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Nielsen Koch, PLLC

Outline

- Project purpose and approach
- Overview of the history
- Way forward?
- Deliverables



Purpose of the project

- Document the history of spill response planning focused on this sensitive region
- Identify any gaps today against past planning and agreements
- Recommend options to fill those gaps





Approach

- Kick off call
- Review documents picking up from History of Tanker Plan project
- Team effort
- A few interviews
- Draft report





Copper River Delta & Flats Summary Timeline

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| 2004 | consultation with CDFU and ADEC. | Aerial photos of CRD&F taken for the purpose of developing tactics. | Exercise held in Pete Dahl Slough/Castle Island region. |
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CRD&F Settlement -- Requirements

- Dismissal of Tanker Plan COAs, objections, claims
- Describes process for developing a CRD&F-focused plan
 - CDFU, City of Cordova, Shippers, ADEC, USCG
- CRD&F Plan will be submitted for incorporation into PWS Subarea Plan
- Tanker Plan will reference the CRD&F Plan
- Shippers will respond to a TAPS spill that threatens the CRD&F and will not change the Gulf of Alaska Agreement without consulting CDFU and ADEC
- Test CRD&F Plan with an exercise, then modify as appropriate
- Train fishing vessels in plan techniques, wildlife response

CRD&F Plan

K. TRUCKING COMPANIES/CAR RENTALS

<u>Company</u> <u>Location</u> <u>Telephone Number</u>

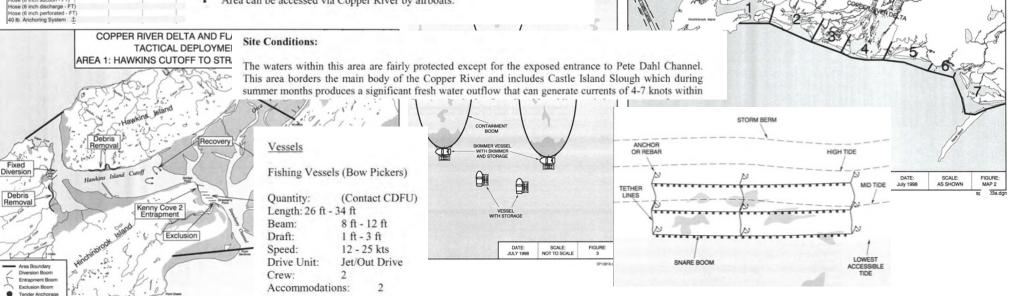
Trucking - Motor Freight:

Vessel Utilization:

- Jet bowpickers best used close to shore for anchor placement or boom towing.
- · Outdrive bowpickers suited for offshore towing of boom or storage devices.

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- · Area anchorage accommodates large supply vessels.
- Area can be accessed via Copper River by airboats.

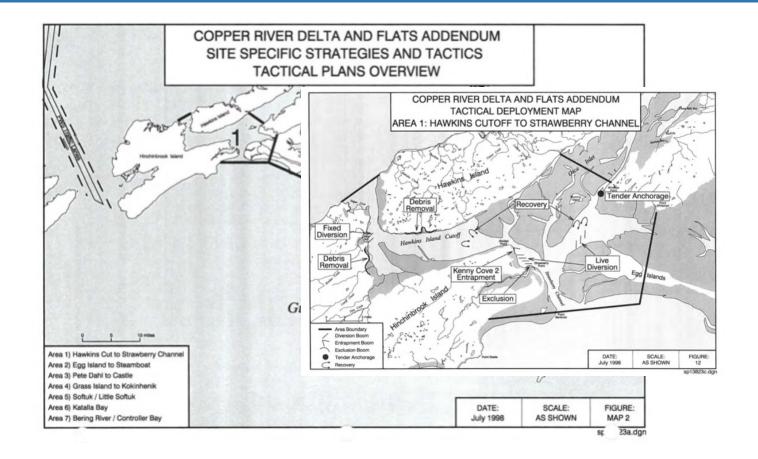


COPPER RIVER DELTA AND FLATS ADDENDUM

SITE SPECIFIC STRATEGIES AND TACTICS

TACTICAL PLANS OVERVIEW

CRD&F Plan – 7 areas



CRD&F Plan – Exercise

- Settlement requirement
- Group that developed CRD&F Plan plus SERVS and PWSRCAC
- 2 days of planning and training, 1 day on water
- Demonstrate shallow water tactics
- 500-2, Krystal Sea, ~35 f/v,
 4 workboats...

"You should know that where we did the exercise is where we go to get out of the weather."



