Project Management Plan (PMP)

United States Army Corps of Engineers (USACE) San Francisco District

Regional Dredged Material Management Plan (RDMMP) ISSUES RELATING TO TOXICOLOGY

JULY 7, 2020

WELCOME

U.S. ARMY CORPS OF ENGINEERS San Francisco District

Stu Townsley

Deputy District Engineer for Project Management, San Francisco District

PMP PLANNING MEETING 1 ISSUES RELATING TO TOXICOLOGY JULY 7, 2020

ТОРІС	AGENDA ITEMS	START TIME
WELCOME Stu Townsley		8:30 AM
OPENING	 Introduction of Speakers and Facilitator Team Explanation of Charrette Process Review of Meeting Protocols Questions Regarding Charrette Process 	8:35 AM
OVERVIEW Stu Townsley	 Summary of PMP Meeting Objectives Overview of Meeting Theme 	8:50 AM
COMMENT OVERVIEW Brian Gerrity	Introduction of Comments to Be Discussed	8:55 AM
COMMMENT RELATING TO SEDIMENT QUALITY TESTING	Discussion on CommentPolling on Comment	9:05 AM
COMMENT RELATING TO TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES	 Discussion on Comment Polling on Comment 	9:45 AM
BREAK		10:25 AM
COMMENTS RELATING TO TOXICOLOGY: TRANSPORT MODELING	Discussion on CommentPolling on Comment	10:35 AM
ADDITION OF NEW COMMENTS	 Open List for Addition of New Comments Stakeholder Polling on Addition of New Comments Close List of Comments to be Discussed 	11:15 AM
CLOSING STATEMENT Stu Townsley		12:25 PM

OPENING

- INTRODUCTION OF SPEAKERS AND FACILITATION TEAM
- EXPLANATION OF CHARRETTE PROCESS
- REVIEW OF MEETING PROTOCOLS
- QUESTIONS REGARDING CHARRETTE PROCESS

SPEAKERS

U.S. ARMY CORPS OF ENGINEERS San Francisco District

• Stu Townsley

Deputy District Engineer for Project Management, San Francisco District

• Tawny Tran

Project Manager, Regional Dredged Material Management Plan (RDMMP)

• Brian Gerrity

Lead Planner, RDMMP

THE FACILITATOR TEAM

Priscilla Ouchida

Facilitator

• John Guenza

Facilitator

• Libby Claggett Note Taker

Joe Schwennesen

Timer / Note Taker

CHARRETTE PROCESS

Different Than a Public Hearing

- The Charrette is different than a public hearing. Provisions will not be adopted today.
- We will be discussing comments that were previously submitted by Stakeholders relating to the RDMMP PMP.
- All comments will be considered in the development of the PMP.
- Stakeholder comments drive the conversation.

CHARRETTE PROCESS

Empowering Stakeholders

- Focused Planning Workshop
- Provides each stakeholder with an opportunity to submit comments.
- Ensures issues and concerns are understood, considered, and reflected in options for the PMP.
- Includes diverse stakeholders to explore options for the PMP.

STAKEHOLDERS THAT SUBMITTED COMMENTS ON PMP

NAME	ORGANIZATION
RICHARD ARIANA	San Francisco Bay Joint Venture
AMY HUTZEL	California Coastal Conservancy
ZOE KELMAN	Private Citizen
ERICA MAHARG	San Francisco Baykeeper
KRISTIN CONNELLY	East Bay Leadership Council
JAN WARREN	Private Citizen
BRIAN ROSS	Environmental Protection Agency
ELIZABETH CHRISTIAN	California Regional Water Quality Control Board
BRENDA GOEDEN	S.F. Bay Conservation & Development Commission
EDWIN DRAPER	Port of Oakland
RENEE SPENST	Ducks Unlimited
DAVE HALSING	South Bay Salt Pond Restoration Project
AL FRANZOIA	California State Lands Commission
KEVIN BUCHAN	Western States Petroleum Association
PASHA MCALLISTER	Chevron
ROY MATHUR	Shell

