

**CVP/SRAG-SRP MEETING
SEPTEMBER 15, 2014
ACTION ITEM RESPONSES**

- **New BIR inspection/review process**

- It was stated at the meeting that inspectors/reviewers will be entering comments into NJEMS. The question was asked whether these comments will be available through OPRA or DataMiner?

At this time, the Department does not foresee creating a report that will include these comments. A wide range of information is included in the comments, and some of this information is confidential and would need to be redacted. Currently, there is no way for the system to parse redacted information.

- Concerns were also raised regarding how LSRPs will be made aware of problems identified during inspections conducted prior to issuance of the Response Action Outcome (RAO).

The Department will inspect all documents when they are submitted:

1. If an inspector identifies items in the submittal package that need attention, an email is sent to the LSRP at the conclusion of the inspection. This enables the LSRP to address many items prior to the conclusion of the remediation. Items such as missing forms, vapor intrusion/potable well issues, incorrect Underground Storage Tank (UST) registration records, erroneous incident numbers, and Case Inventory Document (CID) problems are identified for correction as soon as the inspection is conducted.
2. There are some site conditions that result in a referral to technical support at the conclusion of the inspection. Those items are discussed with the LSRP as soon as technical support is done with their review.
3. The LSRP program has been operating for four years. The LSRPs are familiar with the rules and guidance documents pertaining to site remediation. If Department assistance is needed during the remediation process, the LSRP is encouraged to utilize the Department's technical consultation process.

- **Remedial Action Permits**

- It was asked whether the Department would prepare a Frequently Asked Question (FAQ) regarding the need to convert long-term operations and maintenance (O+M) projects to remedial action permits.

The Department does not plan to prepare an FAQ regarding remedial action permits. However, other information resources already exist on the Department website which explain this topic. Please see the Remedial Action Permit Quick Reference Guide (http://www.nj.gov/dep/srp/srra/training/quick_reference.html) and the Remedial Action Permit Hot Topics training (<http://www.nj.gov/dep/srp/srra/training/>), as well the listserv entitled [\[SRRA\]: Cases with Deed Notices, Classification Exception Areas, and Remedial Action Permits required to retain a licensed site remediation professional](#).

- The Department was asked why classification exception areas (CEAs) created before submittal of the Remedial Action Report (RAR) cannot be rolled over into a remedial action permit.

The Department will not issue a ground water remedial action permit until the remedial action is proven to be effective (regardless of whether it is an active remediation or monitored natural attenuation).

- The Department was asked what the basis is for questions regarding vapor intrusion that are included in the soil remedial action permit application form.

The vast majority of vapor intrusion cases are triggered by the presence of contaminated ground water or free product. However, contaminated soils can also be a source of vapor intrusion. While the Department does not currently have soil trigger levels for vapor intrusion, it is still necessary for the LSRP to make a professional judgment on the potential of vapor intrusion when contaminated soils exist (usually when excessively high concentrations of volatile organic compounds are not remediated and instead remain in place). A typical example would be when contaminated soils cannot be excavated below the foundation of a building.

- **Data Cleanup**

- The Department was asked for a single point of contact for data cleanup issues.

Karen Kloof in the Bureau of Case Assignment and Initial Notice (BCAIN) is the point of contact for data cleanup issues. She can be reached by phone (609-292-2943) or email (karen.kloof@dep.nj.gov).