

# REMEDIATION ROUNDTABLE

June 14, 2011



Bureau of Water Protection and Land Reuse  
Connecticut Department of Environmental Protection

# ROUNDTABLE MECHANICS



CAMILLE FONTANELLA

# REMEDIATION ROUNDTABLE

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- ◉ An open forum for the exchange of ideas and information on CT's Remediation Programs
- ◉ Next meeting: **September 13, 2011**
- ◉ Schedule and agenda on website  
[www.ct.gov/dep/remediationroundtable](http://www.ct.gov/dep/remediationroundtable)
- ◉ Submit comments to Camille Fontanella at  
[DEP.remедiationrondtable@ct.gov](mailto:DEP.remедiationrondtable@ct.gov)

# ROUNDTABLE GROUND RULES

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- Your involvement and constructive, creative ideas will make this a success
- Agenda items may include program proposals and updates, training, field/implementation issues, and regulatory application
- Specific sites/cases will not be addressed
- Be respectful of time constraints
- Agendas will be shaped by your suggestions

# TODAY'S AGENDA

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- Survey Says!
- Criteria
  - Criteria LEAN – Report Out
  - ETPH and EPH/VPH Update
  - Volatilization Criteria
  - 2005 List of Criteria
- Brownfields Package
- Targeted Brownfields Remedy
- Visioning Session: Comprehensive Evaluation
- Public Participation
  - Establish Workgroups

# ROUNDTABLE SURVEYS



CAMILLE FONTANELLA

# SURVEY RESULTS: AGENDA TOPICS

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- 14 topics generated by written comments you submitted
- **91** of you let us know which agenda topics are most important to you
  - **83%** environmental professionals
  - **14%** legal professionals
  - **2%** laboratory professionals
  - **1%** business professionals



# SURVEY RESULTS: AGENDA TOPICS

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- Results are posted on website  
[www.ct.gov/dep/remediationroundtable](http://www.ct.gov/dep/remediationroundtable)
- Top three rated topics
  - Characterization of fill, asphalt, and pesticides
  - Property Transfer compliance at older sites
  - Verifications
- Future agendas, breakout groups, and workgroups will be shaped by these results



# NEW SURVEY: GUIDANCE TOPICS

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- ◉ 15 guidance topics generated by comments you submitted
- ◉ Survey link is on the website!!!  
[www.ct.gov/dep/remediationroundtable](http://www.ct.gov/dep/remediationroundtable)
- ◉ Let us know... Which guidance documents are most important to you?
- ◉ Posted through July 19



# NEW SURVEY: GUIDANCE TOPICS

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Demonstration of Background	Expedited Site Assessment
Alternative Groundwater Monitoring Plan	Soil Vapor Sampling
Ecological Risk Assessment	EPH/VPH Analysis
Monitored Natural Attenuation	RCRA Corrective Action
Well Construction and Design	Indoor Air Monitoring
Significant Environmental Hazards	95% Upper Confidence Limit
Verifications for Release Area/Portion/Interim	Soil Reuse
Urban Fill	

# SURVEY QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# CRITERIA



# CRITERIA LEAN EVENT REPORT OUT



TRACI IOTT

# CRITERIA LEAN EVENT

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## ○ Mini-Kaizen on March 3-4, 2011

- Intensive team effort to take apart process and put back together in a better way
  1. Flow Diagram current process - steps and timeframe from receipt of request to resolving request
  2. Identify waste (non-value added steps)
  3. Brainstorm --what does “good” look like?
  4. Flow Diagram future process - maximize reduction of steps and time while satisfying customer needs
  5. Develop Implementation Plan – establish 2-month, 6-month, 12-month goals
  6. Identify Key Performance Indicators = Metrics

# CRITERIA LEAN EVENT

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- ◉ Who: Staff of DEP's Remediation and Planning and Standards Divisions
- ◉ Purpose: Identify and implement improvements to the Additional Polluting Substance and Alternative Criteria request process

# CRITERIA LEAN EVENT

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## Additional Polluting Substances Future State

○ 3 choices for requesting criteria:

**EASY/  
QUICK**



**more  
time /  
longer  
review**

1. APS Criteria List (best current criteria per DPH) where no 1996 RSR criteria exist to be posted on website  
OR
2. DEP “calculator” with formulas for calculating APS to be posted on website  
OR
3. Your own method of proposing APS per RSRs

# CRITERIA LEAN EVENT

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## Choice 1. APS Criteria List

- Goal: Provide a single list of APS criteria (where no RSR criteria exists) from which individual criteria can be requested for use on a site-specific basis
- Benefits:
  - No calculation required
  - Simple submittal form for approval
  - Review by Remediation Division only
  - Fastest option

# CRITERIA LEAN EVENT

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## Choice 1. APS Criteria List Implementation Plan

- Removal of inaccurate or confusing information currently on the website

### Status: Completed

- Removed “2005” criteria table and Vinyl Chloride memo from website
- Updated ETPH information on website

# CRITERIA LEAN EVENT

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## Choice 1. APS Criteria List

