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MINUTES FROM RESTORATION ADVISORY BOARD MEETING ON 13 MARCH 2013 NSY
PORTSMOUTH ME
3/13/2013
RESOLUTION CONSULTANTS

**Portsmouth Naval Shipyard
Restoration Advisory Board Meeting
Kittery Town Hall, Kittery, Maine
March 13, 2013**

Attendees

Restoration Advisory Board (RAB) members at the meeting included the following:

- RAB Community Members:
 - Doug Bogen
 - Diana McNabb
- Navy RAB Members:
 - Lisa Joy, Portsmouth Naval Shipyard (PNS)
 - Elizabeth Middleton, Naval Facilities Engineering Command (NAVFAC) Mid-Atlantic Remedial Project Manager (RPM)
 - Matt Thyng (NAVFAC, Public Works Department – Maine Environmental Division)
- Regulatory Representatives:
 - Matt Audet, United States Environmental Protection Agency (USEPA)
 - Iver McLeod, Maine Department of Environmental Protection (MEDEP)
- Other Participants:
 - Carolyn Lepage, Technical Assistance Grant (TAG) technical advisor to Seacoast Anti-Pollution League (SAPL)
 - Paul Dombrowski (Resolution Consultants)
 - Heather Bell (Resolution Consultants)
 - Deborah Cohen (Tetra Tech)
 - Gary Hildreth (PNS Public Affairs Office)

The following RAB members were not in attendance:

- RAB Community Members:
 - Peter Britz
 - Mary Marshall
 - Jack McKenna
 - Roger Wells
- Natural Resource Trustees:
 - Doug Grout, New Hampshire Fish and Game Department;
 - Denis-Marc Nault, Maine Department of Marine Resources
 - Ken Finkelstein, National Oceanic and Atmospheric Administration
 - Ken Munney, United States Fish and Wildlife Service

Opening Statements:

Doug Bogen, Community Co-Chair, opened the meeting by welcoming all attendees and led introductions of all attendees.

Lisa Joy, Navy RAB Co-Chair, noted that the RAB meeting would be an abbreviated meeting with a shortened agenda to accommodate two meetings on the same evening (Public Hearing on the Proposed Remedial Action Plan for Operable Unit 4 followed the RAB Meeting).

Environmental Restoration Program Status and Updates:

Liz Middleton, Navy RPM, presented the status and updates on the Environmental Restoration (ER) program at the Shipyard as of March 2013. Ms. Middleton noted that Linda Cole, the previous RPM for PNS, is still on Navy assignment in Africa until October 2013.

Status updates were presented for the Environmental Restoration (ER) Program for each Operable Unit (OU) or Site, with the following update highlights:

- OU1 (Site 10: Former Battery Acid Tank No. 24). Regulatory review is in process for the draft Construction Completion Report (CCR) that was submitted in March 2013. A groundwater sampling report summarizing the two rounds of post-remedial action groundwater sampling will be issued later in March 2013.
- OU2 (Site 6: Defense Reutilization and Marketing Office (DRMO) Storage Yard, Site 29: Former Teepee Incinerator Site, and DRMO Impact Area). The Navy is preparing two Remedial Action Work Plans for remediation work to be performed by two separate contractors. The two plans will be submitted together in April 2013. Construction is scheduled to begin in Summer 2013, and the Navy anticipates an extended period of time to complete the remedial action construction activities.

For the DRMO Impact Area, the CCR was finalized in December 2012.

- OU3 (Site 8: Jamaica Island Landfill (JILF), Site 9: Former Mercury Burial Sites, and Site 11: Former Waste Oil Tanks Nos. 6 and 7). The next inspection of the landfill and the Land Use Controls will be conducted in early Summer 2013. The Navy will be conducting the next round of groundwater sampling (Round 12) in 2016 in support of the third Five-Year Review report. In December 2012 the Navy and regulatory agencies agreed to discontinue annual landfill gas and groundwater sampling for arsenic. The Navy is working to properly abandon the landfill gas sampling locations that will no longer be sampled in 2013.
- OU4 (Site 5: Former Industrial Waste Outfalls and Off-shore Areas Potentially Impacted by PNS Onshore ER Program Sites). The final Proposed Remedial Action Plan (PRAP) was submitted in February 2013, and a public comment period is currently open from February 27 until March 28, 2013. The Navy anticipates a Record of Decision (ROD) in

summer 2013. Pre-sediment removal confirmation sampling to further delineate removal areas for the OU4 remedial action is proposed for summer 2013.

