



McCormick and Baxter Tribal Representatives

Webinar #2

Additional PPA Information

DEQ Cleanup Program

DEQ Staff Introductions

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Agenda

Introductions

Background

PPA Process

Financial Information

Outreach

Questions and Feedback

BACKGROUND

Wood treating: 1944 – 1991



**McCORMICK
& BAXTER**
CREOSOTING CO.

PRESERVATIVES:

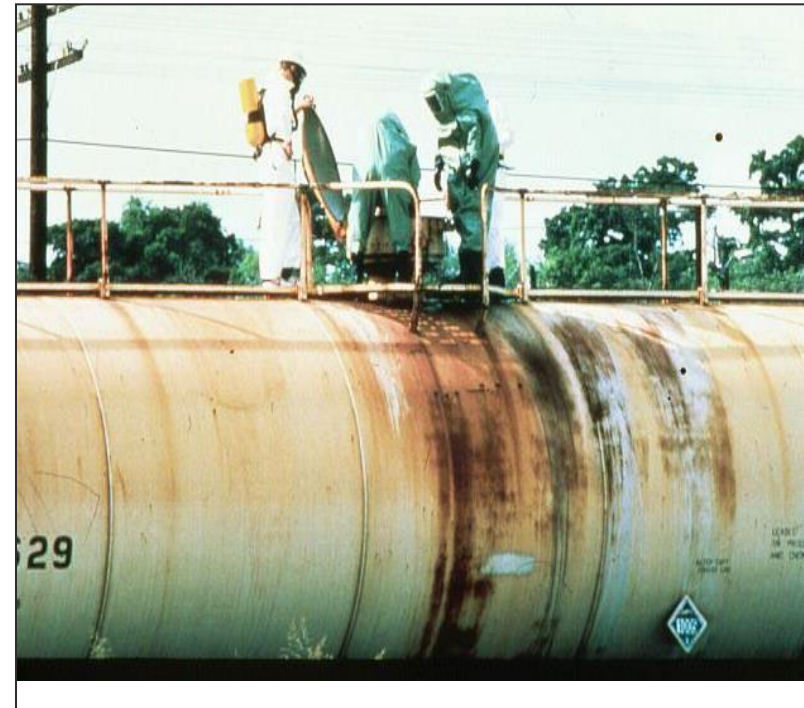
PENTA IN OIL
A frequently used treatment for utility poles, crossarms and timbers.

CELLON®
Penta in liquified petroleum gas for maximum penetration in woods with hard heartwood.

CREOSOTE
Excellent treatment for poles subject to environmental extremes.

CHEMONITE®
A copper-based treatment excellent for extreme conditions. Penetrates deeply into hard-to-treat woods such as Douglas Fir.

Cleanup actions: 1991 – 2005



Ready for reuse:

2005 and Counting



Prospective Purchaser Agreement

Prospective Purchaser: Portland Botanical Garden



Vision for the Garden

PBG envisions a centrally located garden with pathways, pavilions, and greenhouses, highlighting Northwest plant diversity and educational opportunities for research and vocational training.



PPA Program

ORS 465.327(1): In order to facilitate cleanup and reuse of contaminated property, the Department of Environmental Quality may... provide a party with a release of liability..." (emphasis added)

Liability
Protection

In Exchange for

Substantial
Public Benefit



Why are we here?

- More than \$70M spent by DEQ and EPA on Cleanup
- A Prospective Purchaser Agreement is required by DEQ
- Reuse must produce “Substantial Public Benefit”
- DEQ is seeking Tribal and community input as we begin discussions



