

**Dry-Cleaning Solvent Cleanup Act (DSCA) Program  
Stakeholder Update  
June 2012**

During the March 20, 2012 Stakeholder Work Group meeting, it was proposed and agreed that the Stakeholder meeting schedule be modified from quarterly to once every six months. It was also agreed that the Program would continue to provide quarterly updates as a way of keeping the Stakeholder Group informed about the status of the Program between the semi-annual meetings. The following update covers the period for April – June 2012.

*Meeting Minutes*

The March 20, 2012 Stakeholder meeting minutes are included as Attachment 1. Please e-mail Pete Doorn ([peter.doorn@ncdenr.gov](mailto:peter.doorn@ncdenr.gov)) with any comments or corrections.

*Staffing News*

Effective May 1<sup>st</sup>, 2012, Delonda Alexander was promoted to the DSCA Remediation Unit Supervisor. Delonda has been with DENR since 2000 and with the DSCA Program since 2002, and she brings to this position a wealth of experience as an environmental engineer, risk assessor, and DSCA project manager.

Also, effective July 1<sup>st</sup>, 2012, Patrick Watters, an environmental engineer who has been managing the Manufactured Gas Plant (MGP) Program, will begin working half-time as a DSCA project manager, and continue administering the MGP Program on a half-time basis. Patrick has been with DENR since 1990 and with Superfund and Hazardous Waste Sections in the Division of Waste Management since 1992.

*Fund Statistics*

A summary of the fund statistics for July 1, 2011 through March 31, 2012 is included as Attachment 2. Fund receipts for January-March 2012 were \$2,376,668.05, representing a 2.7% increase over the previous quarter. The receipts during the January-March reporting period reflect the receipt of \$72,493.11 in petitioner co-payments, as well as a 4.5% increase in the solvent tax received and a 16% decrease in interest received over the previous quarter.

Disbursements for January-March 2012 were \$1,585,429.75, representing a 17% decrease from the previous quarter. The disbursements during the January-March reporting period reflect a 6% decrease in administrative costs resulting from vacant positions, and a 19% decrease in fees and contract payments. This decrease reflects fewer large-scale remedial actions during the reporting period along with the DSCA Program's efforts to balance our expenditures with the incoming receipts.

## *Remediation Program*

### *Closures*

In the site statistics included in Attachment 2, it should be noted that since the March 20<sup>th</sup> meeting, three additional clean-up sites have been granted “No Further Action” (NFA) status, bringing the total number of closed sites to 26. The NFA letters were issued for Campbell Cleaners in Troutman (DSCA Site #49-0003), Ho Cleaners in Charlotte (DSCA Site #60-0025), and Plaza Cleaners in Charlotte (DSCA Site #60-0050). A complete list of closed DSCA clean-up sites can be found at <http://portal.ncdenr.org/web/wm/dsca-closed-sites>.

### *Site Work*

BB&T, Durham (DSCA Site 32-0013): DSCA responded to comments received during the public comment period for the Remedial Action Plan (RAP), and the RAP was finalized on April 18, 2012. During May 2012, RAP preparation activities were completed, and on May 30 2012, removal of asphalt, building slabs, and footers was initiated. As of this update, the building materials and a limited area of soil has been excavated, tested, and removed from the site for proper disposal. DSCA is communicating regularly with local neighborhood community members and other interested parties. Updates on the remediation activities are available at [http://portal.ncdenr.org/web/wm/dsca/bbt\\_updates](http://portal.ncdenr.org/web/wm/dsca/bbt_updates).

Smitty’s Cleaners, Fayetteville (DSCA Site #26-0003): During the April-June 2012 period, DSCA and our state-lead contractors have been working with PWC (Fayetteville’s Public Water Commission) and the local residents to get easement agreements finalized for the waterline installation. Construction permits have been issued with construction expected to be underway during the Fall of 2012.

### *Risk Assessments*

The Remediation Program has been developing procedures for utilizing a new risk assessment tool (a product developed by GSI Software), and in May 2012 the Program presented the risk assessment tool and procedures to the staff and state-lead contractors. The GSI product allows DSCA a greater degree of flexibility to update toxicity information and standards as new information becomes available.

### *Next Stakeholder Work Group Meeting*

The next meeting is scheduled for 10:00 am on September 25, 2012, in the 5<sup>th</sup> Floor Board Room in the DENR Green Square Building located at 217 West Jones Street in Raleigh. Prior to the September meeting, an agenda will be provided.

**Attachment 1**

March 20, 2012  
DSCA Stakeholder Work Group  
Meeting Minutes

**Minutes**  
**March 20, 2012**

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

**I. Welcome and Opening Remarks**

Peter 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
Laura Drey	Homeowner
Christopher T. Edwards	A Cleaner World
Rita Foley	White Star Cleaners
Rob MacWilliams	URS
Laura Powers	Withers & Ravenel
Genna Olson	ATC Associates
Mike Ranck	URS
Brian Ray	AECOM
Kathy Roush	AMEC
Kevin Sommers	ATC Associates
Jeff Tyburski	Mid-Atlantic Associates
Katie Watkins	AMEC
Christie Zawtocky	Hart & Hickman
Peter Dollander	BB&T
James Joyner	Solutions – IES
Cathy Cralle Jones	Law Offices of Bryan Brice, Jr.
Jack Butler	NC Division of Waste Management – Superfund Section
Pete Doorn	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
Billy Meyer	NC Division of Waste Management - DSCA Program
Jay King	NC Division of Waste Management - DSCA Program
Scott Stupak	NC Division of Waste Management - DSCA Program
Mike Cunningham	NC Division of Waste Management - DSCA Program
Nancy Dunn	NC Attorney General's Office
Tony Pendola	NC DENR EAP

The minutes from the December 2011 meetings were approved by the group.