### Implementation Plan (continued)

- ◉ DEP/DPH review of criteria (draft 2008) to ensure toxicity values still current  
**Status: P&S working with DPH**
- ◉ Post APS list on website  
**Status: To occur upon DPH approval**
- ◉ Provide simple form for requesting use of individual criteria from APS list  
**Status: In development**

# CRITERIA LEAN EVENT

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## Choice 2. DEP Calculator

- Goal: Provide formulas DEP recommends for calculating DEC, PMC, GWPC, SWPC, VolC and links for toxicity values
- Benefits:
  - No calculation required – plug and chug
  - Minimize calculation errors
  - Easy to access calculator and toxicity links on website
  - Allows for expedited review and approval

# CRITERIA LEAN EVENT

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## Choice 2. DEP Calculator

### Implementation Plan

- Finalize Calculator

**Status:** In progress with P&S

- Post Calculator and Toxicity Links on website

**Status:** To occur when calculator complete

# CRITERIA LEAN EVENT

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## Choice 3. Your Own Method

- Goal: Provide flexibility for LEPs to request APS derived by other means currently allowable under the RSRs
- Benefits:
  - Consideration of other methods to derive site-specific APS

# CRITERIA LEAN EVENT

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## Alternative Criteria

- ◉ LEAN team focus was on APS Process
- ◉ Implement APS changes
- ◉ Evaluate whether similar process could be applied to alternative criteria request process

# CRITERIA LEAN EVENT

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## Other Criteria LEAN team goals Implementation Plan

- Assess and resolve current backlog of criteria requests

### Status:

- Assessed Remediation Division backlog
- Improving databases between two Divisions
- Drafted format letter to close old requests
- Drafted internal SOPs for tracking new requests

# CRITERIA LEAN EVENT

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## Other Criteria LEAN team goals (cont'd) Implementation Plan

- Provide revised ETPH and EPH/VPH criteria and form to expedite approval  
**Status: In progress - update by Rob Robinson**

# STAY TUNED FOR...

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- Public Outreach on Risk-Based Criteria outside Roundtable format
- Tentatively scheduled Fall 2011
- Public Discussion and opportunity for Public input on deriving Risk-Based Criteria
  - RSR criteria and Water Quality Criteria

# CRITERIA LEAN EVENT QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# ETPH AND EPH/VPH



**ROBERT ROBINSON**

# ETPH and EPH/VPH

- **Two choices for making a criteria request:**
  1. **develop own criteria**
  2. **use new forms**
- **Two new forms for fast-tracked approval**

## REQUEST FOR APPROVAL FOR USE OF ETPH METHOD AND ASSOCIATED CRITERIA AS AN ADDITIONAL POLLUTING SUBSTANCE

In accordance with RCSA Sections 22a-133k-1 through 22a-133k-3 (RSRs)

Please complete this transmittal form to submit a request for the use of the Extractable Total Petroleum Hydrocarbons (ETPH) methodology and criteria listed below, which have been pre-evaluated by the Commissioners of the Departments of Public Health and Environmental Protection.

The use of this form will expedite the approval process for the use of the established methodology and criteria. Upon approval, this form will be returned to the sender to document such use. If an alternative methodology and/or criteria is proposed, it should be submitted using the "Approval Request or Request for Alternative Methodology and/or Criteria" transmittal form along with all information required by the applicable paragraph(s) in the RSRs for each proposed methodology and criteria.

All sections of this form must be filled out for each applicable use.

Check the box to indicate the program for which this form is being submitted:

- Connecticut General Statutes (CGS) section 22a-134(a)-(e), Property Transfer Program
- CGS section 22a-133x, Voluntary Remediation Program
- CGS section 22a-133y, Voluntary Remediation Program
- Other (specify) \_\_\_\_\_

# ETPH AND EPH/VPH

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- **Criteria in forms**

- developed by P&S and DPH based on latest toxicity
- DEC/PMC/GWPC/SWPC/VoIC

- **P&S preparing technical support document describing derivation of new criteria**

- **Remediation working on guidance for analysis and application (RCP revision)**

- **Changes to RSRs webpage [www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)**

# ETPH AND EPH/VPH FORMS QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# VOLATILIZATION CRITERIA



JAN CZECZOTKA

# 2003 PROPOSED VOLATILIZATION CRITERIA

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- ◉ **How they came to be**
- ◉ **DEP policy then...**
- ◉ **...and now – Clarification of regulation**
  - **On website since April 2010**
  - **APS where no 1996 criteria exists**
  - **Alt criteria – use whole list**
- ◉ **How to use the 2003 Proposed Criteria**
  - **Expedited approval**
  - **Until new Best List comes out**

# VOLATILIZATION CRITERIA QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# 2005 LIST OF CRITERIA



**ROBERT BELL**

# 2005 LIST of CRITERIA

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- **Removed from website in March 2011**
- **Valid if already requested and DEP approved in writing**
- **Transition approach for applicable sites**
  - **Does NOT apply for those listed for site-specific use**
  - **ONLY applies for those listed approved state-wide**

# 2005 LIST of CRITERIA

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## **Conditions for Transition:**

