

# BOARD MEETING MINUTES



COMMONWEALTH OF MASSACHUSETTS  
**Board of Registration**  
of  
**Hazardous Waste Site Cleanup Professionals**  
ONE WINTER STREET, 3rd Floor  
BOSTON, MA 02108

**MINUTES**  
of  
**BOARD MEETING**  
**Held on October 8, 2019**  
Approved on November 12, 2019

Meeting Location: Massachusetts Department of Environmental Protection

**Central Regional Office**  
**8 New Bond Street**  
**Worcester, MA 01606**

Prepared by: Beverly Coles-Roby, Esq.

**List of Documents Used at the Meeting:**

1. Agenda
  2. Draft Minutes of Meeting held on September 23, 2019
  3. Renewal Dockets #1-2
1. **Call to Order:** Chairperson, Millie Garcia-Serrano, called the meeting to order at approximately 2:19 p.m. The Board members in attendance were, Debra Listernick, Farooq Siddique, Marc J. Richards, Dr. Gail Batchelder, and Kathleen Campbell. Board members Kirk Franklin, James N. Smith and Gregg McBride were absent. Staff member Beverly Coles-Roby was present. Additionally, Wendy Rundle, Executive Director of the LSP Association (“LSPA”) and Rebecca Woolley, Audits Section Chief, MassDEP CERO, were present.
  2. **Announcements:** None
  3. **Agenda:** There were no changes to the agenda.
  4. **Minutes of Meeting Held on September 23, 2019:** The members present reviewed the draft minutes of the meeting held on September 23, 2019. Ms. Garcia-Serrano offered corrections to the minutes.

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A motion was made and seconded to approve the September 23, 2019 minutes as amended. The motion passed unanimously. Mr. Siddique abstained from voting to approve the minutes.

### 5. Decisions re: Licensing of Applicants:

**A. Application Review Panel Recommendations:** The staff presented the following Application Dockets:

ID #	Applicant Name/Company Name	ARP #	REC.
2391	Lori A. McCarthy/ATC Group Services, LLC	305	A
7571	William J. Brochu	305	D

ID #	Applicant Name/Company Name	ARP #	REC.
1707	John D. Tadema-Wielandt/Bennett Environmental Assoc., Inc.	306	A
8688	Katherine E. Kudzma/Vanasse Hangen Brustlin, Inc.	306	A

After discussion, a motion was made and seconded to accept the recommendations from ARP #305 that the application of Mr. Brochu be denied, and the application of Ms. McCarthy be approved, and she be found eligible to sit for the examination. After discussion, a motion was also made and seconded to accept the recommendations from ARP #306 that the applications of Mr. Tadema-Wielandt and Ms. Kudzma be approved, and they be found eligible to sit for the examination. The motions were approved unanimously. Ms. Listernick abstained from voting on Ms. Kudzma's application.

### B. Vote on Renewal Dockets:

#### Renewal Docket #1

Renewal Date: October 30, 2019

New Renewal Date: October 30, 2022

Has completed all requirements for renewal:

	LSP #	First	Middle	Last
1	5736	Brian	T	Butler

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## Renewal Docket #2

Renewal Date: July 30, 2019

New Renewal Date: July 30, 2022

Has completed all requirements for renewal:

	LSP #	First	Middle	Last
1	2961	Brian	J	Miller
2	4437	James	P	Parker

**A motion was made and seconded to renew the licenses of the LSPs on Renewal Dockets #1-2 for the three-year period ending on the date indicated. The motion was approved unanimously.**

### 6. Other Licensing-Related Matters:

**A. Appeals Status Report:** There are no pending appeals.

**B. Total Number of Active LSPs:** Ms. Coles-Roby reported that Barbara Wyche, the interim Program Coordinator, has verified the number of active LSPs, after a review of fee payments and documents filed with the LSP Board since January 2019. The count is listed as 492 as of October 4, 2019.

