

AGENDA

CVP/SRAG Group Meeting

June 10, 2015, 9:00 AM - Noon
NJDEP 1st Floor Public Hearing Room

Host: David Haymes, New Jersey Department of Environmental Protection

1. Welcome / Opening Remarks (5 minutes) - David Haymes, Site Remediation Program
2. Site Remediation Professional Licensing Board Update (10 minutes) - Karen Hershey
3. Site Remediation Metrics (10 minutes) - David Haymes
4. What does it mean to apply professional judgment? (40 minutes)
 - a. What is the legislative and regulatory framework for the use of professional judgment by LSRPs (SRRA, N.J.S.A. 58:10C-14)
 - b. What are the limits of applying professional judgment
 - c. Is professional judgment used enough
 - d. Is professional judgment used correctly/incorrectly
 - e. What role does the conceptual site model (CSM) play in the use of professional judgment and communicating the basis for that judgment to DEP, the client, and general public (public inquiries)
 - f. Should RPs get “second opinions” from other LSRPs

Panelists: Phil Brilliant, Steve Posten, Ira Whitman, Andy Robins, George Tyler, Barry Frasco-DEP

5. The use of professional judgment in site remediation when: (40 minutes)
 - a. Conducting due diligence vs. conducting an investigation pursuant to Industrial Site Recovery Act or the Spill Act (similarities/differences)
 - b. Providing supporting technical information (how much is enough)?
 - c. Granting a variance
 - d. Performing an order of magnitude analysis for NFAed cases when not all historical sampling results are available
 - e. “I am not the expert” (SRRA, N.J.S.A. 58:10C-16c)

Panelists: Rodger Ferguson, Kathi Stetser, Ted Toskos, John Donohue, John Scagnelli, Eric Kinsel-DEP

6. What do you do when there are differences between the LSRP’s professional judgment and the client’s opinion about what needs to be done? (40 minutes)
 - a. What are the LSRP’s legal responsibilities (SRRA, N.J.A.C. 58:10C-16l)
 - b. What are the LSRP’s responsibilities to the client

Panelists: Rick Shoyer, Nick DeRose, Ken Goldstein, Maria Kaouris, Dennis Toft, David Haymes-DEP

7. Host for September 16, 2015 meeting (5 minutes) - David Haymes