STAKEHOLDERS THAT SUBMITTED COMMENTS ON PMP

NAME	ORGANIZATION
SCOTT DUSTERHOFF	San Francisco Estuary Institute
ANNE MORKILL	U.S. Fish and Wildlife Service
ARTHUR FEINSTEIN	Sierra Club
BRIAN SWEDBERG	Port of Sonoma
BRUCE JAFFE	United States Geological Survey
BILL WELLS	California Delta Chamber of Commerce
CHRIS POTTER	California Natural Resources Agency
CHRISTINA MCDOWELL	Tesoro
DARREN HOWE	NOAA National Marine Fisheries Service
DAVID LEWIS	Save the Bay
DON SNAMAN	Port of Redwood City
GARY LEVIN	Levin-Richmond Terminal Corporation
J. C. KRAUSE	Dutra Group
JEFF WINGFIELD	Port of Stockton
JIM LEVINE	Montezuma Wetland Restoration
SHANNON ALFORD	San Francisco Port

OTHER STAKEHOLDERS PARTICIPATING IN TODAY'S MEETING

NAME	ORGANIZATION
MAUREEN DUNN	Chevron
ERIN HANDFORD	City of Vallejo
PAUL KELLEY	City of Vallejo
JIM HAUSSEUR	CA Marine Affairs and Navigation Conference
RYAN HERNANDEZ	Contra Costa County Water Agency
STEVE CHEW	Curtain Maritime
WILL WALGREN	Dutra
SCOTT BODENSTEINER	Haley & Aldrich
DILIP TREVIDI	Moffatt & Nichols
CASSIE PINNEL	Montezuma Wetlands
BRIAN NAGY	Nimitz Group
KEENER BAILEY	Nimitz Group
CHRIS POTTER	Ocean Protection Council
JAN NOVAK	Port of Oakland
MEL ORPILLA	U.S. Representative Mike Thompson (CA-5)
NATE BENTHAM	U.S. Representative Mike Thompson (CA-5)
SARABETH GEORGE	Waterboards

Key Protocols

- The meeting will be recorded. Your participation in this meeting serves as express consent to be recorded and monitored during the meeting.
- The Facilitator will mute all mikes.
- Participants are asked to actively listen.
- Participants are asked to refrain from personal attacks.
- Meeting will adhere to the agenda.

New Comments

- New comments submitted for consideration at this meeting must (1) relate to the RDMMP PMP, (2) fall within the subject matter of the meeting to be considered today as a *Stakeholder Recommendation*, and (3) not relate to aspects of the PMP that are purely legal and cannot be discussed.
- The Facilitator will decide if a New Comment meets the criteria to be considered as a *Stakeholder Recommendation* in today's meeting. The Facilitator's decision is final.

New Comments

- New Comments that meet the criteria for consideration as a *Stakeholder Recommendation* and fall within the subject area of today's meeting are eligible for discussion at today's meeting.
- New Comments that do not meet the criteria for consideration as a *Stakeholder Recommendation* will be reported to the Corps as a comment but will not be taken up for consideration as a *Stakeholder Recommendation*.
- New Comments that meet the criteria for consideration as a *Stakeholder Recommendation* but do not fall within the subject matter of today's meeting will be placed in a Parking Lot for consideration in Meeting 5.

Legal Disclaimer

LEGAL DISCLAIMER

The U.S. Army Corps of Engineers is unable to directly respond to comments currently being litigated and believes the merits of these issues are more appropriately left for the court to decide.

