

June 11, 2004

Ms. Susan Crowley
Kerr-McGee Chemical LLC (KM)
PO Box 55
Henderson, Nevada 89009

Re: **Kerr-McGee Chemical Corporation LLC (KM)**
NDEP Facility ID #H-000539
Nevada Division of Environmental Protection Response to:
Kerr-McGee Responses to NDEP Comments of February 11, 2004

Dear Ms. Crowley,

The Nevada Division of Environmental Protection (NDEP) has reviewed the
aforementioned document and provides the following comments:

1. As we discussed on the telephone, it is the expectation of the NDEP that the dates presented on the Deliverable Schedule represent the dates that the documents are due to the NDEP. To clarify, on the due date the documents should be received (in hard copy format with wet signature), by the case officer (Brian A. Rakvica, P.E.), no later than 5:00 PM PST. If necessary, hand-delivery is an acceptable form of delivery.
2. Please note that it is not necessary for KM to provide a response to each of these comments if KM concurs with the comment. Lack of response will be considered concurrence. A response is needed for NDEP comments that require action or for comments that KM does not agree with.
3. Please refer to the February 11, 2004 letter from NDEP to KM for additional details on specific comments.
4. Comment #1 – Please reduce the number of copies to one copy for Mr. Jeff Johnson, P.E. in the Carson City office of the NDEP.

5. Comment #4 – The NDEP would like to clarify that the comments provided in comment #4 (regarding averaging of data and composite soil samples) and other comments are partially intended to provide guidance for the development of future documents.
6. Comment #5 – In accordance with the current Public Involvement Plan, please note that in addition to the quarterly progress reports, KM is required to place a copy of “all key summary documents” in the public information repository.
7. Comment #7 – Since KM is currently discharging from pond GW-11 it is requested that the delivery date for the characterization of pond GW-11 contents be expedited. Please provide a revised submittal date.
8. Comment #10 – The NDEP believes that an “*Evaluation of the Detection Limits in the Supplemental Phase II Report*” will not be sufficient to address this comment. KM needs to evaluate the detection limits (in coordination with the project risk assessor and laboratory) for all chemicals in all media and determine appropriate detection limits. The NDEP expects that this issue will be addressed in a revised FSP/QAPP. In addition, an evaluation of data usability and a data quality assessment should be included in the deliverables schedule.
9. Comment #11 – This is an extensive comment provided by NDEP and the submission of reports on Data Quality Objectives and a Background Study alone do not appear to be sufficient to address the NDEP’s comments. It appears that (at a minimum), an evaluation of screening levels needs to be completed. The NDEP acknowledges that the completion of a background study may be a key component of this evaluation. KM should also determine if additional evaluations are necessary and continue to supplement the deliverables schedule.

By **July 12, 2004** KM shall address the issues outlined herein. Should you have any questions or concerns, please do not hesitate to contact me at (702) 486-2870.

Sincerely,

Brian A. Rakvica, P.E.
Staff Engineer III
Remediation and LUST Branch
Bureau of Corrective Actions
NDEP – Las Vegas Office

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CC: Jim Najima, NDEP, BCA, Carson City
Jon Palm, NDEP, BWPC, Carson City
Todd Croft, NDEP, BCA, Las Vegas
Jennifer Carr, NDEP, BCA, Carson City
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Brenda Pohlman, City of Henderson, 240 Water Street, Suite 210, Henderson, NV 89015

Mitch Kaplan, U.S. Environmental Protection Agency, Region 9, mail code: WST-5,

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Carrie Stowers, Clark County Comprehensive Planning, PO Box 551741, Las Vegas, NV, 89155-1741

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