

ALL:

If you are receiving this email (directly from the Department), you are confirmed as a participant in the by invitation only External Stakeholder Meeting to be held on Tuesday, March 10, 2015 at 1:00 pm in the Public Hearing Room of 401 East State Street, Trenton, New Jersey 08625. This meeting will be about the proposal to amend the Remediation Standards N.J.A.C.7:26D that are scheduled to sunset June 2, 2015.

As a recipient of this email, parking has been reserved for you in the Crescent Temple Parking Lot, Area 25, adjacent to 50 North Clinton Avenue, Trenton New Jersey 08608. Parking is on a first come, first served basis. The entrance to this lot is on North Clinton Avenue approximately 400 feet north from the intersection of East State Street and North Clinton Avenue. In either case, please see the guard who will have the list of attendees and will direct you where to park.

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.

This meeting is a continuation of the third phase of the external stakeholder process as previously outlined by the Department. The main purpose of this tenth meeting is to present to the external stakeholders the draft language for Subchapters 4 and 5 of the rule proposal and for the Department to hear the external stakeholder issues and concerns with the to-be-proposed language.

Tentatively, the meeting agenda is:

1. Overview of responses to external stakeholder input on Subchapters 1 through 3 – Teruo Sugihara
2. Identification of external stakeholder concerns and issues with Subchapters 4 and 5 – Teruo Sugihara, Barry Frasco, and Judith Andrejko (moderators)

Attached to this email is the draft language for Subchapters 4 through 5 as well as the associated appendices. The eight tables in Appendix 1 are the to-be-proposed remediation standards.

Appendix 2 through 5 present the equations and the default values used to calculate the Ingestion-Dermal Remediation Standards, the Inhalation Remediation Standards, the Migration to Ground Water Standards, and the Indoor Air Remediation Standards, respectively. These standards, equations, and defaults have already been presented to and commented on by the external stakeholders in Phases 1 and 2. The only exceptions were minor changes to reporting limits for six indoor air remediation standard contaminants and a Csat decision change for one inhalation remediation standard contaminant. These will be identified at the meeting.

The external stakeholders are requested to review these documents and come to the meeting prepared to make comments and/or identify their concerns at the meeting. The Department will document these comments and concerns. Typically, the Department will then consider them post-meeting and institute the necessary changes following internal discussions with management and staff.

The tentative meeting schedule established for 2015 follows:

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.

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.