



RE: Picatinny - PICA --001 Proposed Plan (UNCLASSIFIED)

Monday, September 13, 2010 4:26 PM

From: "Gabel, Ted Mr CIV USA IMCOM" <ted.gabel@us.army.mil>

To: Roach.Bill@epamail.epa.gov

Cc: michaelglaab@worldnet.att.net, gzalasku@dep.state.nj.us, JKEALY@dep.state.nj.us

Classification: UNCLASSIFIED

Caveats: NONE

Bill:

Thanks, we do not intend to public notice PICA 01 for 7 October but we will have a presentation on PICA 01 just in case we can in the near future.

Ted Gabel
Project Manager
for Environmental Restoration
US Army Garrison, Picatinny Arsenal
INCOM-NERO-PIC-PWE
B319

Picatinny Arsenal, NJ 07806-5000

Commercial: (973) 724-6748

Fax: (973)-724-5398

DSN: (312) 880-6748

"We are the Army's Home in Northern New Jersey"

From: Roach.Bill@epamail.epa.gov [mailto:Roach.Bill@epamail.epa.gov]

Sent: Monday, September 13, 2010 3:30 PM

To: Gabel, Ted Mr CIV USA IMCOM

Cc: michaelglaab@worldnet.att.net; gzalasku@dep.state.nj.us; JKEALY@dep.state.nj.us

Subject: Picatinny - PICA --001 Proposed Plan

Ted, as discussed, attached are draft comments on the PICA-001 revised PP. It is not expected that the ARAR issue will be settled before the public meeting scheduled for October 7, 2010. However, Comment 5 was made in an effort to make the language more consistent with our 5/12/10 letter and our current position on LUCs/ARARs. Bill

Classification: UNCLASSIFIED

Caveats: NONE




Picatinny - PICA --001 Proposed Plan

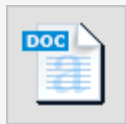
Monday, September 13, 2010 3:30 PM

From: "Roach.Bill@epamail.epa.gov" <Roach.Bill@epamail.epa.gov>

To: ted.gabel@us.army.mil

Cc: michaelglaab@worldnet.att.net, gzalasku@dep.state.nj.us, JKEALY@dep.state.nj.us

 1 File (23KB)



EPA Comme

Ted, as discussed, attached are draft comments on the PICA-001 revised PP. It is not expected that the ARAR issue will be settled before the public meeting scheduled for October 7, 2010. However, Comment 5 was made in an effort to make the language more consistent with our 5/12/10 letter and our current position on LUCs/ARARs. Bill

EPA Comments on the
Revised Proposed Plan for PICA-001 Sites
Picatinny Arsenal, NJ
September 13, 2010

1. Comment 31, Summary of Site Risks, Area K Sites, Site 199 – The third bullet should be revised to state: “Lead is not a concern at this site, however, a removal of elevated lead levels will be conducted; and”.

2. Comment 32, Summary of Site Risks, Area L Sites, Site 35 – The third bullet should be revised to state: “Lead is not a concern at this site, however, a removal of elevated lead levels will be conducted; and”.

3. Comment 35, Identification of Contaminants of Concern and Site Cleanup Levels, Area K Sites, Site 199 – The statement that has been added to this section should be changed as follows: “Although lead was not identified as a COC, elevated lead levels at Site 199 will be addressed by a limited removal action at sample locations K-199-GR-110 and K-199-GR-M9.”

4. Comment 36, Identification of Contaminants of Concern and Site Cleanup Levels, Area L Sites, Site 35 – The statement that has been added to this section should be changed as follows: “Although lead was not identified as a COC, elevated lead levels at Site 35 will be addressed by a limited removal action at sample locations K-35-SS-044, L-35-SS-009 and L-35-SS-060.”

5. Comparative Analysis of Response Actions, Compliance with ARARS, page 26 – The revised text states:

“The promulgated NJ Site Remediation Standards were used at these sites to establish chemical-specific screening levels, inclusive of all criteria including those based on inhalation and lead standards. A May 12 2010 letter from USEPA indicated that the NJSRS for the dermal/ingestion pathways are potential ARARs, and the NJSRS for the inhalation pathway and lead standards are to-be-considered criteria. USEPA also indicated that in cases where the site risks were acceptable for the current and reasonably anticipated future use these ARARs and TBCs can be met through land use controls. Alternative SL-1/SD-1 does not meet potential chemical-specific ARARs. All other alternatives meet potential ARARs through implementation of LUCs which both control exposure to residual contaminants, and changes in land-use that may lead to unacceptable risk in the future. SL-3/SD-3 and SL4/SD-4 evaluate additional actions designed to cover or remove soils.”

a. The second sentence refers to the May 12, 2010 letter as indicating that “the NJSRS for the inhalation pathway and lead standards are to-be-considered criteria.” The letter states that they “are not generally applicable and EPA will continue to rely upon its own risk-based remediation goals in those situations.” Therefore, the subject language should be revised to reflect that the Army is recognizing the disputed standards as TBCs.

b. The third sentence should be deleted as it is counter to current EPA policy.

Note: These comments on ARARs were offered because of the Army's plan to public notice the Proposed Plan on October 7, 2010 without official concurrence from EPA. It should be noted that EPA is still in discussion with NJDEP and the Army on settling these issues including but not limited to the 5X cleanup level for lead at two of the sites in the proposed plan.