- ◎ **Relied upon APS criteria on website**
- ◎ **Verification Imminent (submitted by September 2011) OR**
- ◎ **Investigation and RAP completed by March 2011 and significant progress in remediation by September 2011**

# 2005 LIST OF CRITERIA QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# ANNOUNCEMENTS



**ROBERT BELL, JAN CZECZOTKA,  
AND GRAHAM STEVENS**

# PROPOSED BROWNFIELDS LEGISLATION



**ROBERT BELL**

# BROWNFIELDS LEGISLATION

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- ◉ **Status of Legislative Process**
- ◉ **Highlights of the law**

# BROWNFIELDS LEGISLATION QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# TARGETED BROWNFIELDS REMEDY



JAN CZECZOTKA

# TARGETED BROWNFIELDS REMEDY

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## **Remedy that:**

- ◉ **Reduces scale of investigation**
- ◉ **Evaluates potential risks to receptors**
  
- ◉ **Involves covering polluted soil**
- ◉ **Meets the RSRs and RCRA Closure**
  
- ◉ **For whole site or portion of site**
- ◉ **Applicable to certain sites**

# TARGETED BROWNFIELDS REMEDY

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## **Eligibility:**

- ◉ **Applicant not subject to enforcement action for site clean-up**
- ◉ **Site is not in GA Area or APA**
- ◉ **Drinking water receptors connected to public water**
- ◉ **Area on which remedy to be used is surveyed**
- ◉ **Approval of Engineered Control and ELUR**

# TARGETED BROWNFIELDS REMEDY

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- **Off-site contamination must be addressed**
  - **Groundwater**
  - **NAPL**
  - **Vapor**
  - **Sediment**
- **Characterization in accordance with prevailing standards and guidelines to determine extent of migration**

# TARGETED BROWNFIELDS REMEDY

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## **Details:**

- ◉ **Conceptual Site Model**
- ◉ **Polluted soil –**
  - **Capped with EC + ELUR – monitoring, maintenance, and financial assurance**
  - **Inaccessible + isolated beneath buildings**
- ◉ **Vapor – sub-slab controls beneath buildings**

# TARGETED BROWNFIELDS REMEDY QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# COMPREHENSIVE EVALUATION AND TRANSFORMATION OF CT'S REMEDIATION PROGRAMS



**GRAHAM STEVENS**

# COMPREHENSIVE EVALUATION

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- Commissioner Esty has initiated a comprehensive evaluation and transformation of CT's cleanup program
- January 2011 – DEP released a white paper providing baseline information on Connecticut's cleanup program
  - Summary of the current cleanup construct, past evaluations and changes to the program, and discussion on the opportunities for future improvement

# COMPREHENSIVE EVALUATION

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## ◎ **INCLUSIVE**

- all stakeholders invited to engage and participate

## ◎ **TRANSPARENT**

- information relative to this process will be available for all to access

## ◎ **THOROUGH**

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

## ◎ **TIMELY**

- to be completed no later than December 15, 2011

# COMPREHENSIVE EVALUATION

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- All are invited to participate in formulating a shared vision for this transformation
- DEP will host this session on June 27th from 12:30 until 5:00 pm
- [www.ct.gov/dep/remediation-transform](http://www.ct.gov/dep/remediation-transform) will be used throughout this process to share information and solicit input

# COMPREHENSIVE EVALUATION QUESTIONS / COMMENTS

THANK YOU FOR PARTICIPATING!

[www.ct.gov/dep/remediation](http://www.ct.gov/dep/remediation)



# PUBLIC PARTICIPATION

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- Workgroups
- Discussion of Agenda Items



# WORKGROUPS

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## ○ Logistics:

- 12 people total per group
- 10 selected by lottery
  - E-mail and drop-box
  - Listserv notice of who was randomly selected

## • Roles:

- 2 DEP Sponsors (Facilitator and Resource)
- Recorder
- Reporter
- Kick-off meeting at DEP



# WORKGROUPS

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- ◉ Variable timeframes (to occur between June and Sept) for setting up working group, discussion, and write up of recommendations/work completed
- ◉ Report Out on each topic at September Roundtable



# WORKGROUPS

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## Topic 1. Urban Fill

- ◉ Activity: Provide recommendations for characterization and remedial strategies
- ◉ Timeframe: June-Sept 2011
  - Kick-off: June 20 / 10:00 – 11:30 am / DEP Conf. Rm. 2B
- ◉ DEP Sponsors:
  - Facilitator: Sandy Brunelli
  - Resource: Maurice Hamel



# WORKGROUPS

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## Topic 2. List of Contaminated Sites

- Activity: Provide recommendations / suggestions to update List and add to GIS coverage of sites in programs
- Timeframe: June-July 2011
  - Kick-off: June 22/ 10am -12pm/ DEP Conf. Rm. 4B
- DEP Sponsors:
  - Facilitator: Christine Lacas
  - Resource: Kevin Neary



# THANK YOU!

[DEP.remediationroundtable@ct.gov](mailto:DEP.remediationroundtable@ct.gov)

[www.ct.gov/dep/remediationroundtable](http://www.ct.gov/dep/remediationroundtable)

Next Roundtable: **September 13, 2011**