New Comments

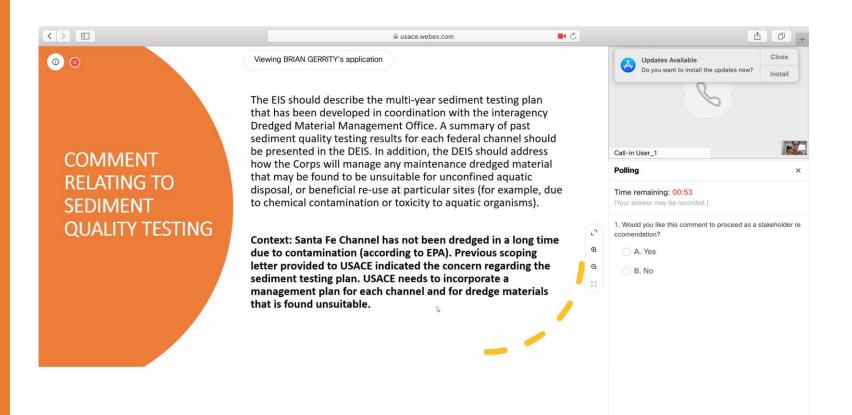
- To add a new comment that meets the criteria to be considered as a *Stakeholder Recommendation*, a majority of participants must agree to place the comment on the Agenda.
- New comments that are placed on today's Agenda will be put in a Temporary Parking Lot and considered after all current comments are discussed.
- New comments that are not placed on the Agenda will be reported to the Army Corps of Engineers but will not be considered for a *Stakeholder Recommendation*.

Definition of Majority

- A majority is defined as 50% plus one of the total number of attendees in today's meeting.
- It is expected there are 20 participants in today's meeting, and a majority is 11.
- In order to report a comment as a Stakeholder Recommendation for the PMP, a comment needs the consensus of a majority of stakeholders.
- A "No Response" will not count toward a majority so it is important you participate in every poll.

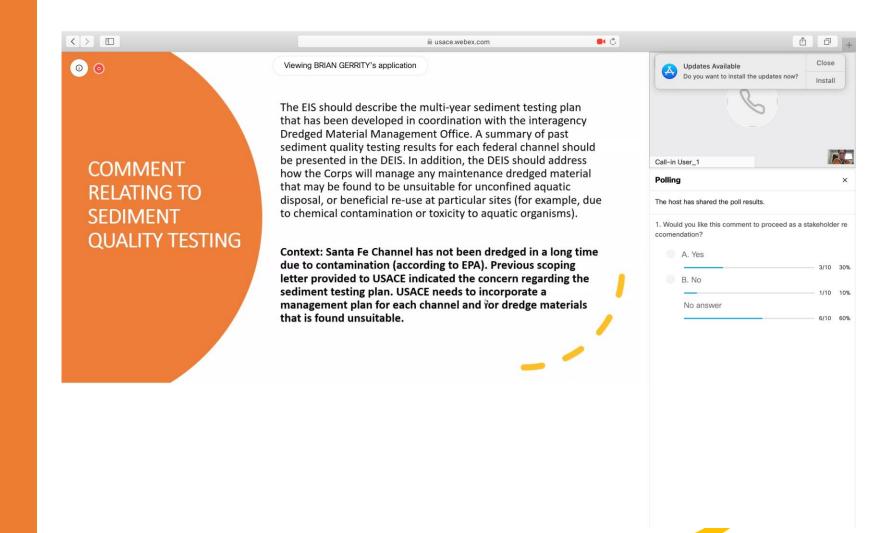
Participating in Polls

The following is a Screenshot of an Example Poll we will be using today. Polls will be posted to the Chat Box. To participate in the poll, please go to the Chat Box and select "YES" or "NO". Click SUBMIT to enter your selection.

