

IPSC Meeting June 20, 2012

K. Hersey reported that 78% of LSRPs who took test passed test. 30 LSRP audits are underway. 15 completed; no disciplinary action needed based on audits. 3 of the 4 disciplinary actions reported to LB were acted on– one still pending. Draft LB rules will be posted for review.

T. Fields - Department implementing waiver rule and looking for examples for dry run. Possible final rule training, and may do hot topics. Tesse informed us that we will not receive a decision on our example sites; it's just for the NJDEP to trial run the process.

Sweeney reported on the testimony at the Assembly Environment Committee and also discussed outreach to environmental organizations.

G, Nicholas – more guidance document stakeholders' groups being established. Meeting to be held on June 20, 2012. Final # TBD.

G. Nicholas – DEP believes that Varying from Rule and Guidance Document no longer needed due to language in new rules. J. Berkowitz and K. Goldstein recommend that it be replaced; not eliminated.

B. Frasco – VI screening levels still under internal review. K. Goldstein recommended stakeholder process due to large number of policy issues (PCE degradation, Order of Magnitude, gasoline exclusion for EB, analytical methods), as well as Tox # issues. Subcommittee appointed by T. Cozzi to review. Committee will only discuss administrative process; not the science behind the numbers.

G. Klein – RPS schedule will not change. July for registration, August for data submittal. D. Sweeney added that he is more interested in sites w/o LSRPs than Cat 4 and 5 which have LSRPs. The big ticket items to fix to potentially lower score are closing pathways and making sure the site is located in the correct location (which could impact the number of sensitive receptors in the vicinity).

J. Davies – DEP manages CEA for Historic Fill, why not Deed Notice? Otherwise FA for engineering control designed to maintain. Julian – please help me here???? T. Fields indicated there are internal discussions ongoing regarding the management of historic fill and that additional stakeholder input would likely be requested after internal discussions are complete.

D. Sweeney – reporting obligations for LSRP. Wants to include LSRP working for the LSRP of record. Also working for other RPs at same site. Does not want reporting obligation to hinge solely on retention form and does not want RPs and LSRPs to “contract away” obligations under SRRA. Discussions were held regarding situations where an LSRP may not have an obligation to report under 16K or 16r and AC Sweeney asked for examples. Subcommittee of T. Cozzi, L. Romino, K. Goldstein, S. Senior and K. Stetser to provided recommendations to AC Sweeney.

Clean Fill – Alternative Fill Guidance to remain as is with annual sampling and reporting requirement for quarries. Meeting with quarries to occur on June 28. The question of prior fill needing to be an AOC for ISRA and other site-wide RAOs was raised. The NJDEP indicated this was not contemplated when the Clean Fill Requirements were developed and they would discuss and get back to us with a policy decision.

Archiving rules and guidance – J. Oberer wants to know status of website archive. E. DeWan working on it and will post shortly.

DAP – DEP takes it out of rule due to lack of legislative mandate. K. Stetser asks how it will be handled. B. Frasco says it is background, so do not have to remediate. If present at a site, use off-site RAO insert. Tessa Fields and K. Stetser to work on moving the DAP investigating guidance text to a more suitable guidance document so that the concept of collecting samples to prove DAP remains accessible to LSRPS and RPs.

E. DeWan trying to place retained LSRP with each site organized by PI# in Data Miner. Will also be able to ID outstanding site issues by owner and annual remediation report feature.