



State of New Jersey

CHRIS CHRISTIE
Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BOB MARTIN
Commissioner

KIM GUADAGNO
Lt. Governor

Bur. of Case Management
401 East State Street
P.O. Box 028
Trenton, NJ 08625-0028
Phone #: 609-633-1455
Fax #: 609-633-1439

April 30, 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 –
FTMM 28/CW-6 Former Pesticide Storage Site, Building 2044

Fort Monmouth
Tinton Ave
Tinton Falls Boro, Monmouth County
Program Interest #: G000000032
Activity Number: RPC000001
Document Title: FORT MONMOUTH: EFD

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 November 2011 Remedial Investigation Report Addendum. 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 Site Investigation, Remedial Investigation and Remedial Action pursuant to the Technical Requirements for Site Remediation (N.J.A.C. 7:26E) for the CW-6

Pesticide Storage Building area located in the Charles Wood Area of Fort Monmouth, and no other areas. Elevated levels of arsenic, lead, antimony, cadmium, thallium and selenium have been found in ground water above the Ground Water Quality Standards, however, based on the sample results, soil type and the documentation submitted to support same, it has been determined that the above referenced levels in this area 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
Rich Harrison, FMERA
Julie Carver, Matrix
Monmouth County Health Department
Ann Charles, NJDEP/BEERA
Daryl Clark, NJDEP/BGWPA