



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
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BOSTON, MASSACHUSETTS 02109-3912

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MAY 17 2013

MassDEP

May 16, 2013

Department of Environmental Protection
Attn: Elizabeth Callahan
Bureau of Waste Site Cleanup
One Winter Street, 6th Floor
Boston, MA 02108

RE: Proposed Amendments to 310 CMR 40.0000, Massachusetts Contingency Plan (MCP)

Dear Ms. Callahan:

Per MassDEP's solicitation for comment on the above referenced proposed regulation amendments, I respectfully submit the following comments.

Effective December 23, 1982, the U.S. Environmental Protection Agency (EPA) granted the Commonwealth of Massachusetts primacy for administering the Underground Injection Control (UIC) Program for all classes of UIC wells in the Commonwealth with the exception of those on Indian lands. Several programs within the Massachusetts Department of Environmental Protection (MassDEP), including the Bureau of Resource Protection (BRP) and the Bureau of Waste Site Cleanup (BWSC), are responsible for implementing the UIC regulations.

In 2005, MassDEP and the EPA conducted a review of the Commonwealth's regulations and were negotiating the renewal of Massachusetts' UIC primacy status. At that time, U.S. EPA identified two areas of deficiencies in the MCP regulations.

1. UIC Inventory Information for All UIC Permitted and Authorized-By-Rule Wells

310 CMR 40.000 (MCP) regulations currently do not require the collection of inventory information for UIC Class IV and V remediation wells regulated by the MassDEP BWSC. In order to comply with federal regulations and maintain primacy, MCP regulations should be revised to require the submittal of the minimum EPA required inventory information for all UIC Class IV and V remediation wells. Minimum requirements are outlined in CFR 40 Part 144.26 Inventory Requirements.

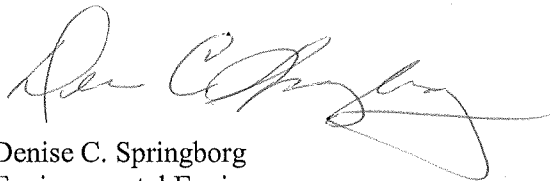
2. Closure Requirements for Abandonment of Class IV and V Wells

MCP regulations do not currently address closure requirements for abandoned UIC Class IV and V remediation wells. In order to maintain primacy and comply with federal UIC regulations, requirements for the closure of abandoned UIC Class IV and V remediation wells should be added to the MCP Remedial Additives section and/or to other appropriate sections of the MCP regulations. Information on closure requirements is outlined in CFR 40 Part 144 Subpart E Permit Requirements and Subpart G 144.89 How do I close my Class V injection well?

I have discussed the above comments with the MassDEP BRP Drinking Water Program and welcome the opportunity to discuss them with BWSC program staff.

If you have any questions, please do not hesitate to contact me at (617) 918-1681.

Sincerely,

A handwritten signature in cursive script, appearing to read "Denise C. Springborg". The signature is written in black ink and is positioned above the printed name.

Denise C. Springborg
Environmental Engineer
U.S. EPA Region I UIC Program