

Panel Discussion

The Intersection of Environmental Justice and Contaminated Sediment Investigation and Remediation

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11th International Conference on the Remediation and
Management of Contaminated Sediments



Panelists

- › **Bridgette DeShields, Integral Consulting Inc.**
- › **Mary Kelly, Agnico Eagle Mines Limited**
- › **Tokesha Collins Wright, Louisiana Chemical Association**
- › **Jeff Talbert, Preti Flaherty**



Topics for Discussion

- EJ Basics
- Regulations and Tools
- EJ Programs in Canada
- Predicting the Future
- Q&A



Environmental Justice

Join us for the NEJAC and WHEJAC Public Meetings!

Learn more about upcoming NEJAC public meetings and learn more about upcoming WHEJAC public meetings.

1 2 3 4

Environmental justice is the fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income, with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies. This goal will be achieved when everyone enjoys:

- The same degree of protection from environmental and health hazards, and
- Equal access to the decision-making process to have health environment in which to live, learn, and work.

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Read the Factsheet about the EPA's Office of Environmental Justice.

Grants and Resources



- [EJ Grants, Funding, and Technical Assistance](#)
- [Resources for Communities](#)
- [EJ in Your Community](#)
- [EJ Program Funded Projects](#)
- [EJ Learning Center](#)
- [EJ SCREEN](#)

- The same degree of protection from environmental and health hazards, and
- Equal access to the decision-making process to have a healthy environment in which to live, learn, and work.

Still have questions? [Contact your Regional Staff](#)

Strategic Planning

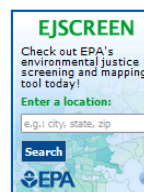


- [Learn about Environmental Justice](#)
- [EJ 2020 Action Agenda](#)
- [Equitable Development](#)
- [National Environmental Policy Act \(NEPA\)](#)
- [Title VI of the Civil Rights Act of 1964](#)
- [Community Outreach and](#)

