

Appendix C

Spill Prevention and Countermeasures Plan



**Connecticut
Light & Power**

A Northeast Utilities Company

Spill Prevention and Countermeasures Plan

Stamford Reliability Cable Project Development and Management Plan

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1.0 INTRODUCTION

This Spill Prevention and Countermeasures Plan (SPCP or Plan) describes measures to minimize the potential for a spill of petroleum products or a hazardous or toxic substance and, in the event that a spill does occur, to contain and control the release to minimize the effects. The Connecticut Light and Power Company (CL&P) will require all construction contractors to adhere to the procedures presented in this Plan during the construction of the Stamford Reliability Cable Project (SRCP). Accordingly, this Plan describes:

- The identification of petroleum products and materials classified as hazardous or toxic that are likely to be used during Project construction;
- Training, equipment inspection and maintenance, and other procedures designed to minimize the potential for a spill;
- The transport, storage, and disposal procedures for these substances; and
- The procedures to be followed in the event of a release of a petroleum or hazardous / toxic substance to the environment, including a spill reporting protocol. Attachment 1 includes a copy of the Spill Report Form that construction contractors must complete.

This SPCP conforms to the requirements of the Project's regulatory approval from the Connecticut Siting Council (Council)¹. The Plan applies to all elements of the construction of the Project, including not only Project sites (e.g., the public roadways, off-site access roads and substations), but also staging areas managed for Project support purposes.

Note: CL&P does not anticipate on-site bulk storage of petroleum or other regulated substances during Project construction. However, if a construction contractor elects to maintain large quantities of petroleum products at a Project staging area, then requirements in addition to this SPCP will apply. Specifically, pursuant to Title 40, Section 112 of the Code of Federal Regulations (CFR), a Spill Prevention, Control, and Countermeasure (SPCC) Plan must be prepared if the construction site will have 1,320 gallons of aggregate above-ground storage capacity or more in 55-gallon (or larger) containers, or 42,000 gallons in underground storage not regulated by underground storage tank (UST) rules. Any temporary tanks or fueling trucks parked on site and used to "store" petroleum are subject to the SPCC Plan requirements. If, at any time, a Project construction contractor's cumulative storage capacity exceeds 1,320 gallons on-site, the contractor must prepare a SPCC Plan, signed by a registered professional engineer, in accordance with 40 CFR 112. Copies of the SPCC Plan do not need to be filed with any

¹ [Condition No. 2.(d)] of the Council's approval of the Project (Decision and Order, Docket No. 435) requires that a SPCP be prepared as part of the Development and Management Plan for the Project.

regulatory agencies, but must be maintained at the contractor's Project office and also provided to CL&P's Construction Representative.

2.0 IDENTIFICATION OF PETROLEUM PRODUCTS AND OTHER HAZARDOUS / TOXIC SUBSTANCES USED DURING CONSTRUCTION, AND DESIGNATION OF CLEANUP CONTRACTOR

2.1 Materials Subject to this SPCP

The principal materials used during Project construction that are addressed in this SPCP are petroleum products, such as fuels, lubricants, fluids, and related materials used for the operation of construction vehicles and equipment. Also included are other substances classified as hazardous or toxic that may be used during construction.

Prior to the start of construction, each construction contractor will provide to CL&P a list of the petroleum products and hazardous / toxic substances to be used in the performance of Project work, along with a Material Safety Data Sheet (MSDS) for each such material. The MSDSs will be kept on-site (e.g., at the construction contractors' offices in Project construction yards or staging areas) for the duration of construction. If, during the course of construction, a contractor proposes to use a substance not on the original list, the list must be modified and the appropriate MSDS provided to CL&P prior to the use of the material on the Project.

Due to the different types of petroleum products and other regulated materials typically used during construction, different handling and storage procedures may be required. CL&P will require its construction contractors to adhere to all directions and warnings for products used on the Project.

