

## **Executive Order 103 (2020) - Timeframe extension information (May 21, 2021)**

**Subject:** Remedial action permit applications submitted for certain remediations subject to the February 1, 2021 Notice of Rule Waiver/Modification/Suspension

(Note: the following information was previously posted to the Department's web site at [www.nj.gov/dep/srp/srra/listserv\\_archives/2021/20210224\\_srra.html](http://www.nj.gov/dep/srp/srra/listserv_archives/2021/20210224_srra.html))

The New Jersey Department of Environmental Protection (Department) issued a Notice of Rule Waiver/Modification/Suspension Pursuant to Executive Order No. 103 (2020) on February 1, 2021, relaxing certain remediation timeframes (see <https://www.nj.gov/dep/covid19regulatorycompliance/docs/srp-remedial-timeframes-20210201.pdf>).

Based on this Notice, as well as the independent professional judgment of the retained licensed site remediation professional (LSRP), the person responsible for conducting the remediation (PRCR) may determine that it may be beneficial to withdraw a previously submitted Remedial Action Permit (RAP) application **for cases that were subject to the statutory deadline to complete the remedial investigation by either May 7, 2014 or May 7, 2016** ("statutory case").

If the PRCR chooses to withdraw a RAP application **submitted prior to March 1, 2021 for a statutory case**, then an additional RAP application fee will not be charged when the subsequent RAP application is submitted provided the following conditions are met:

- a. The Department has not issued either a Notice of Administrative or Technical Deficiencies (NOAD or NTD) for the original RAP application;
- b. The request to withdraw the RAP application is received by the Department prior to April 1, 2021; and
- c. The revised RAP application is received on or before May 6, 2022.

The request to withdraw the application should be submitted to Gary Sanderson, Bureau Chief, Bureau of Remedial Action Permitting at [Gary.Sanderson@dep.nj.gov](mailto:Gary.Sanderson@dep.nj.gov).

Please be advised that annual remediation fees still apply.