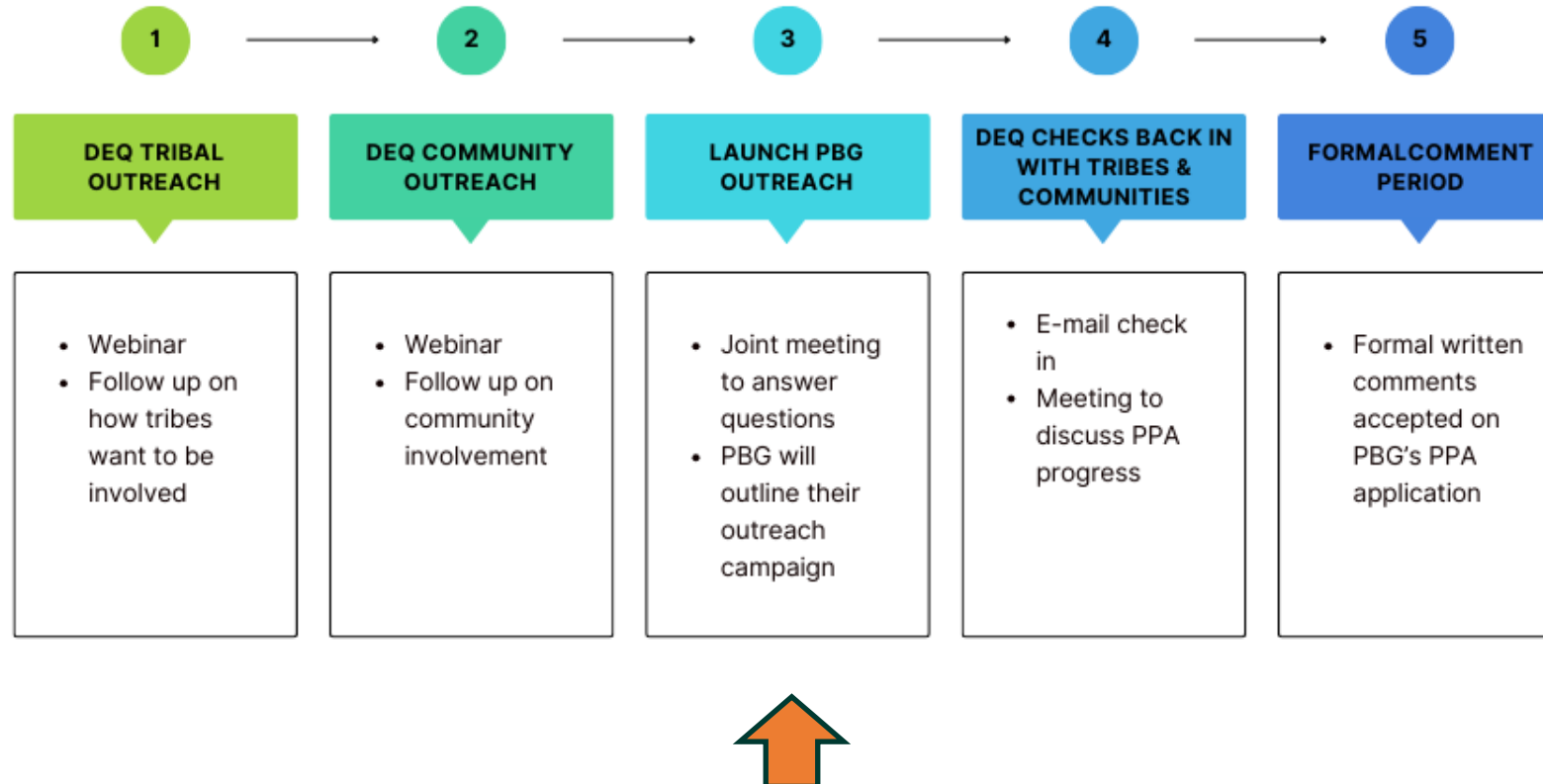
Financial Considerations

1. Financial Assurance: DEQ will determine a specific amount to ensure PBG has enough money to address any damage to the cap or other remedial items.
2. Financial Ability: DEQ will determine a specific amount that will be required to demonstrate that PBG has the funding necessary to purchase and develop the site as proposed.

*Both amounts will be determined prior to the formal comment period.

Tribal and Community Input

Outreach Timeline



How to Provide Feedback

- DEQ will accept feedback from tribes in whatever way they wish to provide it
- Initial feedback is requested by the end of May
- DEQ will check back in with Tribes prior to the formal comment period to ensure there is an opportunity for tribes to provide additional feedback and ask questions

How Feedback will be Used

1. DEQ will collect verbal and written (preferred) tribal and community input
2. DEQ will evaluate input and inform tribes and community groups and of what input will be integrated into the PPA Scope of Work
3. PPA Scope of Work will be presented to PBG to begin negotiations
 - This does not guarantee that a PPA will be successfully negotiated

QUESTIONS AND FEEDBACK

Wrap up

- Please reach out to let us know if/how your tribe would like to provide input on this PPA proposal and future use of this site
- Please reach out if you would like progress updates

Thank you!

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Title VI and alternative formats

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Contact: 800-452-4011 | TTY: 711 | deqinfo@deq.state.or.us

PPA process

1. Initial Applicant Meeting
2. DEQ Due Diligence (ongoing process)
 - a) Develop Term Sheet, etc.
3. Tribal Engagement
4. Community Engagement
5. Synthesize Tribal and Community Input
 - a) Inform Tribal and Community Members of DEQs evaluation of public engagement input
6. Negotiate Terms of PPA with Applicant
7. **If DEQ is able to negotiate a PPA, go out for public comment**
 - a) Consider and respond to comments received
8. If comments have not altered DEQ's analysis of the project, finalize and issue PPA

A photograph of a dense forest with sunlight filtering through the trees, creating a warm, golden glow. The text is overlaid on this image.

TECHNICAL DIFFICULTIES

We'll resume in a moment