda for March 20, 1997, Meeting
NWS Concord
Restoration Advisory Board Meeting
February 20, 1997**

AGENDA
NAVAL WEAPONS STATION CONCORD
RESTORATION ADVISORY BOARD MEETING

Thursday, March 20, 1997

7:00 - 9:00 p.m.
Ambrose Community Center
3105 Willow Pass Road
Bay Point, California

7:00 - 7:05	Welcome and Introductions
7:05 - 7:15	Community Co-Chair's Report
7:15 - 7:25	Approval of February RAB Meeting Minutes
7:25 - 8:10	Presentation on Ecological Risk Assessment and Monitoring - Dr. Mary Gleason (PRC)
8:10 - 8:20	Break
8:20 - 8:50	NWS Concord Site Tour - April 12, 1997
8:50 - 8:55	Future Agenda Topics and Action Item Update
8:55 - 9:00	Public Comment
9:00	Adjournment

