Remediation Transformation

Getting Started Visioning Session



Where This Process Started

- Commissioner Esty has made transformation of CT's Brownfields programs a top priority

Comprehensive Evaluation of Connecticut Site Cleanup
Programs

Guiding Principles of the Transformation

♦ INCLUSIVE

• All stakeholders will be invited to engage and participate.

♦ TRANSPARENT

• DEP will ensure that information relative to this process will be available for all to access.

♦ THOROUGH

♦ This evaluation and transformation will consider all laws that influence site cleanup in Connecticut

▲ TIMELY

♦ DEP will complete this evaluation and transformation no later than December 15, 2011.

Transformation Time Frame

- ◆ DEP will issue Report to Governor and Legislature (Commerce & Environment Committees) by December 15, 2011
- ◆ DEP will spend the summer conducting a public input process – starting today
- It is critical that we determine where we want to and need to go before we transform
 - What does good look like?

Why Are We Launching This Process?

- DEP has an opportunity to make significant improvements to our cleanup programs
- Current programs have significantly reduced risk and we have all learned from the programs in place since 1967
- ♦ There are opportunities to improve

Refine or Transform – What is Transformation?

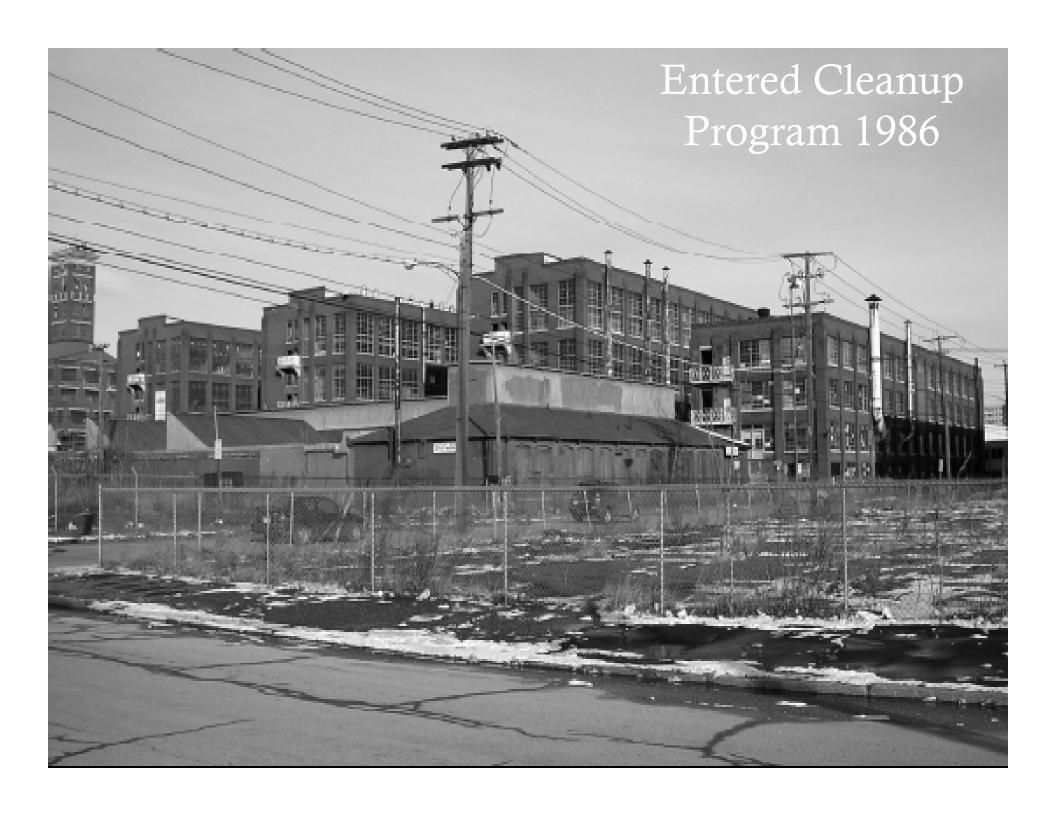
- ◆ Considering the Property Transfer Act the State has modified the 1985 Act on 20 occasions.
 - ♦ Since 1995 changes were made every year except 2002 and 2004

Is the Current Process Working?

Sites in DEP Cleanup Programs

Cleanup Program	# of sites (approx)	# cleanup completed (approx)	Avg yrs to cleanup (approx)	Avg new sites/yr (approx)	
Spill Reporting	100,000 releases	Uncertain; short- term risks addressed	n/a – complete cleanup not required by statute	8,000	
Transfer Act	3,000	300	completed sites: 7 yrs; otherwise unlimited	200	
Significant Hazards	600 (~ half are also Transfer Act sites)	only short-term risks addressed	n/a – complete cleanup not required by statute	55	
Leaking underground vehicle fuel tanks	2,500	285; only short- term risks addressed	n/a – complete cleanup not required	34	
Unregulated Releases	unknown	unknown	unknown	n/a	

