

AMENDMENT NO. 1

TO

2023 ADMINISTRATIVE CONSENT ORDER FOR DEFUELING, CLOSURE, AND
DRINKING WATER PROTECTION

FOR THE

RED HILL BULK FUEL STORAGE FACILITY AND JOINT BASE PEARL HARBOR-
HICKAM WATER SYSTEM

EPA DKT NO. RCRA 7003-R9-2023-001
EPA DKT NO. PWS-AO-2023-001

The defueling, closure, and Joint Base Pearl Harbor-Hickam (“JBPHH”) drinking water system administrative consent order (“2023 Consent Order”) entered into on June 2, 2023, by the UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (“EPA”) Region 9; the UNITED STATES DEPARTMENT OF THE NAVY (“Navy”), acting by and through the COMMANDER, NAVY REGION HAWAII (“CNRH”); and the DEFENSE LOGISTICS AGENCY (“DLA”), collectively referred to as the “Parties,” is amended as follows:

1. Paragraph 8(c) is amended to delete, “notify the Community Representation Initiative (CRI) established under the SOW and”.
2. Paragraph 2.3 (COMMUNITY OUTREACH AND COMMUNITY INVOLVEMENT) of Attachment A (Statement of Work for the 2023 Administrative Consent Order for Defueling, Closure, and Drinking Water Protection for the Red Hill Bulk Fuel Storage Facility and the Joint Base Pearl Harbor-Hickam Water System) is deleted in its entirety and replaced with:

2.3 COMMUNITY OUTREACH AND COMMUNITY INVOLVEMENT

2.3.1 ANNUAL COMMUNITY ENGAGEMENT PLAN.

Navy and DLA agree to participate in a variety of community engagement forums, including the Community Representation Initiative, in order to foster an interactive relationship between the Parties and interested Hawaiian and community stakeholders, both on and off JBPHH, regarding defueling, closure and drinking water requirements conducted by Navy and, as applicable, DLA, pursuant to this 2023 Consent Order and this SOW.

The Parties anticipate that Navy and DLA will participate in three engagements per quarter, such as open houses, webinars, and attendance at community group meetings. The engagements will include forums that allow for the Navy and DLA to provide

updates on the status of efforts under this 2023 Consent Order (reviewing progress in defueling, closure, and implementation of the drinking water requirements); facilitate the continued flow of information among community members and stakeholders; and provide opportunities for the public to participate and offer individual comments and perspectives.

The Community Engagement Plan shall address community involvement pursuant to this Section 2.3 during the upcoming calendar year. The first Community Engagement Plan is attached and shall cover through February 2025. Navy and DLA shall submit an annual Community Engagement Plan to EPA by January 15 each year for review and approval.

Subsequent Community Engagement Plans shall briefly summarize how each aspect of the Community Engagement Plan functioned since the prior Community Engagement Plan and may propose modifications to Community Outreach and Community Involvement to better address the need expressed by the community in public comments on the proposed 2023 Consent Order for an interactive relationship between the Parties and interested Hawaiian and community stakeholders, both on and off JBPHH, regarding defueling, closure and drinking water requirements conducted by Navy and, as applicable, DLA, pursuant to this 2023 Consent Order and this SOW.

EPA, Navy, and DLA may modify the requirements of this Section 2.3 of the SOW through approval of the annual Community Engagement Plan. The Community Engagement Plan may be modified as needed by mutual agreement of the Parties.

2.3.2 WEBSITE

Navy and DLA shall maintain a website, accessible to the public, dedicated to the Facility and the Work performed pursuant to the 2023 Consent Order and this SOW. Navy and DLA shall update the website the first week of every month. Redacted versions of all submittals and deliverables to EPA under the 2023 Consent Order and this SOW shall be made available on the website within fourteen (14) days of providing the redacted deliverable or submittal to EPA. Navy and DLA shall ensure that the website includes a brief description of the content of all documents uploaded to the website. The website shall include an email address and phone number where the public may provide comments or questions to Navy and DLA for consideration regarding the 2023 Consent Order and this SOW. The first week of each month the Navy and DLA shall publish on the website responses to frequently asked public comments or questions. No later than thirty (30) days after Navy receives validated sampling data generated pursuant to this 2023 Consent Order and this SOW, Navy shall make such data available, in an electronic form approved by EPA, directly to the public on the Navy website.

IN WITNESS WHEREOF, the Parties have duly executed this presents as of the day and year subscribed below.

Agreed this 4th day of November 2024.

By:



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Karnig Ohannesian
Deputy Assistant Secretary of the Navy
(Environment and Mission Readiness)
Department of the Navy

Agreed this _____ day of November 2024.

By:



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Brad Bunn
Vice Director
Defense Logistics Agency

Agreed this _____ day of November 2024.

By:

AMY MILLER-BOWEN

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BOWEN
Date: 2024.11.20 08:24:09 -08'00'

Amy C. Miller-Bowen, Director
Enforcement and Compliance Assurance Division
Region 9, U.S. Environmental Protection Agency