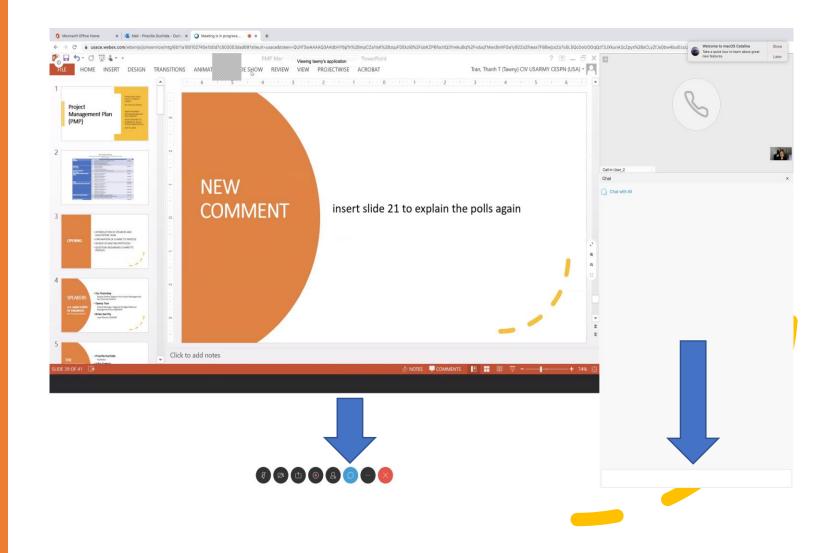


Participating in Polls

Once the Poll is completed and closed, Poll results will be shared.



How to Use Chat Box Comments can be entered into the Chat Box by typing into the Text Box at the bottom of the Chat Box



Request to Speak

- Please enter your prepared comment through the Chat Box so it can be recorded by the Note Taker.
- To speak on a comment, participants should submit a request to speak through the Chat Box.
 - EXAMPLE: John Smith, Acme Dredging Company, requests to speak
- Each organization/individual will be limited to 2 minutes of speaking time per comment to accommodate as many different speakers as possible.

Request to Speak

- Speakers will be recognized in order that requests to speak are submitted through the Chat Box.
- The Facilitator will recognize your turn to speak
- When the Facilitator recognizes your turn to speak, enter Star 6 (*6) to unmute your mike.
- Facilitator will notify the Speaker when the twominute speaking time has expired.
- After your time has expired, enter Star 6 (*6) to mute your mike.

Chat Box

- All participants may use the Chat Box to submit a statement.
- When submitting a statement through the Chat Box, please identify yourself by name, title and organization.
- Only clarifying questions about a comment will be addressed. Questions relating to what will or will not be in the PMP will not be addressed.
- The Facilitator will close discussion at the appointed time.
- Once discussion is closed, there will be no other comments from participants.

Stakeholder Recommendations

- Any comment not discussed today will be placed in a Parking Lot and addressed in Meeting 5 scheduled for July 21, 2020.
- Participants will be polled on each comment.
- Polling choices are (1) "YES" or (2) "NO"
 - Comments that receive a majority "YES" poll will be transmitted as a *Stakeholder Recommendation* for consideration in the PMP.
 - Comments that receive a majority "NO" poll means that stakeholders did not achieve consensus on the Comment; however all comments will be forwarded for consideration in the PMP.
 - A "No Response" will not count toward a majority so make your voice heard by participating in polls as every vote counts.
- ALL submitted comments and polling results will be transmitted to the Army Corps of Engineers as part of the project administrative record.

QUESTIONS?

PLEASE SUBMIT YOUR **QUESTIONS THROUGH** THE CHAT BOX. PLEASE IDENTIFY YOURSELF WHEN **ENTERING A COMMENT OR QUESTION THROUGH** THE CHAT BOX.

WOULD YOU RATHER WORK VIRTUALLY FROM THE BEACH OR A **MOUNTAIN CABIN?**

OVERVIEW

STU TOWNSLEY Deputy District Engineer for Project Management San Francisco District

- SUMMARY OF PMP
- MEETING OBJECTIVES
- OVERVIEW OF MEETING THEME

San Francisco District – Dredging Mission



Environmental and institutional backdrop

- NEPA: 10-year (2015-2024) Environmental Assessment, 29 May 2015
- Endangered Species Act (ESA): BO
- Clean Water Act (CWA):
 - Section 401 Water Quality Certification
- Coastal Zone Management Act (CZMA):
 - Consistency Notification from the San Francisco Bay Conservation and Development Commission (BCDC)
- Long Term Management Strategy:
 - Framework for placement in the bay with a target of no more than 20% in Bay
- Federal Standard:
 - The least costly dredged material disposal or placement alternative (or alternatives) that is consistent with sound engineering practices and meets all federal environmental requirements, including those established under the Clean Water Act (CWA) and the Marine Protection, Research, and Sanctuaries Act.

