

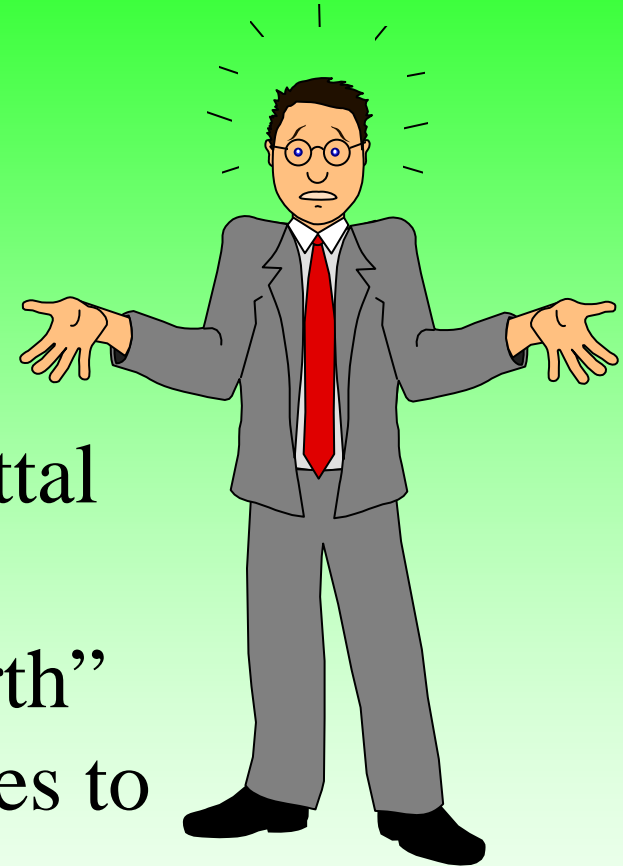


# SRP GUIDANCE ON DEVELOPING ANNUAL REMEDIATION FEES

March 30, 2010

# WHY??

- Predictability- budget
- Budget based not Submittal based
- Eliminate “Back and Forth”
- Dedicate limited resources to inspection

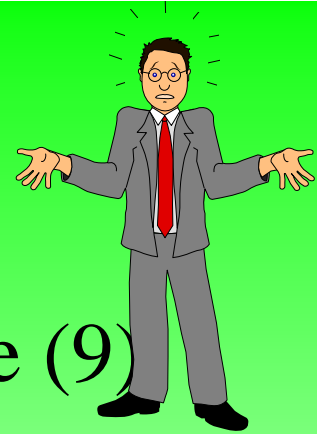


# WHO IS SUBJECT?

An Annual Remediation Fees is required for every “New Case” that initiates remediation (post November), including those the choose to “Opt-in”.



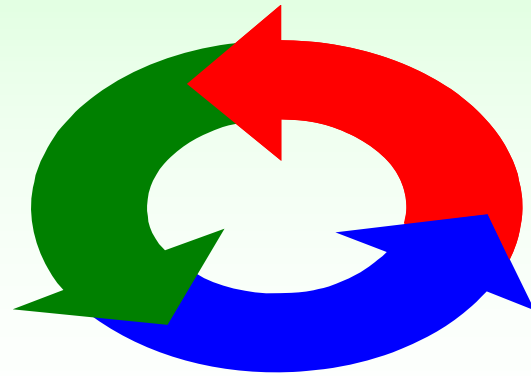
# WHEN??



- The first Annual Remediation Fee is due (9) nine months from initiating remediation or with the first key document whichever is earlier.
- First Annual Remediation Fee is based available information as to the fee category, media impacted and defaults as appropriate (UST, Landfill)
- Subsequent Annual Fees are due every 365 days. Invoicing will occur.

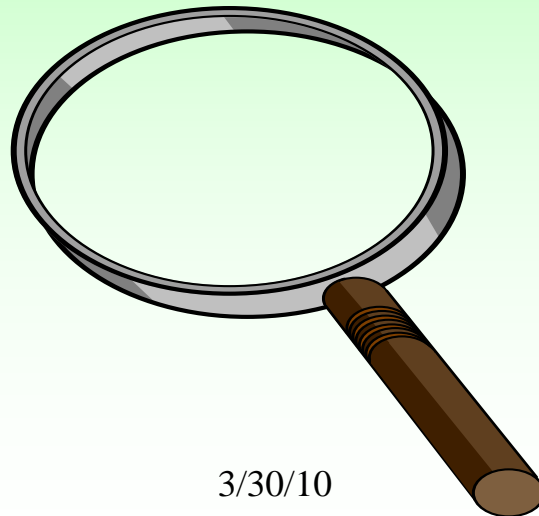
# Annual Remediation Fee

- is the fee paid to the Department on an annual basis pursuant to NJAC 7:26C 3.2, that is based on the number of Contaminated Areas of Concern and Contaminated Media Additives at any given site, area of concern or discrete discharge



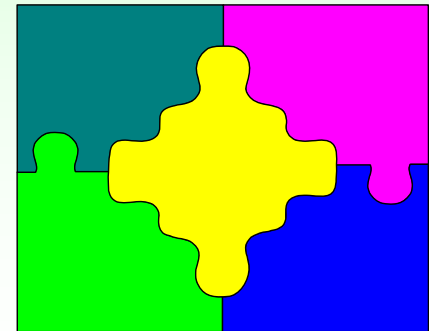
# Contaminated Areas of Concern

- the number of Areas of Concern, pursuant to 7:26E-1, at a contaminated site, where contamination has been confirmed to have impacted soil, shall each constitute a separate unit.