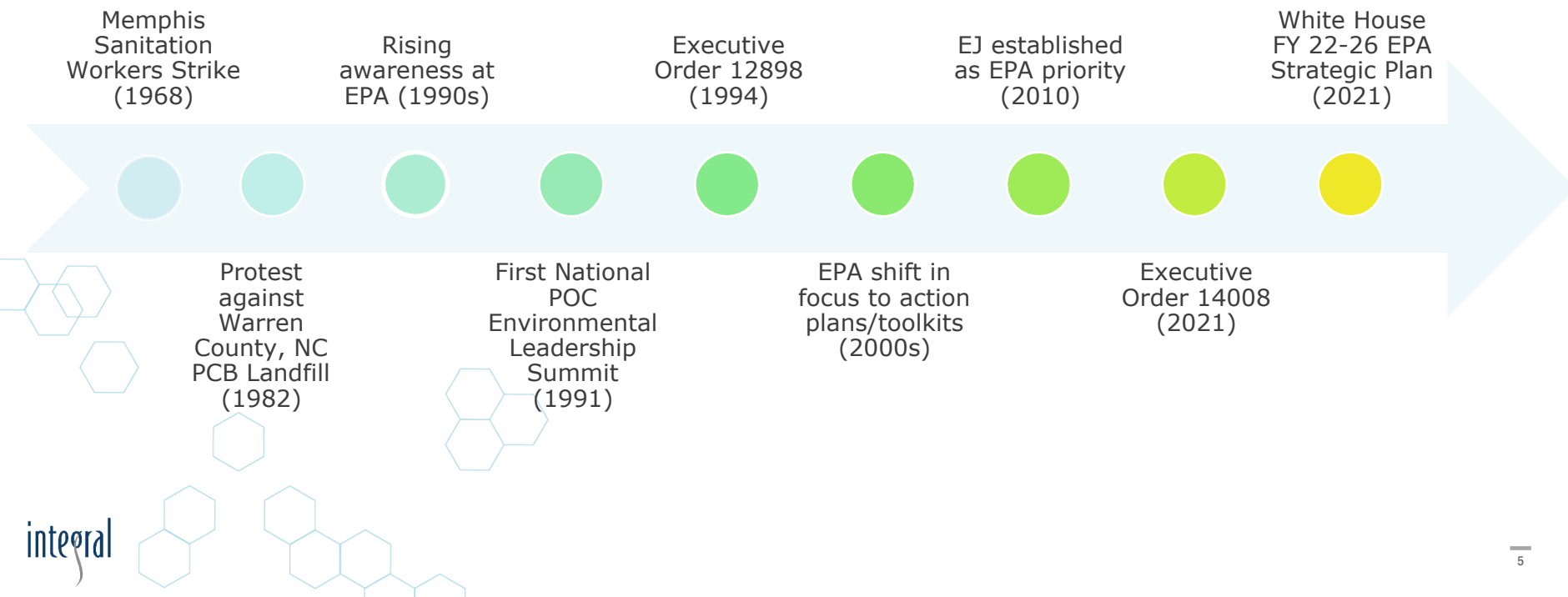
Collaborative Partnerships



- [Community Voices](#)
- [National Environmental Justice Advisory Council \(NEJAC\)](#)
- [White House Environmental Justice Advisory Council \(WHEJAC\)](#)
- [International Human Rights and Rights of Indigenous People](#)



Historical Context



EJ's Relevance to Contaminated Sediment Sites

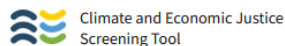
1. Exposure assessment, risk characterization, and cleanup goals
2. Dredged material transport and disposal
3. Schedule
4. Funding
5. Regulations and guidance

Justice40 Initiative

- Whole-of-government initiative to deliver 40% of benefits from Federal investments to disadvantaged communities
- Interim guidance from the White House covers
 - Definition of disadvantaged communities
 - Covered programs
 - Examples of benefits of covered programs
 - Calculation of benefits
 - Reporting
 - Pilot to maximize benefits



Some Screening Tools



Explore the map Methodology & data About Contact

Version 1.0 of the tool is now available

The Council on Environmental Quality (CEQ) made the version 1.0 of the tool available on 11/22/2022. For more information about the improvements to the tool, read CEQ's [press release](#).

Explore the map

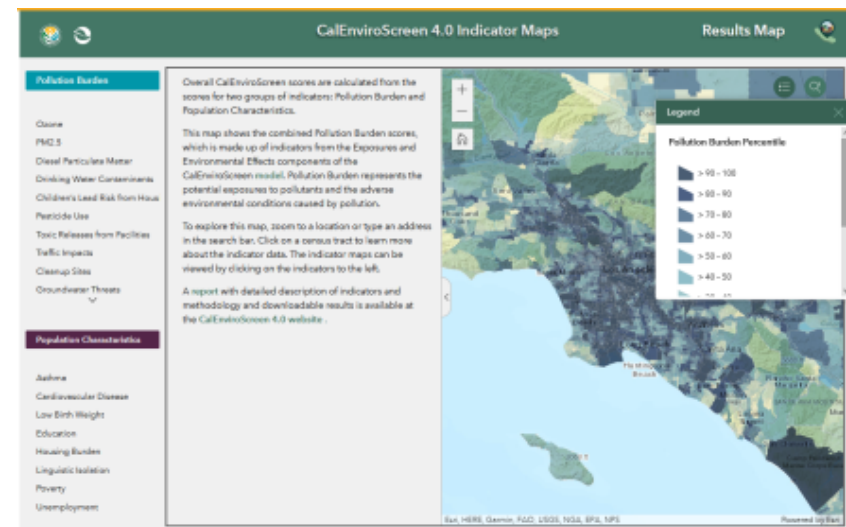
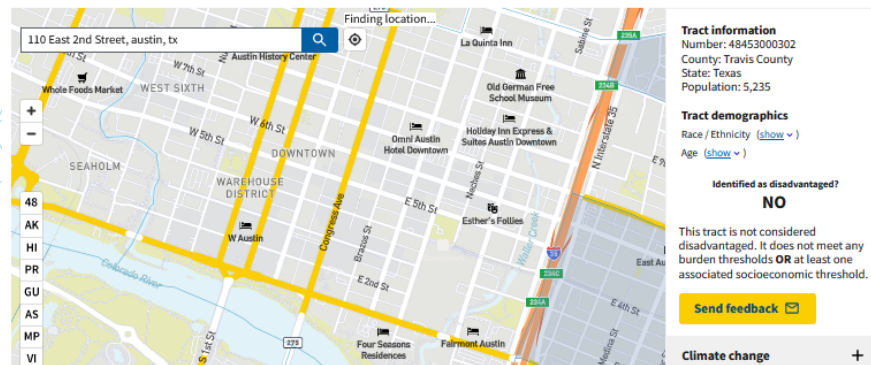
Census tracts that are overburdened and underserved are highlighted as being disadvantaged on the map. Federally Recognized Tribes, including Alaska Native Villages, are also considered disadvantaged communities.