**C. Quarterly Fee Report:** Ms. Coles-Roby said that there are approximately seventeen LSPs whose licenses expire on October 30, 2019. The invoices and forwarding instructions for those renewals were mailed to the LSPs.

### 7. Examination Report:

**A. Exam Dates:** Ms. Coles-Roby again reported that she has not confirmed dates for the fall LSP examination, but it will be offered in the period between Thanksgiving and Christmas 2019.

**B. Exam Committee:** Ms. Coles-Roby stated that the Exam Committee meeting will be held on October 15, 2019, via telephone conference.

### 8. Continuing Education Committee: Mr. Austin said that the Committee met earlier in the day and made the following course recommendation to the Board:

#### **Course Approval Reconsideration Request:**

**NEWMOA:** *Redevelopment of Contaminated Properties and Conflicts with Stormwater Requirements: What You Need To Know* (5 Technical credits, September 25, 2019, University of Massachusetts Lowell, Lowell Inn and Conference Center, Lowell MA, 9:30 a.m.-4:00 p.m.; September 26, 2019, Fireside Inn and Suites, Lebanon, NH; 9:30

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a.m.-4:00 p.m.; November 6, 2019, Quinebaug Valley Community College, Danielson, CT, 9:30 a.m.-4:00 p.m.)

**A motion was made and seconded to accept the Continuing Education Committee's recommendations that the NEWMOA conference be approved for four hours and fifteen minutes of Technical Continuing Education credit. The motion passed. Ms. Campbell opposed approval of the conference. Mr. Richards abstained from voting.**

- 9. Professional Conduct Committee:** The Board agreed to forego a Professional Conduct Committee report because all the Board members present at this meeting were also present at the Professional Conduct Committee meeting held earlier in the day.

**10. Other Business:**

**A. Proposed Regulation Amendments:** Mr. Austin asked whether the Board could set a deadline for the regulation package with the end of March 2020, as a goal. Ms. Coles-Roby stated that the Board will resume Regulation Committee meetings at the January 14, 2020, meeting since other meetings are scheduled for November 2019, and the Board will not meet in December 2019. Ms. Garcia-Serrano indicated that she would send a synopsis of MassDEP's, proposed Massachusetts Contingency Plan regulation revisions. Ms. Listernick noted the 309 CMR 3.09 Continuing Education regulations from Ms. Campbell were not included in the draft accompanying the October meeting packet. Ms. Coles-Roby apologized for the oversight and said that they would be added to the January 2020, Board meeting materials.

**B. Personnel, Budget and Fees:** Ms. Coles-Roby said that she has selected candidates for interviews for both the General Counsel and the Investigator positions. She plans to conduct interviews for the positions in November and December 2019. Ms. Coles-Roby stated that Ms. Wyche acted on two hundred unread emails in the LSP mailbox, when she assumed the interim position. Mr. Austin expressed concern about complaints or other issues going unanswered. Ms. Coles-Roby assured him that no complaints were among that number. She said that the communications were primarily questions about Continuing Education; renewal applications; or letters of good standing, none of which went unanswered because the requestors always contacted her personally if the matters needed immediate attention. Dr. Batchelder asked Ms. Coles-Roby to thank Ms. Wyche for her efforts on the Board's behalf.

**C. Testimony of Joseph Polsinello-Joint Senate and House Committee on Financial Services:** The Board reviewed the testimony of Mr. Polsinello. Ms. Rundle commented that a hearing on House Bill 3873 is scheduled for October 15, 2019 at 1:00 p.m. The LSPA will provide a copy of its testimony on House Bill 3873 before the Joint Committee on the Environment, Natural Resources, and Agriculture, to the Board. Ms. Garcia-Serrano said that House Bill 594 concerns home heating oil and that MassDEP is acting on this front.

- 11. Future Meetings:** The Board's next meeting will be held on **November 12, 2019**, at the

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Boston Office of MassDEP.

- 12. Adjournment: A motion was made and seconded to adjourn, and by unanimous roll-call vote, the Board meeting was adjourned at approximately 3:18 p.m.**