Program	Promptly Abate Risk	Timely Control Migration	Trigger to Act	Release or Site- wide	Self- Implementing	Standard End Points	Timeline to Cleanup
Spills	Yes	Yes	Release exists	Release	Yes	No	No
Transfer Act	No	No	Program Applicable	Site-wide or Portion	Invest. –Yes Cleanup – post 10/09	Yes - RSRs	Only post 10/09
Voluntary	No	No	Voluntary	Varies	No	Yes - RSRs	No
Significant Hazard	In part	Maybe	Knowledge above thresholds	Release	No	No	No
USTs	Yes	Yes	Release exists	Release	In part	In part – RSRs	No
RCRA CA	No	No	Release exists at RCRA facility	Site-wide	In part	Yes - RSRs	No
Unregulated or Unknown	No	No	N/A	N/A	N/A	N/A	No



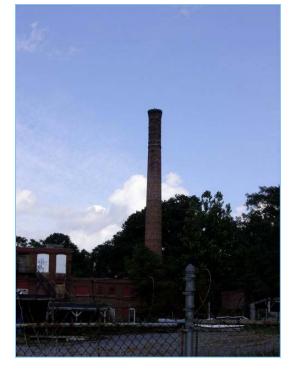
Waterbury











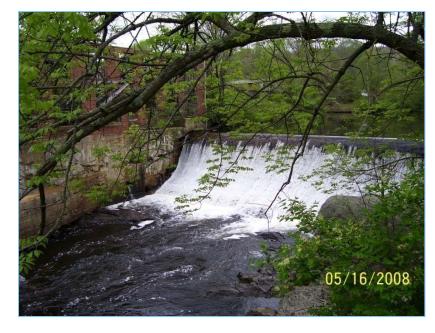




Former Norton Paper Mill Colchester









Former Fleisher Finishing Mill Street Waterbury



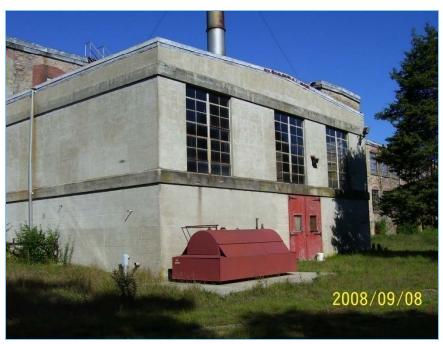


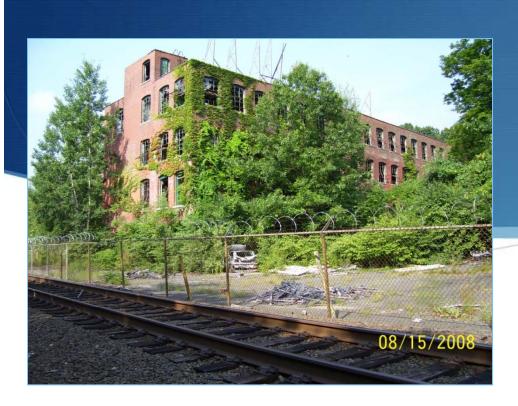






Former Cooper Industries Brooklyn





Former Bristol Babcock Company Waterbury



Transformation

- We can create a new system, based upon our collective experiences and our collective vision to recast Connecticut's cleanup programs
- ♦ We will have many questions to answer, much input to solicit, and many factors to consider

Transformation Partners Who Will Be Involved?

- Government
 - ♦ DEP, DECD, DPH
 - Attorney General
 - US EPA
 - CEQ
- Municipalities
- LEPs

- Regulated Community
 - Responsible Parties
 - Brownfield Redevelopers
 - Property owners
- Attorneys
- Banks/Insurers
- Environmental Constituents

How To Get Info and Get Involved?

- DEP's Web page:
 - www.ct.gov/dep/remediation-transform
 - Post Documents
 - Updates on process
 - Notice on public meetings
 - Stakeholder transformation input form
- ♦ Remediation Roundtable
 - Updates on process

First Major Steps

- Visioning Session today
 - ◆ DEP will lead session and compile report that will be available for public comment
- ♦ Program Concepts Workgroup July

 - Report will be available for public comment

What We Need To Evaluate

- ♦ Legislation identifies a few things to evaluate, including:
- 1. Factors that influence time frames to complete cleanup
- 2. Volume in each current program and speed to complete
- 3. Use of LEPs in expediting cleanup, including audit info
- 4. DEP's liability statutes
- 5. Comparison of CT programs to States using a single cleanup program

Can We Tackle Everything?

- ♦ We imagine that some issues identified during the workgroups may not be resolved prior to December 15, 2011

Most Major Step

- ◆ DEP to draft new and revise existing legislation as determined by the outcome of this entire process.
 - Draft legislation will be available for public comment before being transmitted to the Governor or Legislature.

Final Step of Transformation

- Public participation will continue throughout the legislative session

Visioning Session Goals

- Determine what is important in achieving a successful transformation
- Establish in broad terms what good would look like
- ▲ Answer many questions starting with: What does an excellent remediation program provide?

Today's Process

- We will separate into breakout groups
- Each breakout group will work collaboratively to develop their vision

Today's Process – more ...

Today's Process – more ...

- It is important to document all your ideas on opening questions and try to come to a consensus where asked
- The Reporter will represent your group on a panel report out
- ◆ DEP will post information and issue a report on this process in the near future

I will take your questions ...