

Program Overview

Program Name: Voluntary Remediation Program / Brownfields Assistance Program Arizona
Department of Environmental Quality

Summary: Through Arizona Department of Environmental Quality's (ADEQ) Voluntary Remediation Program (VRP), property owners, prospective purchasers and other interested parties investigate or clean up a contaminated site in cooperation with ADEQ. VRP results in a streamlined process for program participants who work with a single point of contact at ADEQ to address applicable cross-program remediation efforts.

Website: <http://www.azdeq.gov/VRP>

Funding Source(s) for the Program: Program fees and federal grants

Cost to enter program or fees for service:
Establish a \$2,000 non-refundable application fee. *
Establish an hourly VRP oversight rate of \$110 per hour. * Provide for an initial deposit of \$4,000, to be submitted with the participant's work plan or request for a No Further Action (NFA) determination.

Sites Enrolled in VCP: As of Oct 2021, 47 sites are currently in the program.

Sites Completed under VCP: At the close of FY21, 260 sites have completed cleanup and have been closed through the program.

Contacts

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Assessment and Cleanup Funding

Site Assessment and Cleanup Grants - Through an EPA grant, funds are provided to perform environmental site investigation and cleanup activities if needed, for a qualifying brownfield property. The program is available to municipalities, prospective purchasers, and parties who would not be found liable for any existing contamination at the property. Information discovered during an investigation will be considered a public record and will be made available for review at ADEQ. <http://www.azdeq.gov/brownfields>

Liability Relief Provisions

Prospective Purchaser Agreement (PPA). If the purchaser of the property did not contribute to the contamination at the site, potential Water Quality Assurance Revolving Fund (WQARF) and state Comprehensive Environmental Response Compensation and Liability Act (CERCLA) liability may be avoided through a written agreement with ADEQ. Pursuant to Arizona Revised Statutes (ARS) §49-285.01, ADEQ may enter into a PPA, which provides a written release and covenant not to sue for any potential WQARF liability for existing contamination, if certain statutory conditions are met. <http://www.azdeq.gov/environ/waste/sps/liability.html>

Arizona Brownfields Redevelopment Toolbox

The purpose of this Toolbox is to explain the brownfields process in straightforward terms, and

provide rural and smaller city governments/entities /communities with a systematic, start-to-finish, guide to brownfields redevelopment. <http://legacy.azdeq.gov/environ/waste/cleanup/download/bftoolbox.pdf>

Contaminants Managed

The following contaminants are covered under the program: hazardous substances that are mixed with petroleum products; hazardous wastes as defined in the definition of hazardous substance in CERCLA and including those listed under RCRA; and hazardous wastes that are ignitable, corrosive, reactive or toxic. Crude oils and its fractions are excluded.

Asbestos: Yes

Lead: Yes

PCBs: No

Petroleum and Fuels: Yes

Other Contaminants: Yes - hazardous wastes as defined in the definition of hazardous substance in CERCLA and including those listed under RCRA; and hazardous wastes that are ignitable, corrosive, reactive or toxic.

Institutional Controls

Arizona has a long-term stewardship program for the state voluntary and brownfields cleanup programs that includes monitoring, ICs, review and reevaluation, and Declaration of Environmental Use Restriction (DEUR) that run with the land.

IC Tracking: The program maintains a database that tracks ICs and will be made available to the public via the ADEQ website. The database tracks both the implementation and monitoring of ICs at state cleanup program, VRP, brownfields, and federal facility sites. The primary users of this database are internal staff, property owners and consultants.

IC Oversight: The program provides oversight, review, reevaluation and monitoring of ICs.

IC Monitoring: The program provides oversight, review, reevaluation and monitoring of ICs.

Related Programs

Underground Storage Tanks (UST) Program

<http://www.azdeq.gov/UST>

Hazardous Waste Program

<http://www.azdeq.gov/programs/waste-programs/hazardous-wastemanagement>

Superfund Program

<http://www.azdeq.gov/environ/waste/sps/index.html>