

Evergreen Public Involvement Plan for the Act 2 Remediation Process at the Former Sunoco Philadelphia Refinery

This public involvement plan is intended to address requirements for work done under Pennsylvania's regulations under the Land Recycling and Environmental Remediation Standards Act (Act 2) Program and the joint Pennsylvania Department of Environmental Protection (PADEP) and US Environmental Protection Agency (USEPA) One Cleanup Program. It also addresses a request by the City of Philadelphia to host Public Information Sessions regarding the remediation program with respect to the refinery and update the original public involvement plan prepared after submittal of the Notice of Intent to Remediate in 2006.

Background

Sunoco entered into a Consent Order and Agreement (CO&A) with the PADEP in 2003 to conduct necessary investigations and remediation of the land and groundwater, consistent with the requirements of Act 2. The CO&A required Sunoco to prioritize remedial investigation activities across the facility and to conduct remediation based on the results of the investigation work. A schedule detailing which areas were to be addressed was included in the CO&A.

A Notice of Intent to Remediate (NIR) was submitted in 2006, formally entering the site into the Act 2 Program. Part of the NIR process included public notices, upon which the City of Philadelphia requested that a public involvement plan be developed consistent with the requirements of the Act 2 regulations.

In November 2011, the facility was formally entered into the One Cleanup Program with the USEPA Region III and PADEP. This program clarifies how sites remediated under PA's Act 2 program may also satisfy federal RCRA corrective action requirements through characterization and attainment of remediation standards established under Act 2. Accordingly, Sunoco submitted a revised Work Plan for Sitewide Approach under the One Cleanup Program.

In 2012, the refinery was transferred from Atlantic/Sunoco to Philadelphia Energy Solutions (PES) at which time a Buyer-Seller Agreement between the PADEP, PES and Sunoco replaced the 2003 CO&A. In addition, a 2012 Settlement Agreement and Covenant Not to Sue was signed by Sunoco, PES and the USEPA. Since December 30, 2013, Philadelphia Refinery Operations, a series of Evergreen Resources Group, LLC, which is an affiliate of Sunoco, Inc., now known as ETC Sunoco Holdings LLC, has undertaken management of the investigation and remediation of the legacy environmental conditions at the site. Investigation and remediation activities are currently being performed under the 2012 Buyer-Seller Agreement.

Public Involvement Plan

Availability of Documents:

Reports submitted under the Act 2 program as of the date of this plan are available for public review and comment. Evergreen has created a website www.phillyrefinerycleanup.info to provide documents online available for download and comment through the website. Report copies are also available for review at two branches of the Free Library of Philadelphia: Thomas F. Donatucci, Sr. Library at 1935 Shunk St. and Eastwick Library at 2851 Island Avenue. Comments can also be submitted via the direct email: phillyrefinerycleanup@ghd.com.

Notices of the existence of the website and availability of reports for review will be published the Philadelphia Daily News and the South Philadelphia Review. Each future Act 2 report submittal will also include public notices, be posted to the website, and have copies placed in the library branches noted above.

Public Information Sessions:

A public information session will be held in 2019 to provide a summary of investigation and remediation activities to date and proposed future activities proposed at the site.

Notices of this meeting will be published in the Philadelphia Daily News and the South Philadelphia Review, as well as correspondence sent to the City of Philadelphia, PADEP, and EPA at least 30 days prior to the meeting date. The notices will include meeting location, date, and format information.

A second public meeting will be held approximately 120 days after the initial meeting to accept additional public comment. No additional presentation will be made by Evergreen as the purpose of the second meeting is to accept comments after allowing additional time for the public to review available documents. Upon conclusion of the 120 day period, the ability to comment on reports will be terminated. At that time, Evergreen will compile a document summarizing comments from the initial public meeting, 120-day subsequent meeting, and the website. The document will also include responses to the public comments. This document will be posted to the website and formally submitted to the PADEP, USEPA, and City of Philadelphia.

All future Act 2 report submittals will have public notices as per above including the newspaper notices and correspondence. The notices will be sent/published prior to submittal of the reports, and will include a 30-day public comment period per Act 2 guidelines. Reports will be posted to the website and library branches prior to initiation of the 30-day comment period. Upon conclusion of the 30-day public comment period, the ability to comment on the reports via the website will be closed, and no further comments accepted. Evergreen will summarize and respond to comments received during the 30-day comment period and will submit them in document form to PADEP, USEPA, and the City of Philadelphia.