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			MAR	APR	MA	JU Y	N JI	JL	AUG	SEP	ОСТ	NOV	DEC	JAN	FEB	Estimated		
<u>Annual</u>	Bid Open	Award			1	FY2	020	_					FY202	21		CY	Dredge Type	Placement Site
Oakland Harbor	13-Apr (A)	1-May (A)		•		Mob			///	////						890kcy	Contract Clam Shell	SF-DODS
Richmond Inner Harbor	24-Apr (A)	7-May (A)		•	•	Mob										223kcy	Contract Clam Shell	SF-DODS
San Joaquin River (Port of Stockton)	15-Jun	29-Jun					• 🔶	Mob								285kcy	Contract Pipeline	Various Upland
Suisun Bay Channel	17-Jun	1-Jul				•	• 🔶	Mob								74kcy 33kcy	Contract Clam Shell	Upland SF-16
SF Main Ship Channel	N/A	N/A														350kcy	Govt Hopper	OBDS/SF-8
Richmond Outer Harbor	N/A	N/A														250kcy	Govt Hopper	SF-11/SF-10
Humboldt Bar & Entrance Channels	N/A	N/A														1100kcy	Contract Hopper	HOODS
Humboldt Interior Channels	N/A	N/A														150kcy	Govt Hopper	HOODS
		-		Wo	orkpl	an Fu	nded I	Proje	cts in	n Orde	of Aw	ard Da	ate				-	
Noyo River and Harbor	5-Jun (A)	15-Jun					м	ob								18kcy	Pipeline	Upland
Sacramento River (30 Foot Project)	6-Jul	19-Jul							Лоb							145kcy	Contract Pipeline	Various Upland
Petaluma River	13-Jul	27-Jul						•	Mob							200kcy	Clam Shell/ Pipeline	Upland, SF-10
Crescent City Harbor	13-Jul	27-Jul					•	•	Mob			2				20kcy	Hydraulic/ Pipeline	Wheeler Island
Moss Landing Harbor	19-Aug	27-Aug							•	Mo	• 💋					85kcy	Hopper/Clam Shell w/Pipe	SF-14, Beach Site
San Rafael Creek (P&S only)	N/A	N/A														TBD	TBD	TBD
* *	Solicitation Bid Opening Contract Awa Hopper Dred	ard								Mobili New S	zation PN Co	al Wind ntract &S on						
Program execution is based or	the EV20 W/	orkolan olue l		arryov	or											Data	of Last Update:	6/8/202

The San Francisco Bay Regional DMMP Effort Update



Regional DMMP

- Comprehensive approach.
- Focus on addressing dredge material placement issues.
- Improve environmental compliance based upon best available science to inform environmental restrictions/limitations.
- Emphasis on resiliency, especially due to uncertainties with climate change and sea level change.

<u>Key Issues</u>

- USACE dredging supports a wide array of goods moving throughout the Bay, 70% of which is commercial and 30% of which is fuel.
- Dredged material in the Bay is an important resource because material is mostly clean.
- Selection of future placement sites.
- Bringing visibility to shallow draft harbors.