- OU7 (Site 32: Topeka Pier Site): Comment resolution on the draft Feasibility Study (FS) was completed and the draft final FS was submitted in February 2013. The Navy is preparing the draft PRAP for OU7, which is required to be submitted within 90 days of the draft final FS (May 2013). The Navy is making every effort to maintain the goal of completing the ROD in Fiscal Year 2013.
- OU9 (Site 34: Former Oil Gasification Plant, Building 62). The draft FS report was submitted in October 2012, and regulatory comments were resolved in March 2013. The draft final FS will be submitted in March 2013, and the draft PRAP will be submitted within 90 days of the draft final FS.
- Site 30: (Former Galvanizing Plant, Building 184). The Navy anticipates submittal of the draft CCR in late March 2013 for regulatory review. The Navy is preparing a Decision Document to close this site.
- Community Involvement Plan (CIP). The CIP was finalized in June 2012, and the Navy is looking at updating the RAB charter. Linda Cole issued recommended changes to the charter prior to transferring in September 2012. The Navy issued a survey in early March 2013 for RAB members on improving attendance at RAB meetings. Ms. Joy gave an overview of the survey and asked that all RAB members complete the survey. The Navy will consolidate the responses and present them at the next RAB meeting.

Regulator Updates:

Matthew Audet, USEPA RPM, noted that regulators are currently reviewing and resolving comments on the two FS reports for OU7 and OU9. A site visit to Building 178 will be conducted on March 14, 2013 to view the site post-sediment removal, and both USEPA and MEDEP will be in attendance. USEPA added that sequestration and furlough days may have an impact on operations, and USEPA is seeking specific input on how sequestration is impacting site cleanups.

Iver McLeod, MEDEP RPM, confirmed attendance for the site visit at Building 178 on March 14, 2013. Mr. McLeod noted that MEDEP is not directly impacted by the federal sequestration but acknowledged the Department's own budget issues.

RAB Membership

Doug Bogen, Community Co-Chair, stated that the survey is a good start to addressing RAB membership and seeking community input and recommendations. Mr. Bogen wants to have community members who are participating and to make it is easy for them to do so. A question was posed on how to know when the RAB has served its purpose. Ms. Joy discussed the various milestones in the ER program that could trigger disestablishment of the RAB. Ms. Joy

noted that as long as there is community interest the Navy will likely continue to the RAB. Mr. Audet asked about the frequency of RAB meetings and stated that it is unfortunate timing to have low attendance with the number of RODs occurring this year. Community Member Diana McNabb stated that she feels the ER Program is progressing in the right direction, and that the decreasing community participation may be a result of continued progress and the reduction in community fears about environmental concerns of the Shipyard.

Community Discussion

Mr. Bogen began a discussion on access to documents and meetings. Carolyn Lepage, TAG technical advisor to SAPL, stated that the change in document access has made it difficult to participate, and it is cumbersome to review electronic documents only. USEPA and MEDEP RPMs agreed in supporting Ms. Lepage's participation in document review.

Ms. Joy reiterated the message of a response letter from the Navy to SAPL that the process identified by the Navy is to provide notification to all RAB members when documents are submitted for regulatory review, and that any individual can make a request to the Navy for a copy of the document, and that final documents are available on the public website.

Future Meetings:

Ms. Joy and Ms. Middleton stated that the next RAB meeting would typically be in May based on past years. It was noted that funding may not be available for Ms. Middleton to attend, but the Navy affirmed its intent to hold a RAB meeting before the scheduled PRAPs go out. The next RAB meeting was tentatively scheduled for late May or early June 2013.

