



LOUISVILLE METRO DEPARTMENT OF
**ECONOMIC GROWTH
AND INNOVATION**

Brownfield Cleanup Loan Program Requirements

The Department of Economic Growth and Innovation requires compliance with EPA cleanup rules and regulations and program policies will be revised on a periodic basis to ensure compliance with changes in Federal and State laws, rules and regulations.

Analysis of Brownfields Cleanup Alternatives: Qualified environmental consultant hired by loan recipient will prepare an Analysis of Brownfields Cleanup Alternatives (ABCA) or equivalent State-required document summarizing information about the site and contamination (i.e., exposure pathways, identification of contaminant sources, types and levels of contamination, etc.); cleanup standards; applicable laws; alternatives considered (at least two, evaluated in terms of effectiveness, implementability and cost); and the proposed cleanup plan. Department of Economic Growth and Innovation will facilitate public notice and comment prior to commencing cleanup.

Cleanup Action Memo or Report: After selecting the environmental cleanup action, Department of Economic Growth and Innovation will prepare an action memo or a report which identifies the proposed removal action taken and the cleanup standards and goals. This document will explain why the cleanup is authorized; the rationale for selecting that particular action and the responses to public comments on the ABCA.

ESA and NHPA: To comply with the Endangered Species Act and National Historic Preservation Act, Department of Economic Growth and Innovation will provide EPA the following information obtained during Phase 1 Site Assessments: location of a project, any threatened or endangered species or habitat which may be affected by a project, whether the site is considered to be of concern by the State Historic Preservation officer, and a list of Tribes who may believe your site or project could disturb cultural resources.

Davis Bacon Act The Davis-Bacon Act applies to construction, alteration, and repair contracts and sub-contracts awarded with EPA grant funds. For cleanup activities funded through the BCLP, recent and applicable wage rates from the U.S. Department of Labor must be incorporated into construction, alteration, and repair (including painting and decorating) solicitation and contracts.

Quality Assurance and Health and Safety Plans: On sites cleaned up with program funding, site specific Quality Assurance Project Plans (QAPP) will be prepared and submitted to EPA for review and concurrence. Also, OSHA compliant Health and Safety Plan will be prepared and followed; a copy of the plan will be placed in the cooperative agreement file. Loan recipients will be required to hire a qualified environmental consultant to perform this task.

Confirmation Sampling: Qualified environmental consultant hired by loan recipient will perform sampling activities in support of the cleanup or to confirm cleanup standards have been met. Quality Assurance Project Plans will be submitted to EPA for approval.

Final Cleanup Report: After the cleanup is performed, qualified environmental consultant hired by loan

recipient will prepare a final report or other documentation that shows cleanup is complete and meets the cleanup standards identified in the Cleanup Action Memo or Report, and that any required institutional, land use or engineering controls are in place.