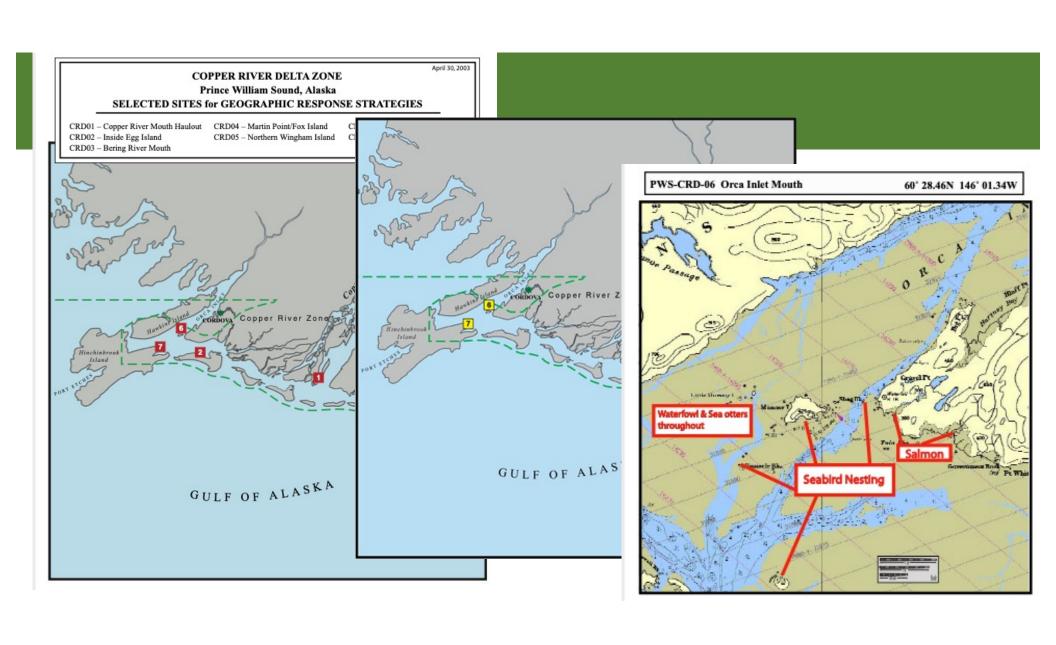
CRD&F Plan Today

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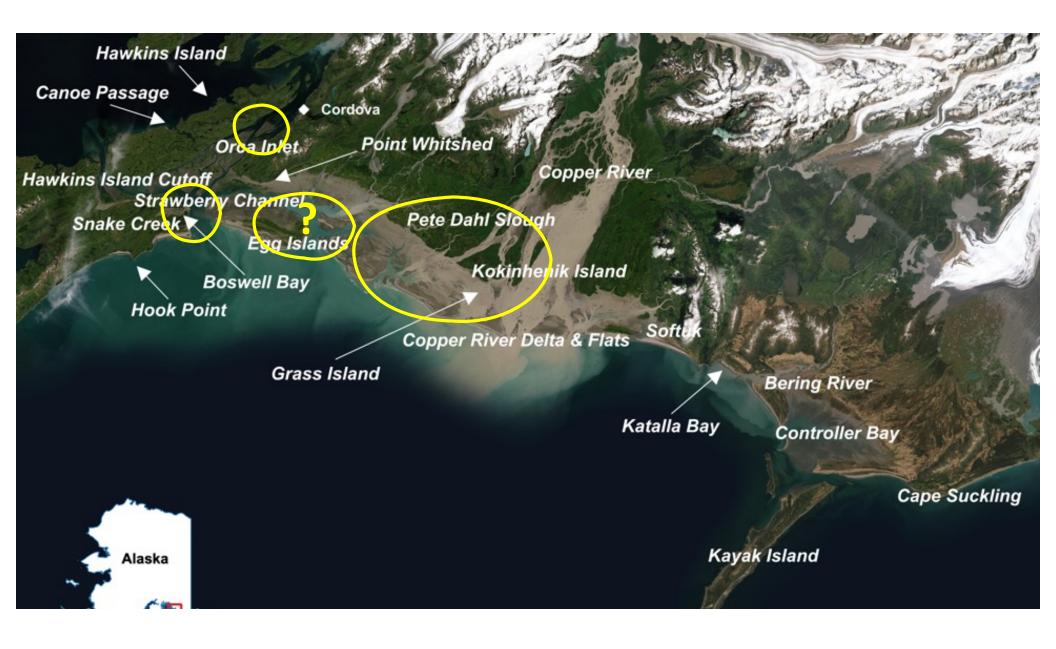




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Summary of the past

- 1. After EVOS, some fishing groups were concerned CRD&F wasn't protected from a future spill.
- 2. They worked through the system to try to change that.
- 3. The shippers came to agreement with them to develop a localized response plan.
- 4. That plan got put into government plan documents but has since been lost from there.
- 5. Meanwhile another process started to develop GRS, but that process did not develop any GRS for the area.
- 6. It's a lousy place to respond to an oil spill but you can still do something on some days...if you have the benefit of local knowledge.

Options for the future?

- 1. Work processes to ensure local knowledge is brought into planning as much as possible the PWS Area Contingency Plan reviews, info on changing channels, fishing vessel trainings, statewide GRS prioritization and review
- 2. Watch external references to documents closely in plans they are easy to lose
- 3. Confirm status of Gulf of Alaska Agreement signatories today



Thank you!

CR&F Settlement -- Issues

1. Is Alyeska required to respond to a spill in the CRD&F?

Yes...at least, the *shippers* are. They do this by contracting Alyeska.

2. Do plan holders need to develop a plan specifically for the CRD&F as an environmentally sensitive area that could be affected by a spill?

Well...ADEC said it depends on the likelihood of the area being oiled from a spill on the tanker route, but that was never resolved in a 1995 Condition of Approval. A 1998 Condition of Approval required GRS, including trying to block oil from going to CRD&F.

3. Do plan holders need to demonstrate how they will protect an environmentally sensitive area?

No, it's not required.

