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Dr. Dale G. Caldwell
Lt. Governor



New Jersey Site Remediation Professional Licensing Board

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February 11, 2026

Board Determination and Offer of Settlement

By Email: adrake@handexmail.com

Andrew Drake

Handex Consulting and Remediation, LLC

631 Herman Road

Jackson, NJ 08527

RE: In the Matter of Andrew Drake, LSRP 573638
SRPL Board Complaint 002-2024

Dear Mr. Drake:

This letter is to advise you that the New Jersey Site Remediation Professional Licensing Board (“Board”) has reviewed information concerning your professional conduct in connection with Complaint 002-2024, initiated by the Park East Terrace Corporation based on the remediation work you conducted at PI 009937.

Board Determination

The Board determined that you violated N.J.A.C. 7:26I-6.2, which states, “An LSRP’s highest priority in the performance of professional services shall be the protection of public health and safety and the environment.” You violated this provision by not completing remediation of the Site. During interviews with the Board Complaint Review Team in October 2024 and the Professional Conduct Committee (PCC) in January 2026 you stated that regular monitoring for free product following shutting off the skimmer system in November 2022 was limited to three monthly gauging events. Additionally, you stated that free product had recently been recorded (October 2024), indicating free product remediation was not complete. Although the PCC recognizes that you believed that remediation of the LNAPL at the site was complete at the time that you turned off the skimmer system, you did not follow NJDEP guidance for monitoring to

verify that LNAPL was completely remediated. Specifically, you did not “continue hydraulic gauging to verify that measurable LNAPL does not reappear under the full range of water table conditions at the site...” See NJDEP Site Remediation Program, *Light Non-aqueous Phase Liquid (LNAPL) Initial Recovery and Interim Remedial Measures Technical Guidance*, Version 1.2 (June 29, 2012), at page 13. The reappearance of the LNAPL in October 2024 is evidence that you did not completely remediate it, which is particularly concerning as the LNAPL was found beneath an occupied residential building.

Additionally, since this is a residential building, a vapor intrusion investigation should have been made a priority by updating the Receptor Evaluation and completing the Remedial Action Report.

In addition, the Board finds that you violated N.J.A.C. 7:26I-6.3(d), which states, “An LSRP shall exercise reasonable care and diligence, and shall apply the knowledge and skill ordinarily exercised by LSRPs in good standing practicing in the State at the time the services are performed.” The Board finds that you failed to exercise reasonable care and diligence by not completing remediation of the Site, conducting regular monitoring for free product following the skimmer system shut-off, or conducting product recovery or remediating the product beneath this residential building.

Penalties

The Board finds that the violation of N.J.A.C. 7:26I-6.2 is a Category 3 first violation pursuant to the Board’s policy as set forth in the guidance document “Using Categories of Misconduct and Applying Board Discretion To Assess a Civil Administrative Penalty When Finding a Violation” and intends to assess a civil administrative penalty in the amount of \$4,500.00 for this violation. The Board finds that the violation of N.J.A.C. 7:26I-6.3(d) is a Category 2 first violation pursuant to the Board’s policy as set forth in the guidance document “Using Categories of Misconduct and Applying Board Discretion To Assess a Civil Administrative Penalty When Finding a Violation” and intends to assess a civil administrative penalty in the amount of \$1,500.00 for this violation. The total penalty amount is \$6,000.00.

Offer of Settlement

As a result of the foregoing, the Board will pursue formal disciplinary proceedings against you for the above violations to assess the above referenced penalties for these violations. Notwithstanding this decision, the Board has determined that it will first offer you an opportunity to settle these violations before instituting formal disciplinary proceedings if you consent to the following terms:

Agree to pay a civil administrative penalty in the amount of \$4,800.00, which is 80% of the civil administrative penalty of \$6,000.00 the Board intends to assess in formal disciplinary proceedings. Payment to “Treasurer, State of New Jersey” shall be made through arrangement with the SRPL Board.

Complaint 002-2024
Andrew Drake
LSRP 573638

If you are unwilling or unable to settle this matter, the Board will pursue formal disciplinary proceedings for these violations pursuant to N.J.S.A. 58:10C-17.f. to assess the above referenced penalties and you will be afforded an opportunity to request a hearing regarding this matter. In that event, the Board, pursuant to N.J.S.A. 58:10C-17.f., may also enter an order assessing and requiring you to pay the costs for the investigation which led to the establishment of the violations, and its costs for successfully enforcing its penalty action against you. In addition, pursuant to N.J.S.A. 58:10C-17.e., any person who violates the Site Remediation Reform Act, or any rule, regulation or order of the Board, or who fails to pay a civil administrative penalty assessed by the Board, shall be subject, upon order of the Superior Court, to pay a civil penalty of not more than \$10,000.00 for the first violation and not more than \$20,000.00 for every subsequent violation. The Board reserves its right to amend its findings and conclusions based on further review or investigation if this matter is not settled.

If you elect to settle this matter, you must sign the attached Acknowledgement and Acceptance of Board Offer of Settlement and return it along with payment to the Board within thirty-five (35) days following your receipt of this Board Determination and Offer of Settlement. Here, and throughout this document, the beginning date to calculate this 35-day time period is the date of delivery of this document. If the Board receives no response from you within thirty-five (35) days, the Board's settlement offer shall be considered withdrawn and the Board will pursue formal disciplinary proceedings.

Should you have any questions concerning this Board Determination and Offer of Settlement or the Acknowledgement and Acceptance of Board Offer of Settlement, you may contact the SRPL Board at 609-984-3424 or SRPLBoardContact@dep.nj.gov or seek the advice of your legal counsel. This Board Determination and Offer of Settlement does not constitute a formal enforcement order, a final agency action or a final legal determination that may be appealed or contested. Please note that the Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement are public documents.

Sincerely,



Paul Hauge, Chairperson
Site Remediation Professional Licensing Board

Enc: Acknowledgement

Complaint 002-2024
Andrew Drake
LSRP 573638

ACKNOWLEDGEMENT and ACCEPTANCE OF BOARD OFFER OF SETTLEMENT

I, Andrew Drake, hereby acknowledge that I have reviewed the attached February 11, 2026 Board Determination and Offer of Settlement and the settlement offer of the Board set forth therein.

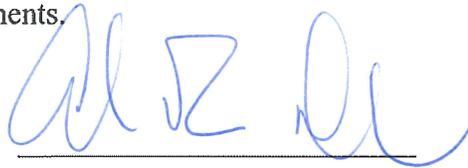
I acknowledge the conduct which has been charged. I accept the settlement offer of the Board and agree to the following to settle the violations addressed in the February 11, 2026 Board Determination and Offer of Settlement pursuant to the following terms:

Immediate payment of a civil administrative penalty of \$4,800.00.

I acknowledge that if I fail to perform any of the foregoing settlement terms the Board may terminate or enforce this settlement agreement upon 30 days prior written notice to me.

I am aware that by signing this Acknowledgement and Acceptance of Board Offer of Settlement I have entered into a binding settlement agreement and I am waiving any rights I may have to an administrative hearing for the matters addressed in the Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement. I am aware that the findings of the Board in connection with this matter are a matter of public record and that this Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement are public documents.

Dated: 3/6/2026



Andrew Drake, LSRP 573638