

Rest of River

Connecticut Subcommittee of the
Citizens Coordinating Council

April 26, 2017

EAB Process

- November 2016: GE and four other parties (HRI, BEAT, a private resident, and the ROR Municipal Group), filed petitions appealing EPA's Final RCRA Permit/Remedy Selection for Rest of River. Massachusetts Audubon filed a notice requesting to be considered an interested party.
- February 2017: EPA, Massachusetts, Connecticut and GE, filed documents in response to the petitions. The City of Pittsfield filed a notice requesting to be considered an interested party.
- March 2017: GE and two other appellants (HRI and the Municipal Group) submitted replies to the agencies' February responses; the City of Pittsfield, Green Berkshires, Massachusetts Audubon, and the Municipal Group submitted briefs supporting components of the Final RCRA Permit.

EAB Process (continued)

- April 2017: GE responded to the March filings; EPA and Massachusetts submitted brief replies to GE's March responses
- April 27, 2017: Deadline for interested parties to notify the EAB of intent to present oral arguments
- June 8: Oral Arguments

Note: The above bullets are a *summary* of activities and deadlines. The motions and submissions by parties, as well as orders from the Board, on the EAB website at:
https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/Active+Dockets?OpenView

Uncontested Permit Conditions

- Uncontested conditions went into effect on January 12, 2017
- Statement of Work for uncontested conditions is due May 12, 2017. The Statement of Work will summarize what plans are to be prepared with proposed due dates. The Statement of Work will not contain the actual Work Plans.

Statement of Work Requirements

- Organizational Structure Plan (GE's project organizational structure, roles, responsibilities, lines of communication among GE, EPA and state and local entities) [II.H.2]
- Floodplain Sampling/Investigation Work Plan [II.H.3]
- Updated Field Sampling Plan/Quality Assurance Project Plan [II.H.9]
- Model Re-evaluation Plan— e.g., proposed updates to model that predicts PCB transport and uptake into fish [II.H.16]

Statement of Work Requirements (continued)

- Institutional Control Plan (**Biota consumption advisory plan – MA and CT** and Environmental Easement and Restriction (ERE) plan) [II.H.19]
- Woods Pond and Rising Pond Inspection, Monitoring, and Maintenance Plan [II.H.20]

In addition, the following is due June 12, 2017:

- **Baseline Monitoring Plan (Surface water, sediment, and biota) [II.H.1.c]**