2.2 Designation of Connecticut-Licensed Spill Response and Cleanup Contractor

As required pursuant to CGS Section 22a-45, spill cleanup, contaminated material handling, and contaminated material transport must be performed by a licensed contractor. Accordingly, prior to the start of construction, each construction contractor must identify a licensed spill response contractor who will be on-call 24/7 during construction. Each construction contractor's designated spill response contractor will be subject to CL&P's review and approval.

3.0 TRAINING AND MANAGEMENT PRACTICES

Key measures to avoid spills during construction include proper training of construction personnel in spill prevention and control techniques, properly maintaining construction equipment, and proper management regarding the storage and use of petroleum and hazardous/toxic substances used during construction. In the event that a spill does occur, construction personnel will be trained in the techniques to promptly and properly contain, clean up, and report the spill.

3.1 Training

As part of the Project's environmental awareness training, all construction personnel, including contractors and CL&P field management and inspection staff, will be briefed on the requirements of this SPCP. They also will be made aware of sensitive resources along and in the vicinity of Project work sites (e.g., roadways, off-ROW access roads and staging areas and substations), and will be informed of the pollution control laws, rules, and regulations applicable to their work.

CL&P will require all construction contractors to:

- Instruct their personnel regarding the routine inspection, operation, and maintenance of equipment as needed to minimize the potential for the accidental discharge or release of fuel, oil, or lubricants to the environment;
- Verify that all employees handling fuels and, as applicable, hazardous or toxic materials, are properly trained;
- Implement refueling procedures to minimize the potential for a release to the environment;
- Maintain adequate supplies of standard equipment, materials, and supplies in accessible locations for cleanup of a release; and
- Adhere to all regulatory requirements and Project specifications regarding equipment operation, refueling, or the general use of petroleum products near water resources, including containment.

If deemed necessary during construction, CL&P may schedule and conduct supplemental spill prevention briefings with construction crews to re-emphasize the importance of spill prevention and to review the procedures to be followed in the event of a spill. These briefings may highlight topics such as:

- Importance of having adequate equipment, materials, and supplies available for response to and cleanup of a release;
- Typical sources of releases, such as equipment failure or malfunction;
- Precautionary measures to prevent releases; and
- Standard procedures to be followed if a release occurs.

The supplemental training will be documented by CL&P field management or inspection staff.

3.2 Equipment Inspection and Maintenance

To minimize the potential for a spill due to equipment failure, the construction contractors will be responsible for:

- Routinely inspecting and maintaining construction equipment, including hydraulic lines, valves, and other hoses;
- Promptly repairing any equipment leaks or faulty equipment components;
- Routinely inspecting and maintaining in good condition all containers, valves, pipes, hoses, and other components of storage areas for fuels and lubricants;
- Providing appropriately-sized and provisioned spill containment kits to construction crews and replenishing such supplies as needed; and
- Maintaining stockpiles of spill cleanup materials at easily accessible locations, including at substation and staging areas.

Construction contractors will inspect and maintain equipment that must be fueled and/or lubricated according to an established schedule.

In addition, the construction contractor will be required to provide portable toilets to the Project construction sites. The construction contractor will be responsible for properly locating portable toilets in upland areas, away from any water resources, sensitive environmental resources, or other restricted areas, and for arranging for routine cleaning and maintenance of these facilities.

3.3 Fuel and Material Storage

CL&P will require its construction contractors to implement the following procedures when storing fuels and hazardous / toxic substances. These procedures are intended to limit the potential for spills and to minimize the impact of releases that may accidentally occur:

- No bulk quantities of hazardous substances, toxic materials, and petroleum products will be stored, to the extent practical, within 25 feet of any waterbody, wetland, water supply well, spring, or other water resource. Such materials typically will be stored in upland areas;
- At Project staging areas, contractors will make efforts to store only enough hazardous / toxic substances required to complete the job;
- Materials will be stored in a neat, orderly manner, in appropriate containers, and, if possible, under a roof or enclosure;
- Chemical and/or petroleum products will be kept in original containers with the original manufacturer's label. Fuels that need to be kept in portable containers will be stored in tightly sealed containers designed to hold such fuels and will be clearly labeled.