COMMENT OVERVIEW

BRIAN GERRITY Lead Planner RDMMP

INTRODUCTION OF COMMENTS

- SEDIMENT QUALITY TESTING
- TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES
- TOXICOLOGY: TRANSPORT MODELING

DEVELOPMENT OF COMMENTS

- USACE received many comments from a wide variety of stakeholders, and the charette topics reflect the variety of comments received.
- In most cases there were several comments relating to similar topics (e.g sea level rise). For each topic area, USACE staff has selected comprehensive, representative comments to reflect the entirety of thoughts received from all stakeholders who provided written comments on that topic area.
- If you do not see listed here the exact comment you submitted, it is likely because your comment was similar to and is encompassed by a comment selected to represent the topic.

COMMENT RELATING TO SEDIMENT QUALITY TESTING The EIS should describe the multi-year sediment testing plan that has been developed in coordination with the interagency Dredged Material Management Office. A summary of past sediment quality testing results for each federal channel should be presented in the DEIS. In addition, the DEIS should address how the Corps will manage any maintenance dredged material that may be found to be unsuitable for unconfined aquatic disposal, or beneficial re-use at particular sites (for example, due to chemical contamination or toxicity to aquatic organisms).

COMMENT RELATING TO TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES The projects that are associated with the Regional DMMP will involve the use of dredging equipment, use of heavy equipment for offloading, and truck transport of dredged material. These activities could have short and long-term impacts on air quality - particularly emissions of nitrogen oxides (NOx - an ozone precursor), particulate matter less than 10 microns in size (PM10), and carbon monoxide. The EIS should discuss the general air quality impacts of the projects associated with the Regional DMMP, and discuss options for mitigating these impacts.

COMMENT RELATING TO TOXICOLOGY: TRANSPORT MODELING

Known sources of contamination such as sewage treatment plants and permitted industrial discharges as well as non-point sources of contamination such as Superfund and RCRA sites, urban runoff, and landfill leachate. The contaminant classes considered must include PCBs, dioxin/furans with 2,3,7,8 substitutions, organochlorine pesticides related to DDT and chlordane, PAHs, and the metals cadmium, mercury, and methyl mercury.

COMMENT RELATING TO SEDIMENT QUALITY TESTING

SEDIMENT QUALITY TESTING (40 MINUTES)

- STAKEHOLDER DISCUSSION ON COMMENTS
- CLOSE STAKEHOLDER DISCUSSION
- STAKEHOLDER POLL

COMMENT RELATING TO SEDIMENT QUALITY TESTING The EIS should describe the multi-year sediment testing plan that has been developed in coordination with the interagency Dredged Material Management Office. A summary of past sediment quality testing results for each federal channel should be presented in the DEIS. In addition, the DEIS should address how the Corps will manage any maintenance dredged material that may be found to be unsuitable for unconfined aquatic disposal, or beneficial re-use at particular sites (for example, due to chemical contamination or toxicity to aquatic organisms).

Context: Santa Fe Channel has not been dredged in a long time due to contamination (according to EPA). Previous scoping letter provided to USACE indicated the concern regarding the sediment testing plan. USACE needs to incorporate a management plan for each channel and for dredge materials that is found unsuitable. COMMENT RELATING TO TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES (40 MINUTES)

- STAKEHOLDER DISCUSSION ON COMMENTS
- CLOSE STAKEHOLDER DISCUSSION
- STAKEHOLDER POLL

COMMENT RELATING TO TOXICOLOGY ASSOCIATED WITH DREDGING PRACTICES The projects that are associated with the Regional DMMP will involve the use of dredging equipment, use of heavy equipment for off-loading, and truck transport of dredged material. These activities could have short and long-term impacts on air quality particularly emissions of nitrogen oxides (NOx - an ozone precursor), particulate matter less than 10 microns in size (PM10), and carbon monoxide. The EIS should discuss the general air quality impacts of the projects associated with the Regional DMMP, and discuss options for mitigating these impacts.

Context: Scoping letter provided to USACE previously, and EPA still has concerns about toxicology as a result of dredging equipment and would like mitigation efforts and suggestions discussed in the RDMMP.

