

# 2016

## Superfund in Oregon Conference

**Federal & State Environmental Cleanup  
Laws ♦ Programs ♦ Policies ♦ Projects**

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**October 21, 2016**

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**World Trade Center Two  
Portland Oregon**

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**8:30-9:00    REGISTRATION & CONTINENTAL BREAKFAST**

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### **BIG PICTURE**

**9:00-9:30    CERCLA: Update on EPA Region 10's Superfund &  
Brownfield Cleanup Programs**

- ❖ Environmental Cleanup Program, Policies & Priorities
- ❖ Important Issues in Region 10
- ❖ Portland Harbor Superfund Site- Timeline and Process

**Sheryl Bilbrey, Director**

Office of Environmental Cleanup

US EPA, Region 10

**9:30-10:15    Oregon's Environmental Cleanup Program**

- ❖ Developing Clear, Consistent and Cost-Effective Policies
- ❖ State's Involvement in Portland Harbor & Other Sediment Sites
- ❖ Important Initiatives: Climate Change, Eco Risk Assessment & Institutional Controls

**Kevin Parrett, PhD**

Environmental Cleanup Manager

Oregon DEQ, Northwest Region

&

**Tiffany Johnson, JD**

Environmental Cleanup Coordinator

Oregon DEQ, Headquarters

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**10:15-10:30 BREAK**

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## **LIABILITY & INSURANCE COVERAGE**

### **10:30-11:00 Liability Under State and Federal Superfund Laws**

- ❖ Contractual Tools for Limiting & Controlling Liability
- ❖ Environmental & Real Estate Transactions

**Patrick Rowe**

Sussman Shank LLP

### **11:00-11:30 Prospective Purchaser Agreements**

- ❖ Using PPAs and NFAs and Other Tools to Address Liability Concerns
- ❖ Incentives for Brownfield Redevelopment

**Cheyenne Chapman, JD, LLM**

Legal Policy Analyst

Oregon DEQ

### **11:30-12:00 Environmental Insurance**

- ❖ Latest Developments Oregon Environmental Insurance Law
- ❖ Collecting Insurance for Environmental Remediation

**Scott Kaplan**

Assistant Attorney General

Oregon Department of Justice

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**12:00-1:00 LUNCH**

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## **ALLOCATION OF LIABILITY**

### **1:00-2:00 Determining Who Pays for Environmental Remediation:**

#### **Legal and Technical Issues**

- ❖ Identifying Responsible Parties
- ❖ Dividing liability
- ❖ Challenges for contaminated sediment cleanup
- ❖ Allocation strategy, approaches and tools

**Max Miller**

Tonkon Torp LLP

&

**David Livermore**

Integral Consulting Inc.

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**2:00-2:30    BREAK**

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## **CASE STUDIES**

**2:30-3:00    Cleaning Up the Portland Harbor Superfund Site**

- ❖ Costs of Remediation in the Portland Harbor Proposed Plan
- ❖ Remediation Dredging Methods
- ❖ Strategies to Keep Costs Down

**Paul Fuglevand, PE**

Dalton, Olmsted & Fuglevand, Inc.

**3:00-3:45    City of St. Helens - Central Waterfront Redevelopment**

- ❖ Repurposing of Wastewater Treatment Plant Lagoon to Buildable Waterfront Property
- ❖ Developing a Dredged Material & Soil Disposal Facility
- ❖ What does this mean for the Portland Harbor: Cost, Implementability, Carbon Footprint

**John Walsh**

City Administrator

City of St. Helens

&

**Ted Wall, PE**

Maul Foster & Alongi

**3:45-4:30    Astoria Marine Construction**

- ❖ NPL Deferral with Trustee Involvement
- ❖ Funding and Insurance
- ❖ Integrating NRDA and the RI/FS
- ❖ Incorporating Climate Change into the Remediation Strategy

**Heidi Blischke**

GSI Water Solutions, Inc.

&

**Carson Bowler**

Schwabe Williamson