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30 JUN 1989

From: Staff Judge Advocate, Marine Corps Base, Camp Lejeune
To: Assistant Chief of Staff, Facilities, Marine Corps Base,
Camp Lejeune
Director, Natural Resources and Environmental Affairs
Division, Marine Corps Base, Camp Lejeune

Subj: CUSTOMER NOTIFICATION OF AVAILABILITY OF THE UNREGULATED
SYNTHETIC ORGANIC CHEMICAL (SOC) MONITORING RESULTS

Ref: (a) AC/S, Fac ltr 6280/4 FAC dtd 19May89
(b) North Carolina Department of Human Resources ltr dtd
10May89
(c) 40 CFR section 141.35
(d) 10 NCAC 10D sections .1638 and .1640

Encl: (1) Proposed ltr to the North Carolina Department of Human
Resources
(2) Proposed Notice to the Public Regarding the SOC Results
Availability

1. Purpose. The purpose of this letter is to ensure compliance
with North Carolina Water Quality Standards (10 NCAC 10D section
.1600) regarding customer notification of unregulated Synthetic
Organic Chemical (SOC) monitoring results.

2. Background. Reference (a) requested that NREAD, OSJA and
Family Housing coordinate regarding a letter received from the
North Carolina Department of Human Resources, reference (b). It
detailed the State requirements for unregulated SOC monitoring and
for notice to the public water system customers regarding review of
the results. The letter further stated that a copy of the customer
notice must be forwarded to the State. Though the Department did
not state that Camp Lejeune had failed to comply with State law,
the letter concluded by providing remedial guidance in the event it
was needed. It has been determined that the base did not notify
water customers of the availability of the 1987 monitoring result.
NREAD, however, is currently preparing a customer notice for
publication in a newspaper regarding the 1989 monitoring results.

3. Discussion

a. Both EPA and North Carolina regulations, references (c) and
(d) respectively, require customer notification of the availability
for review of unregulated SOC monitoring results. The regulations
require the water supplier to identify a person and a telephone
number to contact for information about the monitoring. These
provisions require that the notification must be included either
with the water bills or made by written notice within three months
of receipt of the results. Contrary to reference (b), the
regulations do not expressly state that customer notification may

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be made by publishing the notice in a newspaper. Clarification from the State is necessary regarding this conflict. If newspaper publication of the notice is permitted, both time and money could be saved. Until clarification is received, and since Camp Lejeune does not issue water bills to the installation's public water system customers, newspaper publication of the notice is the most practical solution. The 1989 monitoring results were received in early April, therefore, customer notification regarding these results must be made by early July 1989 (notice must occur within 90 days).

b. Because of the failure to make customer notification after the 1987 monitoring, two separate actions are necessary. First, North Carolina and the Environmental Protection Agency should be informed regarding the failure to notify the customers about the 1987 monitoring. This can be accomplished by sending a letter, enclosure (1), to the State while making the EPA an information addressee. Second, customer notification must still be made regarding the availability for review of those results. A copy of the notice used must be forwarded to the State for both the 1987 and 1989 results as well as any future monitoring. Enclosure (2) is a recommended notice form that satisfies the legal requirements.

5. Recommendation

a. That NREAD make customer notification regarding the 1987 and 1989 monitoring results by placing the notice in the Camp Lejeune Globe, and the New River Air Station Rotovue.

b. That NREAD coordinate with JPAO in order to place the customer notification regarding the 1987 and 1989 monitoring results in the Jacksonville Daily News.

c. That NREAD ensure that customer notification regarding the 1989 monitoring is made within 90 days of receipt of results (early July).

d. That Facilities inform the State, and the EPA, that a customer notice regarding the 1987 and 1989 monitoring results were published in the Globe, the Rotovue, and in the Jacksonville Daily News. Enclosure (1) is a recommended letter.

e. That JPAO be designated as the point of contact on the customer notice form for questions regarding the unregulated SOC monitoring results.

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