



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

AUG - 9 2006

Mr. Rodrigo V. Rimando, Jr.  
Brookhaven Project Director  
U.S. Department of Energy  
Brookhaven Site Office  
Building 464  
P.O. Box 5000  
Upton, NY 11973

Re: CERCLA Five-Year Review  
Brookhaven National Laboratory, Upton, New York

Dear Mr. Rimando:

I am writing in regard to the Department of Energy's Five-Year Review Report for the Brookhaven National Laboratory (BNL) located in Upton, New York. My office has reviewed the July 19, 2006 report on behalf of the Environmental Protection Agency (EPA) and I am pleased to advise you that EPA concurs with the protectiveness determinations made within the report. Our review was conducted in accordance with EPA's "Comprehensive Five-Year Review Guidance" (OSWER Directive No. 9355.7-03B-P). Pursuant to 40 CFR 300.430(f)(4)(ii), reviews no less often than every five years are required of any remedial actions that have been selected in Records of Decision that do not allow for unlimited use and unrestricted exposure.

Beyond the remedial actions evaluated in this review, the DOE is also proceeding with additional studies, designs and remedial actions (including institutional controls) that may be necessary to protect public health and the environment at other areas of BNL. Remedies at these remaining areas are yet to be selected. Until such time as all such remedy decisions have been made, a comprehensive base-wide protectiveness determination must be reserved.

Notwithstanding the above, EPA concurs that the remedies selected and implemented to date, as reported in this Five-Year Review, are protective of human health and the environment.

If you have any questions, please feel free to call me at 212-637-4390, or have your staff contact Douglas Pocze, of my staff, at 212-637-4432.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "George Pavlou".

George Pavlou, Director  
Emergency and Remedial Response Division

cc: Dale A. Desnoyers  
NYSDEC

**New York State Department of Environmental Conservation**

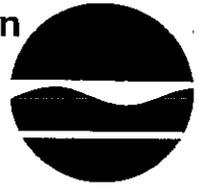
**Division of Environmental Remediation**

Remedial Bureau A, 11<sup>th</sup> Floor

625 Broadway, Albany, New York 12233-7015

Phone: (518) 402-9620 • FAX: (518) 402-9022

Website: [www.dec.state.ny.us](http://www.dec.state.ny.us)



Denise M. Sheehan  
Commissioner

July 20, 2006

Mr. Rodrigo V. Rimando, Jr  
Brookhaven Project Director  
Office of Environmental Management  
United States Department of Energy  
Brookhaven Site Office  
Building 464, P.O. Box 5000  
Upton NY 11973-5000

Re: Final Five-Year Review Report for Brookhaven National Laboratory Superfund Site

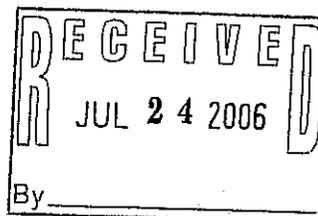
Dear Mr. Rimando:

I received the above report dated July 19, 2006. All previous DEC comments have been addressed and included in the final version. As such, the Department has no further issues or comments on the report.

Should you have any questions or concerns, please contact me at (518) 402-9620 or [cbng@gw.dec.state.ny.us](mailto:cbng@gw.dec.state.ny.us).

Sincerely yours,

Chek Beng Ng  
Environmental Engineer I  
Remedial Bureau A



ec: J. Swartwout, DEC  
M. Menetti, NYSDOH  
M. Spivak, DEC

cc: D. Pocze, US EPA