



## State of New Jersey

CHRIS CHRISTIE  
Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Bureau of Case Management

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March 29, 2012

Wanda Green  
BRAC Environmental Coordinator  
OACSIM – U.S. Army Fort Monmouth  
PO Box 148  
Oceanport, NJ 07757

Re: **No Further Action Letter**

Remedial Action Type: Unrestricted Use for the Area of Concern – Parcel 28 North of Corrigidor Rd  
Fort Monmouth,  
Fort Monmouth, Monmouth County  
Program Interest #: G000000032  
Activity Number: RPC000001

Dear Ms. Green:

Pursuant to N.J.S.A. 58:10B-13.1 and N.J.A.C. 7:26C, the New Jersey Department of Environmental Protection (Department) issues this No Further Action Letter for the remediation of the area of concern specifically referenced above, so long as the Department of the Army did not withhold any information from the Department. This action is based upon information in the Department's case file and the information from Calibre dated March 19, 2012. In issuing this No Further Action Letter, the Department has relied upon the certified representations and information provided to the Department. To remain in compliance with the terms of this No Further Action Letter, the Department of the Army as well as each subsequent owner, lessee and operator must comply with the conditions noted below.

By issuance of this No Further Action Letter, the Department acknowledges the completion of a Preliminary Assessment and Site Investigation pursuant to the Technical Requirements for Site Remediation (N.J.A.C. 7:26E) for only that portion of Parcel 28 located north of Corrigidor Road, and no other areas. Arsenic was found in the soil at a level of 20.7 ppm, and aluminum was noted in the ground water at 550 ppb. Based on the sample results, soil type and the documentation submitted to support same, it has been determined that the above referenced levels are present due to naturally occurring background conditions, not as the result of a discharge, and therefore are not subject to remediation pursuant to the Site Remediation Reform Act (N.J.S.A. 58:10C-1 et. seq.).

By operation of law a Covenant Not to Sue pursuant to N.J.S.A. 58:10B-13.1 applies to this remediation. The Covenant Not to Sue is subject to any conditions and limitations contained herein. The Covenant Not to Sue remains effective only as long as the real property referenced above continues to meet the conditions of this No Further Action Letter.

#### **NO FURTHER ACTION CONDITIONS**

Pursuant to N.J.S.A. 58:10B-12o, the Department of the Army and any other person who was liable for the cleanup and removal costs, and remains liable pursuant to the Spill Act, shall inform the Department in writing within 14 calendar days whenever its name or address changes. Any notices submitted pursuant to this paragraph shall reference the above case numbers and shall be sent to: Bureau of Case Assignment and Initial Notice – Case Assignment Section, 401-05H, P.O. Box 420, Trenton, N.J. 08625-0420.

Thank you for your attention to these matters. If you have any questions, please contact Linda Range at (609) 984-6606.

Sincerely,



Gwen B. Zervas, P.E., Section Chief  
Bureau of Case Management

c: Joe Pearson, Calibre Systems  
Rick Harrison, FMERA  
Julie Carver, Matrix  
Monmouth County Health Department