Portsmouth Naval Shipyard
Restoration Advisory Board Meeting
March 13, 2013

Agenda

- Introductions
- Opening Statements
 - Community Co-Chair (Doug Bogen)
 - Navy Co-Chair (Lisa Joy, NAVFAC)
- Installation Restoration Program Status and Updates (Liz Middleton, NAVFAC)
- Regulator Updates (USEPA and MEDEP)
- RAB Membership
- Community Remarks
- Open Discussion and Questions



Portsmouth Naval Shipyard Environmental Restoration Program Status and Updates

March 2013

Remedial Project Managers



- **Liz Middleton** – primarily focus on activities through RODs (OU4, OU7, OU8, OU9) and long term management (OU3, LUCs)
- **Bryan Peed** – focus on RD/RA activities (OU2, OU4) and Construction Completion Reports (OU1, DRMO Impact Area, Site 30)



OPERABLE UNIT 1
Site 10 (Former Battery Acid Tank No. 24)



- Remedial Action (RA)
–RA completed

- Draft Construction Completion
Report submitted 7 March 2013



- Groundwater Monitoring Plan Component of Long Term Management Plan
–First round of groundwater collected on 16 February 2012
–Second round of groundwater collected 6-7 November 2012
–Summary Report – March 2013

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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

OPERABLE UNIT 2
Site 6 (DRMO Storage Yard) & Site 29 (Former Teepee Incinerator Site)



- LUC RD
–Submitted Final 19 March 2012

- Remedial Action
–Final Remedial Design submitted
November 2012
–Remedial Action Work Plans under
preparation
–Construction start anticipated
Summer 2013



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

DRMO Impact Area



- **Removal Action conducted in 2010**
 - Soil excavation and off-site disposal
 - No Further Action required
- **Construction Completion Report**
 - Final document submitted December 2012 (all regulatory comments have been incorporated)



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

OPERABLE UNIT 3 Site 8 (Jamaica Island Landfill)



- **OM&M Activities**
 - Landfill and LUCs inspection only in 2013
 - Round 12 to be completed in 2016 to support Five-Year Review
- **Annual landfill gas and groundwater sampling for arsenic discontinued**
 - EPA and MEDEP concurrence in Dec 2012



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

OPERABLE UNIT 4

Site 5 (Former Industrial Waste Outfalls) and Offshore Areas of Concern



- **Proposed Remedial Action Plan**
 - Draft submitted 25 September 2012
 - Draft final submitted 13 February 2013
 - Final submitted 26 February 2013
 - Public meeting 13 March 2013**
 - Public comment period 27 February to 28 March 2013**
- **Record of Decision**
 - Final anticipated Summer 2013
- **Additional sampling to further delineate areas for removal proposed for Summer 2013**



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

OPERABLE UNIT 7

Site 32 (Topeka Pier Site)



- **FS Report**
 - Draft submitted 18 May 2012
 - Regulatory comments received in July/August 2012
 - Regulatory comments resolved in February 2013**
 - Draft final submitted 26 February 2013
- **Proposed Remedial Action Plan**
 - Draft due within 90 days after Draft Final FS (May 2013)**



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

OPERABLE UNIT 9
Site 34 (Former Oil Gasification Plant, Building 62)



- **RI Report**
 - Report finalized 8 June 2012
- **FS Report**
 - Draft submitted 26 October 2012
 - **Regulatory comments resolved March 2013**
 - **Draft final to be submitted March 2013**
- **Proposed Remedial Action Plan**
 - Draft to be submitted 90 days after Draft Final FS



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013

SITE 30 (Former Galvanizing Plant, Building 184)



- **Removal Activities completed**
 - **Draft Construction Completion Report anticipated March 2013**
 - **Decision Document in preparation**



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Portsmouth Naval Shipyard Environmental Restoration Program, March 2013



- **Community Involvement Plan**
–Final CIP issued 27 June 2012
- **Updates to RAB Charter issued in September 2012**
- **RAB Participation Survey distributed March 2013**

