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1 MR. WIENER: My name is Edward
2 Wiener, Chief of Source Registration for
3 Air Management Services of the
4 Philadelphia Department of Public
5 Health. Please note that this public
6 hearing is being recorded.

7 We are here to accept testimony
8 on a proposed Natural Minor Operating
9 Permit for Evergreen Resources Group,
10 LLC located at 2700 3144 Passyunk
11 Avenue, Philadelphia, Pa 19145. This
12 hearing was published in the notices
13 section of the Pennsylvania Bulletin on
14 Saturday, March 5, 2022.

15 This proposed Natural Minor
16 Operating Permit, No. OP17-00056, is for
17 the operation of the existing facility.
18 The facility includes the following
19 sources near the former refinery: The
20 Point Breeze Remediation System, the
21 Belmont Terminal Remediation System and
22 Holding Tank, and the Maiden Lane
23 Remediation System.

24 The facility is not a major
25 stationary source as defined in Title 1,

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1 Part D of the Clean Air Act Amendments,
2 and is therefore subject to the
3 operating permit requirements adopted in
4 25 Pa Code, Chapter 127, Subchapter G.
5 The Department is holding this hearing
6 to allow all interested parties to
7 testify with comments on this operating
8 permit application. This hearing is
9 being recorded and transcribed.

10 Please state your name
11 including the spelling, your
12 neighborhood or address, whatever you're
13 comfortable with, and whom you represent
14 for the record before you begin. Let me
15 hear testimony to approximately 10
16 minutes. We may be able to -- if you
17 have more to say, at the end we may be
18 able to get back to you if we have time.
19 Each organization shall designate one
20 witness to present testimony, so you can
21 be a little lax on that.

22 Following your testimony, we
23 may need to ask you for additional
24 information. This hearing will not be a
25 question-and-answer session. However, I

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1 can assure you that we will address all
2 comments and questions concerning this
3 operating permit before any
4 determinations are made to issue it.
5 All oral or written comments received
6 will be part of the public record.

7 We will prepare a response
8 document prior to final action on this
9 operating permit. It will be sent to
10 attendees and commenters who we have
11 addresses for. Okay. We are going to
12 start the oral comments now.

13 And -- oh, Mary Joy, we're
14 allowing 10 minutes. Can you time
15 please?

16 MS. ULATOWSKI: Yes, 10
17 minutes.

18 MR. WIENER: And we are
19 starting. First up is Peter Winslow.

20 MR. WINSLOW: (Muted).

21 MR. WIENER: Peter, you're
22 unmuted now. Sorry about that.

23 MR. WINSLOW: Thank you.
24 Thanks, Ed. I'm speaking on behalf of A
25 SMART Collaboration and I'm not going to

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1 take up 10 minutes. I just want to make
2 an observation for you, your management
3 services and for Evergreen not in terms
4 of the purpose of the permit, but the
5 timing of this particular application
6 because under Act 2, we have not seen
7 the Fate & Transport Reports, and we
8 don't have indication of the
9 environmental remediation that's going
10 to be taken overall for the property.

11 Changes to the operating
12 permits for the remediation facility
13 that are currently there I think should
14 remain in place until a proper time for
15 the re-evaluation when we have
16 information about the entire system that
17 will be employed to do remediation at
18 the site.

19 So as a matter of sensitivity
20 to the public and a recognition that
21 because of the past history of the
22 operation of the refinery, the trust of
23 the public and Sunoco, the parent of
24 Evergreen, and the ways in which this
25 property has been regulated in the past,

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1 that trust level is very low.

2 So rather than exacerbate that
3 situation, I would recommend that
4 changes even though the price per
5 million is 0 for years in some of the
6 facilities, the older facilities, I
7 would recommend that this is not the
8 right time to be lessening the total
9 oversight of remediation at the
10 property. Those are my only comments.
11 Thank you.

12 MR. WIENER: Thanks, Peter. I
13 forget. Did you spell your name and
14 your organization?

15 MR. WINSLOW: Oh, I'm sorry.
16 Peter Winslow, P-e-t-e-r, W-i-n-s-l-o-w.
17 The organization is A SMART
18 Collaboration, A, S-M-A-R-T, all caps,
19 C-o-l-l-a-b-o-r-a-t-i-o-n, LLC.

20 MR. WIENER: Thank you. Next
21 up we have Russell Zerbo.

22 MR. ZERBO: Thanks, Mr. Wiener.
23 That is right. Russell Zerbo,
24 R-u-s-s-e-l-l, Z-e-r-b-o. I'm an
25 advocate with the nonprofit Clean Air

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1 Council in Philadelphia, and I also live
2 at 1330 South Melville, 19143 right on
3 the other side of the Grays Ferry
4 Bridge, so pretty close to the site.
5 And I will also keep my comments
6 extremely brief.

7 Clean Air Council is simply
8 requesting that air monitoring not stop
9 as it's currently being proposed, both
10 at the Point Breeze Remediation System
11 and the Belmont Terminal Remediation
12 System, and that reason is very
13 specific. I know that the air quality
14 data previously done has been very, very
15 low, extremely low.

