

# MANKO | GOLD | KATCHER | FOX LLP

## AN ENVIRONMENTAL AND ENERGY LAW PRACTICE

### SITE REMEDIATION REFORM ACT UPDATE

#### Technical Requirements for Site Remediation (N.J.A.C. 7:26E)

- **Variance Process** - Modification of the variance process to eliminate the requirement for NDJEP approval.
- **NJDEP Pre-approvals** - Deletion of requirements for other NDJEP pre-approvals.
- **New Forms** - Requirements for the inclusion of new summary forms and case inventory documents with certain reports submitted to NJDEP.
- **Guidance** – Greatly expanded incorporation of new guidance documents for use by LSRPs.
- **IECs and LNAPL** - Expanded requirements applicable to immediate environmental concerns (IECs), especially with regard to addressing vapor intrusion on an expedited basis, and expanded free product removal requirements for LNAPL.
- **Receptor Evaluation** - A new receptor evaluation process to address land use, groundwater and vapor intrusion must be completed early in the site remediation process (subject to a MTF) and updated periodically throughout.
- **Landfills** - New investigation requirements for landfills (those not subject to the Solid Waste Management Act requirements).
- **Remedial Action and Permits** - New remedial action requirements for soils and groundwater and a permit program for engineering and institutional controls.
- **Presumptive Remedies** - New presumptive remedies for residential use, day cares, and schools and procedures for approval of alternatives to the presumptive remedies.