

MEMORANDUM FOR RECORD

SUBJECT: Newark Bay Study Area Coordination Team Meeting, 13 Nov 07

1. The regularly scheduled monthly interagency coordination meeting was held on November 13, 2007 at the US Environmental Protection Agency offices to discuss the USACE and EPA activities in the Newark Bay Study Area (NBSA). Attendees are as follows:

Hal Hawkins	USACE, NY District	Project Manager
Bryce Wisemiller	USACE, NY District	Project Manager
Ellen Simon	USACE, NY District	Attorney (Via Phone)
Elizabeth Butler	USEPA	Project Manager
Patricia Hick	USEPA	Attorney
Elizabeth Buckrucker	USACE, Kansas City	Project Manager (Via Phone)
Suzanne Dietrick	NJDEP	(Via phone)
Sharon Heller	PANYNJ	(Via phone)

2. The following is a summary of the discussions held during the monthly coordination meeting:

a. The S-NB-1 Contractor, Great Lakes Dredge & Dock, (GLDD) is dredging just outside of the berths of Port Elizabeth in Newark Bay. The upland material dredging is approximately 35% complete. An option in the northern part of the contract area (option area 9, acceptance area B3) was awarded. The Corps has applied for WQC for the option area along the side slope on the east side of Newark Bay. Scopes of work for S-NB-2 and a portion of the S-AK-1 are being drafted and the needed surveys, and sampling for testing could possible begin in December. (The portion of the S-AK-1 contract area with sandstone is being added to the S-NB-2 contract area.)

b. Discussion of EPA and Tierra Solution's participation at the monthly partnership meeting at Caven Point on 8 November. Meeting attendees included USACE-NYD, the dredgers (GLDD), USCG, Sandy Hook Pilots, and Port Authority. Meeting agenda items included the required interagency coordination on the Construction of the S-NB-1 contract in conjunction with the EPA RI sampling occurring in the NBSA. EPA reported at that meeting that one of the two Phase 2 cores, which fall within the S-NB-1 contract area, had been collected and that the other would be collected shortly.

c. Corps O&M: Patricia Donahue was not in attendance at the meeting; but reported that as previous meeting last month no maintenance dredging is scheduled.

d. Richard Tomer was not in attendance at the meeting; however, after the meeting, he provided the attached spreadsheet, that provided a status of the permit actions within the NBSA.

e. Bryce Wisemiller and Ellen Simon briefly summarized the terms of the recently executed settlement agreement with the Plaintiffs (e.g., NRDC, et al) on the lawsuit regarding continued HDP construction in the NBSA. Mr. Wisemiller noted that the settlement itself was viewable on the Corps website (<http://www.nan.usace.army.mil/harbor/pdf/stip.pdf>), should anyone wish to view the specific terms of the stipulation in greater detail.

f. Ms. Dietrick, of NJDEP, commented on coordination aspects of the settlement to which Ms. Simon, of USACE, responded.

g. Port Authority O&M: Was not sure of the ongoing effort. However, NJDEP indicated that the Port Authority has a permit for O&M (maintenance) berth and deepening dredging and that currently they will be deepening berths 78-82 down to 52'.

h. EPA (Butler); EPA reported that Tierra started the Phase 2 sampling and coring on 23 October 2007 and that they expected to be finished with the work in mid-December. It was also mentioned that a data evaluation kick-off meeting is also in the works hopefully before year end to discuss all of the Phase 1 data comments received as part of the Phase 2 work planning process.

3. The next meeting will be at US Army Corps of Engineers offices at 1 PM on December 11, 2007.

4. POC is the undersigned at (917) 790-8204 for this MFR.

/original signed/
Harold J. Hawkins, PE
Project Manager

Regulatory Branch – Pending Applications in Newark Bay

Applicant	Application Number	Type of Work	If Dredging CY & Depth	Location	Status
Metal Management Northeast, Inc.	2001-00871-EET	Dock	N/A	Newark Bay	Pending Decision
Port Authority of New York and New Jersey	2006-3232-WSC	Berth reconstruction, maintenance dredge, and deepen to -45 feet MLW	58,000 CY Upland and 252,000 CY of Pleistocene clay to HARS	Newark Bay, Port Newark Marine Terminal	Applicant's Dredged Material Separation Plan is under review
New York Container Terminal	2007-195-WCA	Dredging	195,000 CY to HARS, 266,000 CY with upland placement and 172,000 CY rock to artificial reef in Atlantic Ocean	Arthur Kill, Staten Island, NY	Sampling Plan being prepared
Hudson County Department of Engineering	2007-741-WSC	Fisheries Habitat Improvement Project	N/A	Newark Bay off of Stephen R. Gregg Park, Bayonne, Hudson County, NJ	Additional Information requested 11 Sep 07
Port Authority of New York and New Jersey	2007-00821-EJE	Fender repair	N/A	Port Newark/Port Elizabeth Marine Terminal	Pending Decision