Preferably, the containers will be stored in a covered truck or trailer that provides secondary containment for the products;

- Substances will not be mixed unless approved by the manufacturer;
- Whenever possible, all of a product will be used before disposing of the container,
- Manufacturer's recommendations for proper use and disposal of a product will be followed; and
- If surplus product must be disposed of, the manufacturer's or state-recommended methods for proper disposal will be followed.

Any containment area for the storage of petroleum products will have a capacity of 1.1 times the combined maximum volume of all containers within the containment area. Storage areas will not have drains, unless such drains lead to a containment area or vessel of sufficient size to contain and recover a full release of all stored products. A berm, or other suitable containment device, will be installed around any storage shed housing materials that are potentially hazardous to the environment. Similarly, bulk storage tanks having a capacity of more than 55 gallons will be provided with secondary containment consisting of a temporary earthen berm or other means.

After each rainfall, the contractor will inspect all containment areas for excess water. If no sheen is visible, the contractor can pump the collected water to the ground in a manner that does not cause scouring. If present, any sheen must be cleaned up prior to discharging the water. Otherwise, the contaminated water must be transported and disposed of off-site in accordance with local, state, and federal requirements.

3.4 Equipment Refueling and Parking

Contractors will implement the following measures when refueling equipment and when parking equipment on Project sites:

- Generally, fuel will be stored at Project staging areas and construction equipment will typically be refueled there to the extent practical;
- Refueling equipment will be manned throughout the refueling operation. Bulk fuel or lubricating oil dispensers will be equipped with a dispensing nozzle that cannot be locked open to allow unattended use;
- Spill kits will be on hand during all refueling operations;
- Equipment refueling will not be performed within 25 feet of any waterbody or wetland.
- During refueling, all necessary precautions will be taken to avoid or minimize the potential for an accidental spill. Appropriate spill kits / absorbent materials will be available at all refueling sites; and

Prior to the start of construction activities, construction contractors will designate locations at staging areas where refueling will be performed, and for the parking of fuel trucks, mobile tanks, and lubricating vehicles. Such designated refueling and parking locations must be approved by CL&P.

4.0 SPILL EQUIPMENT, RESPONSE, CONTROL, AND CLEANUP

4.1 Spill Containment and Cleanup Equipment

Prior to the start of construction, contractors will prepare, for approval by CL&P, a list of the type, quantity, and storage location of spill containment and cleanup equipment that will be available for use during construction. Table 4-1 provides a general list of the basic types of spill containment and cleanup materials to be kept on-hand during construction activities in uplands, near water resources, and at refueling and product storage sites. In response to a spill, the contractor will use equipment and control/cleanup measures appropriate to contain and clean up the spilled material, taking into consideration the environmental characteristics of the area affected by the release.

4.2 Spill Response and Control

If a spill occurs, containment and control of the release are the immediate priorities. CL&P's construction contractor(s) will take immediate action to minimize the impact of the spill (containment) and to implement appropriate cleanup action. Cleanup procedures will begin immediately after a release is contained.

In the event of a spill, the contractor will typically take the following actions:

- The spill will be immediately stopped at the source;
- If the spill impacts a water resource, the spill will be contained through the use of appropriately deployed containment materials (e.g., sorbent booms, absorbent pads, constructing dikes) and then will be collected with sorbent materials, skimmed off water surfaces with booms, and/or the contaminated soil will be excavated;
- If the spill occurs in uplands, the contaminated soil will be excavated;
- The waste materials will be properly disposed at a CL&P-approved disposal site; and
- The affected areas will be restored as closely as possible to previous condition.

4.3 Spill Notifications

4.3.1 Notifications to Federal, State, and Local Agencies

In Connecticut, a spill, as defined in Connecticut General Statutes (CGS) [Section 22a-452c](#), means the discharge, spillage, uncontrolled loss, seepage, or filtrations of oil or petroleum or chemical liquids or solid, liquid or gaseous products or hazardous waste. All spills are reportable. Thus, **ANY release of these materials, in any amount, must be reported to the CT DEEP.** Project construction contractor(s) are responsible for providing immediate notification of spills to the CT DEEP and other entities, as required.

