

In November 2013, Commissioner Martin approved moving forward with the development of a new Remediation Standards Rule to replace the existing June 2008 version. External stakeholders representing a variety of entities have been invited to be involved. Invitees include representatives of environmental groups, environmental justice advocates, county planners, municipalities, the Licensed Site Remediation Professionals Association (LSRPA), the New Jersey Business and Industry Association (NJBIA), the Commerce and Industry Association of New Jersey (CIANJ), the Site Remediation Industry Network (SRIN), the New Jersey Builders Association (NJBA), the Association of Environmental and Engineering Geologists (AEG), and the Fuel Merchants Association of New Jersey (FMANJ). Participation in this portion of the process will be restricted to those invited.

The current 2008 rule involves soil, groundwater, and surface water standards. Under consideration are the addition of standards for vapor intrusion, impact to ground water, dioxin, and extractable petroleum hydrocarbons.

The sixth meeting of the invited external stakeholder group is planned for 1:00 pm on Tuesday, September 16, 2014 in the First Floor Public Hearing Room of the New Jersey Department of Environmental Protection Building, 401 East State Street, Trenton, New Jersey 08625. The main purpose originally of this sixth meeting was to have a technical exchange on external stakeholder issues and concerns with the to-be proposed amendment of the remediation standards. It was to be organized and led mainly by the external stakeholders. However, there are external stakeholder discussions currently occurring trying to decide if it is beneficial to instead hold an organizational meeting of all the external stakeholders. This would effectively push back the planned technical exchange one month. Prioritization of the external stakeholder concerns and issues as well as providing more specific information on the topics of interest has proved challenging.

Be advised that a draft meeting summary for the August 12, 2014 meeting is attached. Please review it in its entirety prior to the meeting.

Note that with the extension of the time frame for promulgation of the remediation standards, tentative meetings have been established for 2015. The specifics follow:

9/16/2014
10/14
11/12 (Wed at 1:30 pm)
12/9/2014
1/13/2015
2/10
3/10
4/15 (Wed)
5/12
6/10 (Wed)
7/14
8/11
9/15

10/13
11/10
12/8/2015

All meetings are tentatively set for Tuesday from 1:00 to 4:00 (except where indicated) and are in the 1st Floor Public Hearing Room at 401 East State Street.

Also be aware that if the newest default exposure assumptions are employed, the nonresidential Category 1 Extractable Petroleum Hydrocarbon (EPH) to-be-proposed draft standard would be 75,000 milligrams EPH per kilogram of dry weight soil.

Those not participating directly can follow the progress of this effort via postings on this website. Summaries of the topics covered at the meeting and relevant information will be made available following the meetings. As per the Administrative Procedures Act, following proposal of the rule, formal comments on the rule can be made by anyone during the announced comment period. This will allow active participation by anyone who chooses to do so inclusive of those not invited to participate in the present external stakeholder effort.

The tentative agenda of the sixth meeting will be provided to all once the external stakeholders concur with the concept of an organizational meeting and provide details.