



**The Green Acres Program
MEMORANDUM**

TO: Caroline Armstrong, Program Specialist
Bureau of Legal Services & Stewardship

FROM: Michael Buriani, Supervising Environmental Specialist MB 10-6-2016

RE: SHC #0900005 and 0908003
Replacement Parcel: Block 437, Lots 2.01 and 2.02
N. Bergen Twp., Hudson County

DATE: October 6, 2106

As requested, I have reviewed the April 2015 "Phase 1 Environmental Site Assessment Report" (Report) which was submitted for the above replacement parcel. The Report was prepared by Remington Vernick & Arango Engineers.

Findings: The Report does not satisfy the Green Acres requirement at N.J.A.C. 7:36-8.1(d)1 to perform a preliminary assessment since it was not prepared in accordance with the Technical Requirements for Site Remediation (TRSR), N.J.A.C. 7:26E, as well as the NJDEP's October 2015 Preliminary Assessment Technical Guidance (PATG) document available at

http://www.state.nj.us/dep/srp/guidance/srra/pa_soils_guidance.pdf Therefore, the applicant shall provide all additional information required by the TRSR and PATG, including the following information:

1. The applicant shall re-submit copies of the aerial photographs which depict the property boundaries.
2. The preliminary assessment data gathering activities should include diligent inquiry into the presence or potential presence of fill material used at the site to replace soil or raise the topographic elevation of the site, including the dates of emplacement, type/contents of fill material, and any analytical data regarding the fill material. Therefore, the applicant shall provide an addendum to the PAR which includes this information. Please note that the NJDEP's Geographic Information System database is one source for this information and may be accessed at <http://www.nj.gov/dep/gis/>; however, this database should not be used as the only line of evidence to support the presence of historic fill.
3. The Report was not certified, pursuant to N.J.A.C. 7:26E-1.6(a)2. The applicant shall certify the submittal using the following wording: *I certify under penalty of law that I have personally examined and am familiar with the information submitted herein, including all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, to the best of my knowledge, I believe that the submitted information is true, accurate and complete. I am aware that there are significant civil penalties for knowingly submitting false, inaccurate or incomplete information and that I am committing a crime of the fourth degree if I make a written false statement which I do not believe to be true. I am also aware that if I knowingly direct or authorize the violation of any statute, I am personally liable for the penalties.*
4. Contaminated fill material was placed on the property immediately to the west of the above lots. The PAR shall propose soil sampling to address the potential for fill material to be present on Lots 2.01 and 2.02 and the potential for the contaminants in that fill material to have impacted Lots 2.01 and 2.02.

The applicant shall provide the above information in order to comply with N.J.A.C. 7:36-26.10(d)2iii.10 before the application will be submitted for Commissioner and State House Commission approval.