

Overview of Remedial Mandatory and Regulatory Timeframes

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Effective date of the referenced Rules 11/4/09.

This is a quick reference for new and key timeframes only, see rules for all timeframes and details.

Mandatory Timeframes

Administrative Requirements for the Remediation of Contaminated Sites – N.J.A.C. 7:26C

3.3 Mandatory timeframes

3.3(a)1 PA/SI	Existing case - 1 yr from March 1, 2010, or New case - 1 yr from date of discharge, whichever is later.
3.3(a)1 Initial RE (Receptor Evaluation)	Existing case - 1 yr from March 1, 2010, or New case - 1 yr from date of discharge, whichever is later
3.3(a)2 IEC	Existing case - 1 yr from March 1, 2010, or New case - 1 yr from date of discovery of IEC, complete delineation, initiate source control and report.
3.3(a)3 LNAPL (Recovery system etc)	Existing case - 1 yr from March 1, 2010, or New case - 1 yr from date of discovery of LNAPL, whichever is later - install LNAPL recovery system, initiate operation and report.

Regulatory Timeframes

Administrative Requirements for Remediation of Contaminated Sites ("ARRCS Rule")- N.J.A.C. 7:26C

2.4(a) LSRP notification	45 days from initiating remediation (N.J.A.C. 7:26C- 2.2) hire a LSRP and notify the Department (form submission)
3.2(b) (Extensions-Regulatory Timeframe).	Extension request required 30 days prior to the Regulatory Timeframe. (form submission)

Administrative Requirements for Remediation of Contaminated Sites ("ARRCS Rule")- N.J.A.C. 7:26C

3.5(a) 1 Extensions- Mandatory Timeframe).	Extension Request required 60 days prior to the Mandatory Timeframe. (form submission)
7.3 Permits	After Jan 15, 2010 any submission of a filed deed notice or approval of a GW RAW for natural remediation approval (NFA/RAO) or engineering controls will be required to obtain a Permit.

Underground Storage of Hazardous Substances (UST) Rules – N.J.A.C. 7:14B

7.4 Unknown sources	SI 270 days after discovery of discharge or November 26, 2010, whichever is later
8.3(a)	RI 270 days after discovery of discharge or November 26, 2010, whichever is later
8.3(e)	RI 90 days after DEP approval of RIWP
9.4 Change of substance	SI 270 days after cleaning tank
9.5 (a)	SI 270 days after initiation of closure
10.2 UST permit in Wellhead areas	SI and RI 270 days after discharge or Nov 26, 2010, whichever is later

Industrial Site Recovery Act (ISRA) Rules - N.J.A.C. 7:26B

3 GIN	Submit GIN 5 days from triggering event
6.1(b)	“Clean” PA per tech rules 3.1(e) due June 1, 2010 or 90 days after GIN whichever is later
6.1(c)	PA/SI 270 days from GIN or discharge or November 26, 2010, whichever is later
6.1(d)	RIWP 270 days from GIN
6.1(e)	RIR 420 days from GIN
6.2 (c)	Implement soil RA 420 days from GIN

Industrial Site Recovery Act (ISRA) Rules - N.J.A.C. 7:26B

6.2(h) and 6.3

Existing case, RAW 420 days from GIN

Technical Requirements for Site Remediation ("Tech Rule")- N.J.A.C. 7:26E-

1.4 Notification

- 1.4(a) Immediate spill act notification (hot line/assigned case manager)
- 1.4(d) Notify 5 days after discharge (form submission)
- 1.4(e) Notify 7 days prior to sampling wells or indoor air (form submission)
- 1.4(i & j) Post sign or send notification letters 14 days before initiation of RI/ single phase RA
- 1.4 (l)1 14 days distribute fact sheet to surrounding property owners after determining contamination migrating off site.
- 1.4 (l)5 30 days newspaper publication of fact sheet after determining contamination migrating off site.
- 1.4 (l)6 30 days after delineation complete distribute updated fact sheet and publish update in Newspaper

1.12 LNAPL

- 1.12(b)1 60 days to initiate recovery and notify (form submission) from March 1, 2010 or identification, whichever is later
- 1.12(b)2 270 days to complete delineation etc and report and form submission

1.14 IEC

- 1.14(b)1 Immediately notify (hot line or assigned case manager)
- 1.14(b)2 5 days mitigate receptor exposure.
- 1.14(b)3 5 days report (Form & Spreadsheet submission), from the date of identification of an IEC condition

Technical Requirements for Site Remediation ("Tech Rule")- N.J.A.C. 7:26E-

- 1.14(b)4 5 days submit indoor air results to DHSS, from the date of identification of an IEC condition
- 1.14(b)5 60 days implement engineered system response action
- 1.14(c) 120 days engineered system response report and form submission, from the date of identification of an IEC condition
- 1.14(d) 270 days initiate source control and, submit report and form submission, from the date of identification of an IEC condition

1.15 Receptor Evaluation (RE)

- 1.15(c) RE Initial RE (existing case) by November 26, 2010 or with SIR whichever is later. (New cases 270 days after discharge)
- 1.15(d) RE Updated RE with each RIR and RAR

1.17 RE-GW

- 1.17(a)1 Well search 90 days from detecting GW contamination
- 1.17(a)2 Sample potable wells 120 days from detecting GW contamination, 7 day notification to Department (form submission)
- 1.17(b)1 If potable well > standards, immediately notify the Department of IEC condition, follow IEC requirements
- 1.17(b)2 If potable well > standards, 14 days continue delineation and sample potable wells as required
- 1.17 (c) If potable well < standards, 14 days from receipt from laboratory submit data to the Department

1.18 RE-VI

- 1.18(b) ID structures 60 days after determining the need for further VI
- 1.18(c) Sample per VIG 150 days after determining the need for vapor sampling, 7 day notification to Department (form submission)

Technical Requirements for Site Remediation ("Tech Rule")- N.J.A.C. 7:26E-

- 1.18(c) If > indoor screening levels, immediately notify the Department of IEC condition, follow IEC requirements
- 1.18(d) if < indoor screening levels, 14 days from receipt from laboratory submit all data to Department and DHSS
- 1.18(e) If > indoor screening level, 14 days continue to delineate groundwater, identify structures and conduct additional VI sampling as required.

3.1 PA

- 3.1(c) Submit Child care PA/SI as required by license
- 3.1(d) PA finds potential AOCs - conduct SI (sampling)
- 3.1(e) No potential AOCs in submit "clean" PA for ISRA within 90 days after initiation of remediation (see N.J.A.C. 7:26C-2) or June 1, 2010 for existing cases, whichever is later.

3.3 SI

- 3.3(e) SIR due 270 days after initiation of remediation (see N.J.A.C. 7:26C-2) or November 26, 2010, whichever is later.