

26th Annual International Submerged Lands Management Conference

Clean-Up on State-Owned Submerged Lands: Federal Authority vs. State's Rights

Speaker: Kerri L. Nicholas

Abstract: This presentation will provide the basic legal background for CERCLA remediation actions, including state's rights issues, what constitutes "on-site" vs. "off-site" remedial actions, and the effect of such actions on state owned submerged lands. The discussion will also include some of issues faced in the Atlantic Wood Industries project on the Elizabeth River.

Speaker Information: Kerri Nicholas is an Assistant Attorney General in the Environmental Section of the Virginia Office of the Attorney General. She represents the Virginia Waste Management Board and the Department of Environmental Quality staff of that Board. Ms. Nicholas is a 1998 graduate of the State University of New York College at Oneonta and received her law degree from the University of Richmond in 2001. She has served as a hearing officer for several state agencies during the past five years, most recently in the Office of Environmental Health Services of the Virginia Department of Health.