



811 Duke St.  
Alexandria, VA 22314  
Phone: (703) 548-5300  
E-mail: jim@uxopro.com

## Memorandum

**From:** Jim Pastorick  
**To:** Greg Zalaskus  
**Date:** April 29, 2011  
**Subject:** Review of the Final Interim Remedial Action Report for the Former DRMO Yard, ICM Site, US Army Garrison, Picatinny Arsenal, New Jersey, Dated February 2011

Greg:

I reviewed the subject document and the responses to NJDEP comments on the previous version of the document. My comments follow:

1. NJDEP Comment #2: The response indicates that NJDEP's comment was rejected because the USEPA approved the final draft of the document and didn't have a similar comment on the subject of installing a 2-ft. cap vs. the 4-ft. cap required by the action memorandum. First, this seems to set a precedent that is a concern to NJDEP. According to this precedent USEPA is required to duplicate and support NJDEP's regulatory comments in order for Picatinny to recognize the comment as valid and worthy of action. All this comment requested was adoption of a brief addendum to the action memorandum to note that this change from the 4-ft. cap to a 2-ft. cap was agreed to by all regulators during the project. The fact that USEPA didn't make the same request isn't justification for not addressing the substance of this comment. NJDEP believes this comment is valid and requests an Army response that addresses the technical issue involved: how someone reviewing the project in the future will be able to easily understand that this change was considered by the regulators and approved. NJDEP believes the easiest way to accomplish this is with a one-page addendum to the action memorandum that can be signed by the regulators to document our concurrence. However, if the Army wishes to devise another way to ensure that this action is memorialized and easily accessed by future reviewers of this project then this alternate approach should be presented for consideration.
2. NJDEP Comment #4: The second bullet noted disagreement between the report,

3. NJDEP Comment #5: The response to this comment says that “Photos of the instruments used are already included in Appendix B”. This is not correct. Appendix B was reviewed and there are no photos of seismic instruments.
4. NJDEP Comment #6: The third bullet notes that there are numerous abbreviations in Table 3-1 that are not defined or included in the list of abbreviations in the document. The response says that all abbreviations have been defined, but a check of the document, including the list of abbreviations, shows that this change has not been implemented.

Please contact me if you have comments or questions on this document review.

Thank you,

A handwritten signature in black ink that reads "Jim Pastore". The signature is written in a cursive style with a long, sweeping underline.