Zooming in and selecting shows information about each census tract.

Public engagement

Get the data

Download the data with documentation and shapefile from the [downloads](#) page.

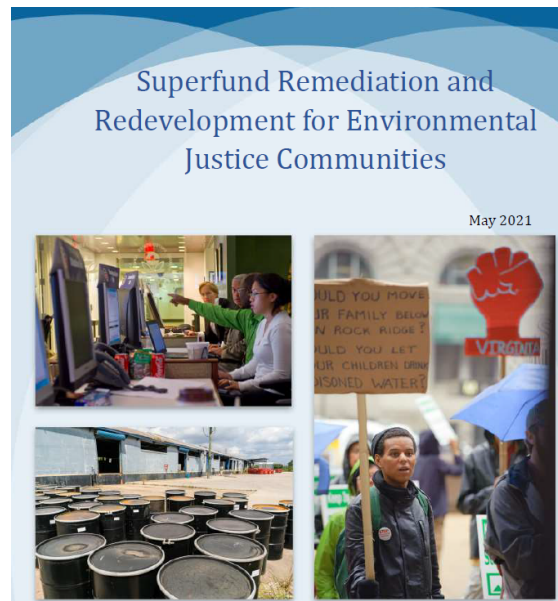


<https://oehha.ca.gov/calenviroscreen>

CERCLA

Applicability

- › Site prioritization
- › Community involvement
- › Redevelopment planning
- › Compensatory restoration in NRD



CEQA

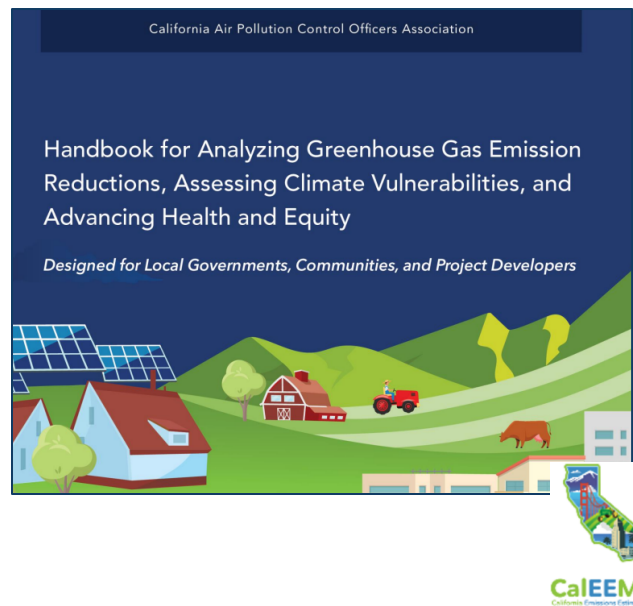
Actions

- › Impact analysis
- › Air quality analysis
- › Mitigation measures

Miraflores Affordable Housing Project



Bill adding environmental justice standard to CEQA passes Assembly



Canada & U.S. Differences in Practice

- Canada lacks EJ definition and associated policies, though ECCC has a Mandate Letter Commitment to
 - Prioritize site cleanup in marginalized communities
 - Develop an EJ strategy (Bill C-226)
 - Examine relationship between race, socio-economic status and environmental risk
- Engagement, consultation and inclusion of Indigenous Nations
- Litigation

Future Implications

- Greater scrutiny of sites with potential EJ impacts
- Federal actions against states re EJ programmatic issues (increased potential for changes in state requirements or scrutiny of permits)
- Increased importance of early evaluation and community outreach
- Consider projects that may be beneficial to EJ communities
- Impact on timing of remediation for EJ Sites

What Can the Regulated Community and Their Consultants Do Better ?



Audience Questions

integral

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