**II. Staff Changes**

Peter Doorn updated the group on the Remediation Branch Supervisor position. Interviews are complete and he is working with HR to move forward.

### **III. DSCA Fund Statistics**

Peter Doorn handed out the DSCA Fund Statistics handout containing information through December 31, 2011. The fund balance appeared steady for this period, which is halfway through the fiscal year, and receipts have also remained steady. We are getting close to the administrative cap.

Site statistics were compiled through March 15, 2012. Twenty-three sites have been closed to date with two additional in the public comment period right now. There were 8 additional sites certified this quarter.

Annual petitioner site update letters went out at the beginning of the year.

### **IV. Alternative Solvents Update Study Group**

Jack Butler provided an update on the Alternative Solvents Workgroup. There has been no activity due to funding and time availability.

### **V. Site Work**

DSCA Site 26-0003, Smitty's Cleaners, Fayetteville, Cumberland County – DSCA is working with Fayetteville's PWC to install a water supply line and connect approximately 14 properties to municipal water. The permits have been issued for the waterline and work is projected to begin at the end of May-beginning of June. Chris Edwards asked if the money taken out of the DSCA Fund for the Bernard Allen Fund was used for this site. It was used for a waterline extension in Fayetteville but not for this site. Chris also asked if the money taken from the DSCA Fund for Green Square had been used up and whether or not we would receive any excess back. Jack and Peter will check into this.

DSCA Site 32-0013, BB&T, Durham, Durham County – A public meeting was held on March 5, 2012 in which the Remedial Action Plan was presented. Staff is working on addressing and answering the numerous comments and questions that were received.

### **VI. Compliance**

Peter Doorn stated that there is one enforcement action headed out the door and that they are currently working on streamlining that process. Cathy Jones asked if this was a civil penalty assessment and Peter Doorn confirmed that it was.

### **VII. Other Issues**

Peter Doorn proposed that our meeting frequency be changed to once every six months. There was a discussion and it was decided that meetings would be once every six months with a written update on the fund statistics, site statistics and compliance emailed out to the group quarterly.

Chris Edwards inquired about whether site updates and sample information was available on the web yet and what the status of that was. Scott Stupak answered that the Department is testing

the GWDSS right now and they are starting to install the software on staff computers. They are shooting for midsummer to begin loading information. He pointed out that we are currently using Google Maps for some site information and sample data. Chris Edwards suggested that a document similar to the one that was put together three years ago would be helpful for PR.

### **VIII. Next Work Group Meeting**

The next stakeholder meeting is scheduled for Tuesday, September 25th at 10:00 am.

## **Attachment 2**

DSCA Fund Statistics

## Dry-Cleaning Solvent Cleanup Act (DSCA) Fund Statistics

### *FY 2011-12 (Through 3/31/12)*

#### **Receipts:**

Solvent Tax Revenue:	\$ 278,940
Sales Tax Revenue:	\$ 6,367,804
Petitioner Payments (fee/copay):	\$ 92,541
Miscellaneous (file copying):	\$ 45
Rebate:	\$ -
Interest:	\$ 81,765
<b>Total Receipts:</b>	<b>\$ 6,821,095</b>

#### **Disbursements:**

Dept. of Revenue Admin:	\$ -
Reimbursements/Payments:	\$ -
Contracts:	\$ 4,231,608
Haz Waste Fees:	\$ 223,511
County Well Permit Fees:	\$ 26,280
Transfer to Inactive Haz Sites:	\$ -
Transfer to Green Square Proj:	\$ -
Transfer - Budget Shortfall:	\$ -
DENR Admin:	\$ 1,036,933
<b>Total Disbursements:</b>	<b>\$ 5,518,332</b>

### *Duration of Program (Through 3/31/12)*

#### **Receipts:**

Solvent Tax Revenue:	\$ 10,538,520
Sales Tax Revenue:	\$ 69,606,496
Petitioner Payments (fee/copay):	\$ 1,044,202
Miscellaneous (file copying):	\$ 357
Rebate:	\$ 28,794
Interest:	\$ 7,392,912
<b>Total Receipts:</b>	<b>\$ 88,611,281</b>

#### **Disbursements:**

Dept. of Revenue Admin:	\$ 57,272
Reimbursements/Payments:	\$ 1,905,567
Contracts:	\$ 53,949,615
Haz Waste Fees:	\$ 872,629
County Well Permit Fees:	\$ 145,650
Transfer to Inactive Haz Sites:	\$ 400,000
Transfer to Green Square Proj:	\$ 1,291,035
Transfer - Budget Shortfall:	\$ 6,475,813
DENR Admin:	\$ 9,266,848
<b>Total Disbursements:</b>	<b>\$ 74,364,429</b>

**Fund Balance:** \$ **14,246,852**

**Encumbered in Contracts:** \$ **9,836,087**

*(as of 6/20/2012)*

### **DSCA Site Statistics (through 6/26/12)**

Identified Contaminated Dry-cleaning Sites:	369
Sites Certified:	293
Sites Determined Ineligible:	22
Sites Not Certified:	54
Sites Pending Closure:	21
Sites Closed:	26

Estimated Contaminated Sites: ~1200

(contamination not yet identified)

Known Currently Operating Facilities: 705

(includes 62 facilities inspected for intermittent operations)