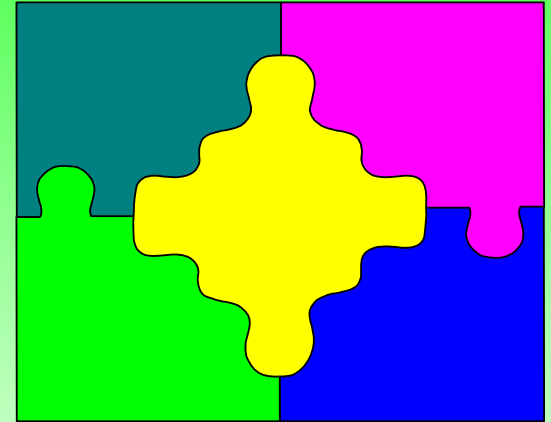
# Contaminated Media Additive

- are those impacted environmental media at the site (ground water, surface water, or sediment) that are contamination from any area of concern or site operations. The specific media impacted shall be counted as a discrete fee additive for each media impacted.



# Contaminated Media Additives

- Ground Water
- Surface Water Discharge
- Sediment
- Contaminated above the applicable standard from any AOC, or site operations and it has not been demonstrated that the contamination is solely from an off site source.





# Developing the Annual fee

## Fee Category + Media

- Fee Category I cases: no contamination or single Contaminate AOC (soils only,) Historic Fill.
- Fee Category II cases: 2-10 Contaminated AOC (Reg. UST System, excluding reg. heating oil tanks for onsite consumption)
- Fee Category III cases: 11-20 Contaminated AOC (Landfill)
- Fee Category IV cases: >20 Contaminated AOC

# Annual Fee Increases

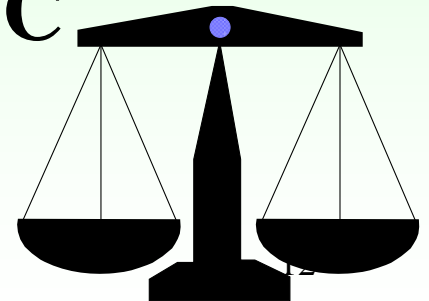
- At any time during the established annual fee cycle, it is determined that additional Contaminated AOC or Contaminated Media Additives exist, the remediating party shall notify the department 90 days prior to the end of the Annual Fee cycle on the Annual Remediation Fee Reporting form
- The required increase will be reflected in the new Annual fee [see NJAC 7:26C-4.2];

# Annual Fee Decreases

- At any time during the established Annual Fee cycle, a Remediation Action Outcome (RAO) is issued, the remediating party may notify the department 90 days prior to the end of the Annual Fee cycle on the Annual Remediation Fee Reporting form.
- The requested reduction will be reflected in the new Annual fee [see NJAC 7:26C-4.2];

# Annual vs. Permit Fees

- **NOTE:** If a RAO has been issued for all Area(s) of Concern and impacted media and the remaining remediation is being conducted under a Permit, the remediating party will not be required to pay future annual fees, only the existing permit fees as established in NJAC 7:26C-4.2.



# Exceptions/Additions to Annual Fee

- IEC portion of case - Direct Bill + Annual Fee
- Entire case in Direct Oversight or has a case manager - Direct Bill NO Annual fee
- Portion of case in Direct oversight-Direct bill + Annual fee

# EXAMPLES

- The site has 20 Contaminated AOC and GW is impacted.

Category 3 and GW additive

- Entire Site RAO (soils only) issued
- Category I and **GW fee additive.**

# EXAMPLES

- The site is a Gas Station (Category 2) It has been determined there was a discharge from the system.
- 10 Additional AOC are identified and Ground water  
(start w/ 1 AOC + 10 AOC=11 AOC)
- Category 3 and GW additive

# Permit Fees

	<u><b>SOIL</b></u>	<u><b>GROUND WATER</b></u>
<b>Permit Application Fee</b>	\$550.00	\$750.00
<b>Permit Modification Fee</b>	\$550.00	\$750.00
<b>Permit Transfer Fee</b>	\$ 100.00	\$100.00
<b>Permit Termination Fee</b>	\$550.00	\$750.00
<u><b>Annual Permit fees:</b></u>		
<b>Limited Restricted Use</b>	\$100.00 (DN only)	\$250.00 ( Nat. Rem.)
<b>Restricted Use</b>	\$250.00 (DN & Cap)	\$750.00 (All others)



# Annual Fee Amounts

- Fee Category I cases - \$450.00
- Fee Category II cases - \$900.00
- Fee Category III cases- \$5,000.00
- Fee Category IV cases- \$9,500.00
  
- Contam. Media Additive- \$1,400.00/media