

Minutes
September 16, 2014

DRY-CLEANING SOLVENT CLEANUP ACT (DSCA) PROGRAM
STAKEHOLDER WORK GROUP MEETING

I. Welcome and Opening Remarks

Mr. Pete Doorn opened the meeting with general comments. Attendees introduced themselves and the sign-in roster was circulated. The following individuals were present:

Mack Davis	(retired) Medlin-Davis Cleaners
Christopher T. Edwards	A Cleaner World
Clint Harris	N.S. Farrington
Rob MacWilliams	URS
Mike Ranck	URS
Genna Olson	ATC Associates
Meghan Greiner	ATC Associates
Brian Ray	AECOM
Susan Johnson	AMEC
Damian Hriciga	AMEC
Christie Zawtock	Hart & Hickman
Pete Doorn	NC Division of Waste Management - DSCA Program
Eric Swope	NC Division of Waste Management - DSCA Program
Delonda Alexander	NC Division of Waste Management - DSCA Program
Dianne Thomas	NC Division of Waste Management - DSCA Program
Mike Cunningham	NC Division of Waste Management - DSCA Program
Jay King	NC Division of Waste Management - DSCA Program
Patrick Watters	NC Division of Waste Management - DSCA Program
Billy Meyer	NC Division of Waste Management - DSCA Program
Al Chapman	NC Division of Waste Management - DSCA Program
Tony Pendola	NC DENR EAP
Jillian DeCamp	Poyner & Spruill, LLP
Rita Foley	White Star Cleaners – NCALC
Fred Miller	NCALC
Will Service	Mid-Atlantic Associates
Joe Steele	Premier Cleaners
Lori C. Denton	Terracon Consultants
Michael Jordan	Terracon Consultants
Sam Watts	SM&E Consultants

I. Welcome and Opening Remarks

Mr. Pete Doorn (DSCA Program Branch Manager) welcomed everyone to the meeting. The minutes from the March 2014 Stakeholder meeting were then brought up and approved. There were no comments or questions regarding the June 2014 Stakeholder Update. The following meeting agenda item #2 was changed from Staff to Regulatory Update.

II. Regulatory Update

Mr. Doorn announced that in accordance with the regulatory rules review process, the DSCA Rules were currently out for public comment which ends on September 17, 2014, and that public comments can be posted at the NCDENR website until the end date. He stated that no comments on the rules had been received to date so far and the next step in the rules review process will be a review by the EMC's Ground Water Committee in November 2014, followed by approval from the full EMC in January 2015.

Mr. Doorn stated that the new budget bill passed by the legislature has re-directed DSCA interest funds back to the State's general fund. The interest on the DSCA Fund (approximately 2% of fund balance) will no longer be incorporated into the DSCA Fund.

III. DSCA Fund Statistics

The Fund Statistics handout, FY2013-2014 (through June 30, 2014), was given and briefly discussed. Mr. Doorn stated that fund receipts for the FY2013-2014 were almost \$8.2 million, and that was down about 4% from the previous FY2012-2103 year mostly due to decreasing sales and solvent tax revenue receipts. He stated that fund disbursements for the last year were almost \$12 million, with approximately \$10.6 million of that amount paid for work at sites in the cleanup program.

IV. Site Work

Mr. Doorn updated the group on remediation site totals that included 350 sites certified into the program and a total of 44 site closures to date with about 30 more sites in the closure process. He stated that the DSCA Program, in order to help keep the public informed about on-going work at remediation sites, is now conducting public information sessions to keep in front of possible risk issues that may arise from the sites. He gave a recent example for a site located in Burlington with at least two dry cleaners contributing and could potentially affect a large nearby residential area with groundwater and vapor risk issues. In this case, the information session was well received by the public with a larger than expected turnout. He stated that vapor issues are becoming more of an issue with the remediation sites. Ms. Delonda Alexander (DSCA Remediation Unit Supervisor) gave a contract status update noting that a contract extension (with URS) was completed and that a new contract (with Hart & Hickman) was in process and should be finalized soon. She stated that there should not be a need to grant new contracts for another year or so. She also stated that the potential for vapor intrusion (VI) affects how site assessments are conducted, and that VI is often the driving factor in determining site risks.

V. Presentation: Highlights of Recent DSCA VI Presentations

Ms. Alexander gave a power point presentation summarizing recent local and national vapor intrusion presentations that were based on vapor data collected at DSCA sites and how this information is being received by national and other states that are also dealing with these issues. She stated that the VI work and the data generated are helping to establish future VI policy and guidelines. These presentations were given by herself with assistance and contribution from DSCA contractors Genna Olson of Cardno ATC and Christie Zawtockki of Hart & Hickman with the presentations. Ms. Alexander stated that the VI information collected from DSCA sites has been requested by other national (EPA) and state organizations due to the considerable amount of data available. A discussion with the group about the VI work conducted at DSCA sites followed the presentation.

V. Compliance

It was announced that Ms. Aram Kim has been hired as the new compliance inspector with the DSCA Compliance Unit. Ms. Kim graduated from SUNY NYU with an environmental degree background and she is expected to be a great addition to the program by providing enhanced communication with Korean speaking dry cleaning operators and owners. Mr. Eric Swope (Compliance Group Supervisor) stated that the DSCA 2015 Compliance Calendar should go out before the Thanksgiving holidays this year and that they were considering also providing a petroleum compliance calendar in the near future. Mr. Swope stated that they were establishing a work group to provide input and review for potential regulatory changes. Also discussed were compliance statistics that included 292 facility inspections conducted to date and two civil penalties issued totaling \$6,791. Mr. Swope stated that they were considering ways to push facilities to compliance sooner because currently it can take years to get some facilities to become compliant and gave an example. Mr. Swope also stated that they may consider making the compliance calendars available in electronic form in the future for use with electronic mobile and computer devices.

Mr. Chris Edwards gave a status of possible future changes in the NC fire code standards in regards to sprinkler requirements for Class 3A and 3B facilities. Previously, the NCALC had petitioned the state to adopt the national fire code standards for these facilities, but the state had refused due to differences between the codes requirements with the national standards. But since that time, the national standards have changed to incorporate some of the differences, and so they have again petitioned the state to adopt the national standards, and if approved, these facilities will not be required to have sprinklers.

VI. Other Issues

Mr. Doorn stated that the DSCA Annual Report is completed and is due to the legislature on October 1, 2014, and should be available online next month. He also stated that he would be presenting information about the DSCA Program and VI issues at a meeting in Reston, VA at the end of October 2014, at the request and on behalf of the State Coalition for Remediation of Drycleaners (SCRD). A question was raised if DSCA was aware of any discussions within the state or DENR about following in California's footsteps of banning tetrachloroethylene (PCE or Perc) in the future. Mr. Doorn stated that he was currently not aware of a ban being proposed or discussed within the Division or the Department.

VII. Next Work Group Meeting

The next stakeholder meeting was set for Tuesday, March 10th, 2015 at 10:00 am at the Green Square Building and the meeting was then adjourned.