



P2/S-Remediation Main Page



List of Options



Toolkit



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TOOLKIT Implementation Policy Checklist

Please provide this completed form to the Project File.

Site Name/Number _____ Date: _____

Preparer: _____

Before pursuing pollution prevention or sustainable activities (P2/S) for a remediation site, staff must be relatively confident that doing so would be appropriate for the site. Using the checklist below, a project team will consider issues that might otherwise be overlooked when determining how to, or whether or not to, pursue evaluation or implementation of P2 or sustainable activities at a specific remediation site.

_____ Staff may expect greatest success promoting or pursuing voluntary opportunities for P2 and sustainable activities with customers who have some knowledge or interest. Focus on the customer's needs: the bottom line and long-term payback, short-term benefits, resource efficiency, reduced regulatory oversight, more effective (duration, cost) remediation strategies, improved business efficiency, increased employee health and satisfaction, enhanced community and marketing strategies, adverse impact to site remediation or development and manufacturing schedules, etc. Treat known or potential impacts to air, land and water in a holistic fashion with improved environmental outcomes.

_____ MPCA staff will record project implementation using the P2/Sustainability Fields in the Remediation Program Database. The database fields will be used to report project performance in accordance with the U.S. Environmental Protection Agency P2 Demonstration Grant. Staff will become familiar with the Performance Tracking System provided within the *Toolkit for Enhanced Opportunities for P2 and Sustainable Activities At Remediation Sites*.

_____ Opportunities for P2 and sustainable activities shall be implemented at remediation sites purely on a voluntary basis with the exception of two instances: When it is determined by the appropriate MPCA approval process that P2 or sustainable activities would address 1) a Site out of compliance with the statutes or rules of another MPCA program; or 2) a threatened release as that term is used in the Minnesota Superfund law. In the first case, remediation staff are advised to consult with the appropriate compliance program staff (air quality, hazardous waste, storm water, solid waste) to determine whether to handle the out-of-compliance activity through the legal or administrative tools of the remediation programs (assurances, work plan approvals, response action plans, records of decision, etc.) or the compliance programs (administrative

penalty orders, stipulation agreements, supplemental environmental projects, etc.). Actions taken by the compliance program staff shall not compromise the voluntary status of the cleanup process at a site remaining in the Voluntary Investigation and Cleanup (VIC) program. In some cases, it may be appropriate to refer the site owner to the non-regulatory Small Business Assistance Program (SBAP; 651/297-8615) or Minnesota Technical Assistance Program (612/624-1300) for technical, financial and other assistance.

_____ The *Toolkit for Enhanced Opportunities for P2 and Sustainable Activities At Remediation Sites* has been developed for sites in the Superfund, VIC and the Resource Conservation and Recovery Act Corrective Action (RCRA CA) Programs. Staff is aware of the limits of authority discussed in the Toolkit Statement of Purpose, specifically the sections entitled “MPCA Responsibility” and “MPCA Staff Listened.”

_____ MPCA remediation staff is not mandated under the authorizing statute to provide expert assistance in P2 or sustainable resources, per se. Referrals to myriad technical, business and financial assistance currently available for P2 and sustainable activities is provided throughout the Toolkit.

_____ Voluntary P2 and sustainable activities can be included as part of a response action plan, work plan or other MPCA decision document as long as they are negotiated and consensual. Approval language should be clear that implementation is at the discretion of the program user and that it may be abandoned at any time to be replaced by alternate and acceptable response, if necessary. As part of the remedy, P2 or sustainable activities may be evaluated in a feasibility study using the National Contingency Plan balancing criteria set forth in 40 C.F.R. Part 300 and the MPCA Risk-Based Site Evaluation Guidelines.