Table 4-1: Typical Spill Containment and Cleanup Equipment and Supplies

For General Construction in Upland Areas (Underground Cable, Substations):

- Sorbents (e.g., pillows, socks, and wipe sheets) for containment and pick-up of spilled liquids;
- Pre-packaged, self-contained spill kits containing a variety of sorbents for small to large releases; (e.g. kits that can be stored on equipment with the capacity of absorbing up to 5 gallons);
- Structures such as gutters, culverts, and dikes for immediate spill containment;
- Shovels, backhoes, etc., for excavating contaminated materials;
- Sumps and collection system; and
- Drums, barrels, and temporary storage bags to clean up and transport contaminated materials.

For General Construction in or Near Water Resource Areas (Underground Cable):

- All of the above (for upland sites) and the following:
- Oil containment booms and the related equipment needed for rapid deployment; and
- Equipment to remove petroleum-based products from water.

(This equipment will be located near wetlands and water bodies to reduce response time in the event of a release.)

For Storage of Products and Equipment Refueling:

- Sorbent pads and/or mats, containment equipment, or equivalent protective measures (e.g., kiddie pools or basins to be placed on the ground beneath equipment before refueling or maintenance activities). (The quantity and capabilities of the mats will be sufficient to capture the largest foreseeable spill given workspace characteristics, crankcase size, and other fuel vessel capacities.)
- Dedicated sorbent / spill response kits or functional equivalent to be kept on major pieces of construction equipment (e.g., pumps, cranes, drill rigs, hydraulic lifts) that must be routinely refueled or maintained on Project sites (because movement of such equipment to designated refueling or maintenance yards is impractical or inefficient).

It is the Project construction contractors' responsibility to report spills of any amount to

CT DEEP. Spills must be reported immediately (24/7) to:

CT DEEP Emergency Response and Spill Prevention Division

860-424-3338 or toll free at 866-337-7745 (866-DEPSPIL)

If the above numbers are unavailable for any reason, call 860-424-3333

In the event of any spill, the Project construction contractor shall immediately² report the following facts to CT DEEP, pursuant to CGS Chapter 446k, Section 22a-450³:

- Location of spill;
- Quantity and type of substance, material, or waste released;
- Date and cause of the incident;
- Name and address of the owner;
- Name and address of the person making the report, and their relationship to the owner.

In addition to the notification to CT DEEP, some spills may be reportable to the Federal government. An oil spill must be reported to the Federal government if the spill is to navigable waters or the adjoining shoreline; water quality standards could be violated; the spill causes a sheen or discoloration; or the spill causes a sludge or emulsion. Spills of hazardous chemicals must also be reported to the Federal government, depending on the quantity of the material spilled and if the release could threaten human health. The Federal reportable spill quantities for hazardous materials are listed in 40 CFR, Part 302.4 (refer to the table entitled "List of Hazardous Substances and Reportable Quantities")⁴. Incidents that are required to be reported under the Federal Emergency Planning and Community Right-to-Know Act or other prevailing/applicable Federal law are reportable to:

- The State Emergency Response Commission (CT DEEP at 860-424-3338);

² CT DEEP requirements call for notification in all cases within 24 hours.

³ Note: Unless specifically requested for a particular incident, CT DEEP does not require a written submission when reporting a spill.

⁴ Available online at: <http://www.gpo.gov/fdsys/pkg/CFR-2010-title40-vol27/pdf/CFR-2010-title40-vol27-sec302-4.pdf>

- The National Response Center at 800-424-8802; and
- The local community emergency coordinator.

A report by the Project construction contractor to the local fire department is also recommended (by calling 911 throughout Connecticut).