BREAK

10 Minutes

PLEASE RETURN TO YOUR SCREENS IN 10 MINUTES.

WE WILL PROMPTLY RESUME WITH COMMENTS RELATING TO EFFICIENCY

COMMENT RELATING TO TOXICOLOGY: TRANSPORT MODELING TOXICOLOGY: TRANSPORT MODELING (40 MINUTES)

- STAKEHOLDER DISCUSSION ON COMMENTS
- CLOSE STAKEHOLDER DISCUSSION
- STAKEHOLDER POLL

COMMENT RELATING TO TOXICOLOGY: TRANSPORT MODELING Known sources of contamination such as sewage treatment plants and permitted industrial discharges as well as non-point sources of contamination such as Superfund and RCRA sites, urban runoff, and landfill leachate. The contaminant classes considered must include PCBs, dioxin/furans with 2,3,7,8 substitutions, organochlorine pesticides related to DDT and chlordane, PAHs, and the metals cadmium, mercury, and methyl mercury.

Context: Overall concern about sediment transportation modeling and especially contamination transportation modeling. Need a sampling program and model studied to understand the full scope. Commenter also cited the 7/19/19 kick off meeting regarding the overall concern from other attendees regarding the possible toxins in the dredged materials.

NEW COMMENTS

- New Comments should be submitted through the Chat Box
- New Comments must relate to the RDMMP PMP and fall within the subject matter of today's meeting. Comments relating to aspects that are purely legal cannot be discussed
- New Comments must have the consensus of a majority of attendees to be placed on today's agenda. Attendees will be polled to determine if there is a consensus to add the New Comment to today's agenda

NEW COMMENTS

There will be a three-part process for consideration of New Comments as a *Stakeholder Recommendation* for the PMP.

- First Step: Determination by Facilitator whether the New Comment meets the criteria to be considered as a *Stakeholder Recommendation*
 - Pertains to RDMMP PMP
 - Falls within subject area of today's meeting
 - Does not address a purely legal issue
- Second Step: Poll to determine consensus among stakeholders to place New Comment on Agenda for consideration as a *Stakeholder Recommendation*
- Third Step: Poll to determine consensus among stakeholders to transmit New Comment as a Stakeholder Recommendation

NEW COMMENTS

Under Step 2, poll choices are "YES" or "NO"

- A "YES" indicates you agree to place the New Comment on the Agenda for consideration as a *Stakeholder Recommendation*.
- A "NO" indicates you do not agree to place the New Comment on the Agenda for consideration as a *Stakeholder Recommendation*.

Under Step 3, poll choices are "YES" or "NO".

- Comments that receive a majority "YES" poll will be transmitted as a *Stakeholder Recommendation* for consideration in the PMP.
- Comments that receive a majority "NO" poll means that stakeholders did not achieve consensus on the Comment; however all comments will be forwarded for consideration in the PMP.
- A "No Response" will not count toward a majority so make your voice heard by participating in polls as every vote counts.

NEW COMMENT

NEW COMMENT

CLOSING

STU TOWNSLEY Deputy District Engineer for Project Management San Francisco District

COMMENTS PLACED IN THE PARKING LOT FOR DISCUSSION THAT WERE NOT DISCUSSED TODAY WILL BE SCHEDULED FOR MEETING 5 ON TUESDAY, JULY 21, 2020.

Questions on Meeting 5 or other issues can be directed to Tawny Tran at <u>THANH.T.TRAN@USACE.ARMY.MIL</u>

WRITTEN COMMENTS

Written Comments on the RDMMP PMP may be submitted to the San Francisco District, U.S. Army Corps of Engineers.

Written Comments should be submitted via RDMMP inbox:

- The draft PMP will be posted
- <u>https://www.spn.usace.army.mil/Missions/Pr</u> <u>ojects-and-Programsl</u> Regional-Dredge-Material-Management-Plan

Email your comments at: <u>CESPN-</u> <u>RDMMP@usace.army.mil</u>