16 But because the Belmont System
17 and the Point Breeze System both take in
18 vapors from the Packer Avenue and 26th
19 Street sewer, that's where the Point
20 Breeze takes vapors from and the Belmont
21 Terminal takes in vapors from the Shunk
22 Street sewer. And because we know from
23 Evergreen's previous Act 2 filings, that
24 all of these sewers leak. And with the
25 anticipation of increased land

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1 disturbance at the site both from
2 remediation and redevelopment, the
3 likelihood that these incredibly aged
4 sewers will continue to leak and
5 possibly leak in a more extreme way,
6 that will undoubtedly impact underground
7 pollution at the site, disturbing it.
8 And it just seems incredibly premature
9 to stop monitoring it at these two
10 systems when we know that such big
11 changes are going to be taking place at
12 the site.

13 Helco just put out a statement
14 saying that redevelopment will take
15 approximate 15 years and we want this
16 monitoring to continue, as that is being
17 done because of the risk of damaging
18 those sewers and unearthing new
19 pollution issues. And that's it, we
20 just want air monitoring to continue
21 both at the Point Breeze Remediation
22 System and the Belmont Terminal
23 Remediation System because of the
24 uncertainty around the sewer system.
25 And I thank you all for this time.

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1 MR. WIENER: Thank you. Okay.
2 I do not see anybody else either in the
3 question or chat having requested to
4 speak.

5 Anyone else out there, please
6 send a quick note and questions and a
7 quick note in chat or raise your hand if
8 you're struggling with finding the right
9 place. I will give people a few seconds
10 just to be safe. Going once, going
11 twice. Okay -- oh, wait a minute. I'm
12 sorry. Was there a hand raised that I
13 missed? Okay. If you had a hand
14 raised, please keep it up.

15 Okay. I see Craig Mele --
16 Melidosian. Sorry for missing any --
17 okay. You're self-muted. Okay. You
18 should be able to speak now if you'd
19 like to.

20 MR. MELIDOSIAN: Thank you,
21 Edward. Craig, C-r-a-i-g, last name
22 Melidosian, M-e-l-i-d-o-s-i-a-n. I'm
23 with the Ward 40 Republicans, P.O. Box
24 3355, Philadelphia, Pa 19142. We
25 comprise all of the entire Lower

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1 Southwest Planning District, and I'd
2 like to indicate that we would like to
3 see the monitoring continue unless
4 there's an extraordinary financial
5 hardship that should preclude this.

6 We think that with the amount
7 of construction that's going on,
8 flooding that may be exacerbated, we
9 think that this is a prudent way to
10 proceed. That is with the continued
11 monitoring. Thank you.

12 MR. WIENER: Okay. Thank you.
13 Now, we have Lisa Hastings. You should
14 be able to speak now.

15 MS. HASTINGS: Can you hear me?

16 MR. WIENER: I can, yes.

17 MS. HASTINGS: Hi. I'm Lisa
18 Hastings, and I'm speaking for myself
19 and as the Chair of the EJ Committee for
20 the Pennsylvania Legal Women Voters
21 Environment Committee. I agree with the
22 prior speakers, that the air monitoring
23 should continue and Evergreen's permit
24 should not be exempted from either
25 monitoring or emissions limitations.

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1 If the City is planning to
2 require other air monitoring, to require
3 comprehensive ongoing monitoring at the
4 site another way, well, maybe it's okay.
5 But I'm not aware that the City is
6 looking at any other monitoring.
7 Although the emissions being monitored
8 near these facilities may currently show
9 few emissions, these treatment
10 facilities are not the only source of
11 potential pollution on this site.

12 As you know, active remediation
13 work will be ongoing on this site for
14 some time, and it's inexcusable to just
15 assume that air quality emissions won't
16 occur. Maybe they won't, but that needs
17 to be proven on an ongoing basis as long
18 as remediation is happening. It's not
19 over yet and we can't just pretend that
20 this is the only source of potential
21 emissions on this site.

22 If the emission limits and
23 monitoring are removed, of course no one
24 will know whether or not levels stayed
25 low, and this will further erode the

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1 trust that this environmental justice
2 community has for the City and for the
3 business community. The only reason to
4 exempt Evergreen from emission limits or
5 not to require monitoring is to, and
6 this is what will be thought, either
7 hide the true state of the air quality
8 or to raise questions about the
9 integrity of AMS and Evergreen by giving
10 the perception that it's hiding
11 something.

12 If there's nothing to hide, why
13 open yourself up for criticism. Please
14 do your part to try to rebuild trust
15 with the neighborhoods and retain the
16 monitoring of emissions and limits.
17 Thank you.

18 MR. WIENER: Okay. Thank you.
19 Okay. Just skimming through here, I am
20 not seeing any new hands raised or any
21 new questions or comments. We'll do it
22 again. Going once, going twice. Okay.
23 I believe that's all we have.

24 Having no more comments, we are
25 ending the public hearing. Thank you

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1 all for your time.

2 (The public hearing concluded
3 at 6:30 p.m.)

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C E R T I F I C A T I O N

I, hereby certify that the proceedings and evidence noted are contained fully and accurately in the stenographic notes taken by me in the foregoing matter, and that this is a correct transcript of the same.

TANEHA CARROLL
Court Reporter - Notary Public

(The foregoing certification of this transcript does not apply to any reproduction of the same by any means, unless under the direct control and/or supervision of the certifying reporter.)

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