4.3.2 Notification and Reporting to CL&P

In addition to notifying the CT DEEP, the construction contractor personnel or other Project personnel who first observes a spill will provide immediate verbal notification to the CL&P Construction Representative. Within 24 hours of a spill, the construction contractor will prepare and submit to the CL&P Construction Representative a Spill Report Form (refer to Attachment 1). This form must include the following information regarding the spill, along with any relevant supporting information and representative photographs:

- Date, time, and location of the spill, including name and address of the owner of the property where the spill occurred;
- The quantity and type of the substance, material, or waste spilled;
- Circumstances that caused the spill;
- List of water resources affected or potentially affected by the release (if applicable);
- Statement verifying whether a sheen is present;
- Size of the affected area;
- Estimate of the depth that the material has reached in water or in soil;
- Determination of whether the release has or will migrate off Project work areas (e.g., CL&P property, ROWs, staging areas, off-ROW access roads);
- Determination of whether the release is under control;
- Status of the cleanup effort and a description of the methods used (or to be used) to clean up the release;
- Name(s), company affiliation(s), and address(es) of the personnel who identified the release;
- List of any soil and water samples taken;
- Names of contacts made to federal, state, and local agencies, as applicable, and time of report; and
- Name, address, and company affiliation of the person who completed the Spill Report Form.

The CL&P Construction Representative will verify that the construction contractor's Spill Report Form is complete.

4.4 Spill Cleanup

CL&P's construction contractors will clean up all spills promptly using appropriate containment and cleanup measures. Spill containment equipment will not be used for storing wastes resulting from cleanup efforts or other contaminated material.

Small spills may be contained and cleaned up by Project construction crews using the on-site spill containment and cleanup materials. In such cases, all contaminated materials will be properly handled, contained, and transported in secure containment to a staging area for pick-up and ultimate disposal by the construction contractor's designated and pre-approved spill response firm. **In no case will spills or contaminated materials (including waste oils) be buried or otherwise disposed of on Project sites.**

If the Project construction contractor determines that a release cannot be adequately excavated and disposed of by its construction crews alone, the construction contractor will contact the designated spill response firm. Any cleanup must be performed by a licensed spill response contractor, as required by CGS Section 22a-454. The Project construction contractor will work with the spill response contractor(s) and will verify that all excavated wastes are transported to a licensed disposal facility approved by CL&P.

4.5 Penalties for Non-Reporting

Any person who fails to report incidents as required by CGS Chapter 446k, Section 22a-450 may be fined by CT DEEP not more than \$1,000 and the employer of such person not more than \$5,000.

Failure to report incidents, as required by the Project, can result in removal from the Project or termination.

ATTACHMENT 1

SPILL REPORT FORM

Date: _____ **Time of Spill Occurrence:** _____

Name/Title of the first observer: _____

Regulatory Agencies Notified / Time & Date of Notification (use reverse side if needed): _____

Location of Spill: Parcel No. _____ **Town** _____ **County** _____

Nearest Public Road: _____ Nearest Structure No. (if on-ROW): _____

Nearest Street Address or landmark (if off-ROW): _____

Attachments (circle all that apply): map _____ photographs _____ other _____

Type of material spilled: _____

Quantity spilled (circle one): _____ 10 gals. or less

10 - 1,000 gals. _____

Over 1,000 gals. _____

Specify approximate amount spilled: _____

Circumstances causing spill: _____

Size of area affected by spill: _____ Estimate depth of spilled material on water or soil: _____

If spill is into water, is a sheen present? (circle one): _____

YES _____

NO _____

Has spill left Company property or ROW? (circle one): _____

YES _____

NO _____

Is spill under control? (circle one): _____

YES _____

NO* _____

*If not, is there a potential for the spill to leave the ROW or staging area? (circle one): _____

YES _____

NO _____

Has spill cleanup begun? (circle one): _____

YES** _____

NO _____

**If so, what methods are being or will be used?: _____

Have soil and/or water samples been taken? (circle one) _____

YES*** _____

NO _____

***If yes, list sample types:

Signature of Contractor Representative/Date: Signature of Designated Project Representative/Date:

Print Name/Title: _____ Print Name/Title: _____