

**Dry-Cleaning Solvent Cleanup Act (DSCA) Program
Stakeholder Update
June 2014**

The following DSCA Program Stakeholder Work Group update covers April-June 2014.

Meeting Minutes

The March 12, 2014 Stakeholder meeting minutes are located on the DSCA website at www.ncdsca.org, under the DSCA Stakeholder Work Group link. If you have corrections or comments, please email Pete Doorn at peter.doorn@ncdenr.gov.

Staffing News

Interviews have been completed for the DSCA Compliance Inspector position posted earlier this spring. As noted in the last Stakeholder Work Group meeting, the DSCA Program is seeking a candidate fluent in Korean and English to assist in outreach and compliance among the Korean dry-cleaning community. DENR Human Resources is evaluating the recommendation package and a final decision is expected within the next few weeks.

As was announced at the March 2014, Stakeholder meeting, Dexter Matthews, Director of the Division of Waste Management for many years has retired after 30 years of public service with the State of North Carolina. Linda Culpepper, who has been the Division's Deputy Director for 11 years, has been promoted to the Director position. The Deputy Director position left vacant by Linda's promotion will be filled by Mike Scott effective June 30, 2014. Since 2011, Mike has been the Section Chief of DWM's Solid Waste Section.

Fund Statistics

A summary of the fund statistics for July 1, 2013 through March 31, 2014 is available on the DSCA website at www.ncdsca.org, under the DSCA Stakeholder Work Group link. Fund receipts for the three quarters of FY 2013-14 (July 2013 – March 2014) were \$6,148,170.21. Disbursements for the same period were \$9,139,629.55, representing an increase of 28% from the same period last year. This increase was due to an increase in contractor payments for a number of large remediation projects. The DSCA Fund balance as of June 23, 2014 is \$8,919,039.04, with \$4,801,038.96 encumbered in environmental engineering contracts.

Regulatory Issues Affecting DSCA

State Budget

In the NC Senate's budget proposal, an amendment is being considered that would re-direct to the general fund interest generated by certain environmental funds (including DSCA). DSCA's interest receipts have declined about 30% each year since 2011. During FY 2012-13,

the DSCA Fund generated \$62,781.68 in interest, which was less than 1% of the total receipts for the year. For FY2013-14, receipts from interest are projected to be approximately \$47,000.

Rules Review

As part of the Administrative Procedures Act (G.S. 150B-21.3A), each Agency is required to review their rules at least once every 10 years following the procedures described in the Act. The DSCA Program rules (15A NCAC 02S) are currently going through this review process. The next step in the process is to seek concurrence and request approval from the Environmental Management Commission (EMC) to initiate a 60-day comment period. This request will be made at the July 10, 2014 EMC meeting. The mandated comment period allows the public to comment on the agency's findings. Based on our initial evaluation of the 02S Rules using the procedures described in G.S. 150B-21.3A, we are recommending to the EMC that the rules be classified as follows:

Rules	Recommended Classification
15A NCAC 02S .0101, .0102, .0201, .0202, .0301, .0501, .0502, .0503, .0506, .0507, .0508, and .0509	Necessary with substantive public interest
15A NCAC 02S .0103, .0302, .0504, and .0505	Necessary without substantive public interest

Following the public comment period, all comments are to be addressed and reported to the EMC and the Rules Review Commission.

Remediation Program

Closures

During this quarter, five additional clean-up sites were granted "No Further Action" (NFA) status, bringing the total number of closed DSCA sites to 42. The latest NFA letters were issued for Coastal Dry Cleaners in Jacksonville (DC670004), The Cleaners in Raleigh (DC920031), Cole Park Cleaners in Chapel Hill (DC190001), US \$1.75 Cleaners in Greensboro (DC410003), and Swannanoa Cleaners in Asheville (DC110007). A complete list of closed DSCA clean-up sites can be found at www.ncdsca.org, under DSCA Active Dry-cleaning and Remediation Site Inventories.

An additional thirty-five DSCA sites are undergoing preparations for closure, which include a detailed human health risk assessment, preparation of a site-wide risk management plan, and a period to solicit and collect public comments on the site management strategy. Sites that are in public comment can be found at www.ncdsca.org, under the link for Public Notices and Announcements.

Vapor Intrusion

The Division of Waste Management's Vapor Intrusion Guidance Document has been finalized and posted on the DWM website at <http://portal.ncdenr.org/web/wm/dwm-new-vapor->

[guidance](#). The document provides guidance for environmental professionals and internal staff to assist in the investigation and evaluation of vapor intrusion at contaminated sites

Next Stakeholder Work Group Meeting

The next meeting is scheduled for **10:00 am** on **Tuesday, September 16th, 2014**, in the 1st Floor Training Room in the DENR Green Square Building located at 217 West Jones Street in Raleigh. An agenda will be made available prior to the September meeting.