



# **15th Annual NJDEP/A&WMA Regulatory Update Conference**

**November 18, 2016**

## **Site Remediation and Waste Management Overview**

**Mark J. Pedersen**

**Assistant Commissioner**

**Site Remediation and Waste Management Program**





# Topics

- Metrics
- Remedial Action Permitting Updates
- Municipal Ticketing Program & Other Enforcement Updates
- Solid Waste Update
- Regulatory Update





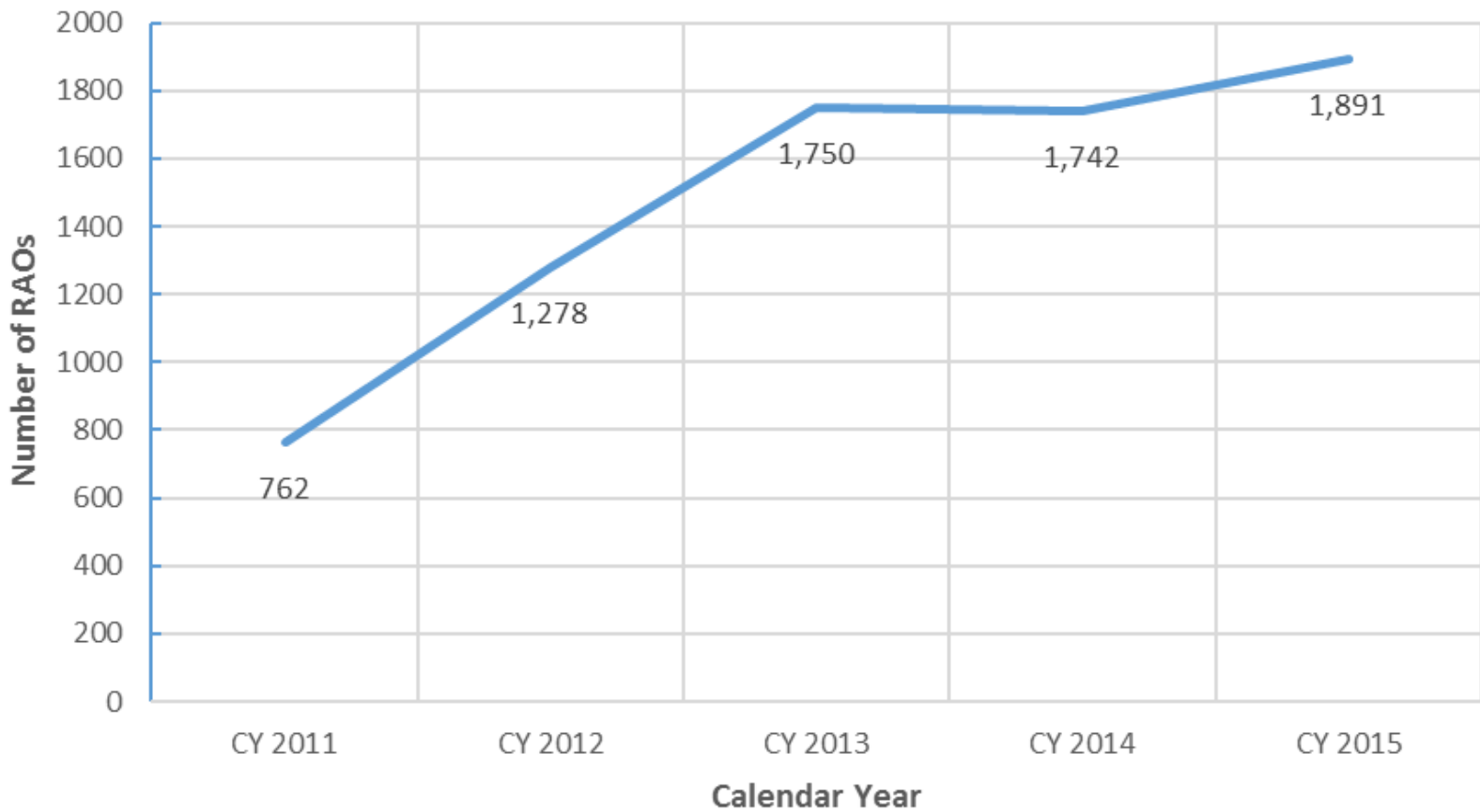
# Active, New, and Closed Cases (2011-2015)

Year	Total Active	Total New	Total Closed
CY11	15,065	6,140	4,360
CY12	14,369	<u>9,612</u>	<u>4,735</u>
CY13	14,577	5,287	4,236
CY14	13,795	<b>4,928</b>	<b>5,036</b>
CY15	14,245	5,390	4,638





## Total Number of RAOs and Calendar Year





# Comprehensive Report

Total Number of Active Cases in SRP (as of 09/30/2016)	14,356
Total Number of Active LSRP Cases in SRP	11,367
Total Number of Active LSRP Cases with LSRP Retained	9,127
Total Number of Active Other Cases in SRP	2,016
Total Number of Active UHOT Cases in SRP	973

(As of September 30, 2016)







# IECs and VCs Report

	As of November 1, 2016
Active IECs/VCs Cases (Total)	494
Active LSRP Cases	218
Active PF Cases	256
Active Traditional Oversight Cases	20
Closed IECs/VCs Cases (Total)	655
Closed LSRP Cases	431
Closed PF Cases	224
Closed Traditional Oversight Cases	0





# Third Quarter Report: Remedial Action Permits (RAPs)

Total Number of Active RAPs	2,559
Total Number of Active Ground Water RAPs	1,020
Total Number of Active Soil RAPs	1,539

	Third Quarter	Total
Total Number of RAP Applications Received	517	3,716
Total Number of RAPs Issued	605	3,087
Number of Permit Applications awaiting LSRP response	78	244



(Third Quarter: January 1, 2016 through September 30, 2016)



# RAP Average Processing Times

	Third Quarter	Total
Average Number of Days for Application to be <i>Administratively</i> Complete	52.24	41.45
Average Number of Days for Application to be <i>Technically</i> Complete	187.67	101.49
Average Number of Days for DEP Total Process Time	178.58	108.21
Average Number of Days for Permits to be Issued	230.80	147.01



(Third Quarter: January 1, 2016 through September 30, 2016)





# Compliance Assistance and Enforcement

- Compliance Assistance
  - Extensive Outreach - 84% compliance (2013-2016)
  - Over 75,000 phone calls and emails (2009 to present)
  - 5,751 cases processed
    - 1,123 progressed to Enforcement
- Traditional Enforcement
  - 459 cases brought into compliance w/o enforcement action
  - Enforcement actions issued = 137
  - Almost \$5.5 Million in penalties assessed





# Municipal Ticketing Program

If a remediation deadline is missed:

- A compliance officer files a summons
- Municipal court issues the summons and sets a court appearance date.
- DAG sends a letter to the defendant offering to settle the violation
- If a settlement cannot be reached, the case goes to trial in municipal court.





# Municipal Ticketing Program Stats

## Tickets

- 52 Issued
- \$158,950 in penalties

COURT I.D. PREP# COMPLAINT NUMBER

**The State of New Jersey**

Plaintiff: \_\_\_\_\_ VS \_\_\_\_\_  
 Defendant's Name: First Initial Last

Address \_\_\_\_\_ City \_\_\_\_\_

State Zip Code Telephone \_\_\_\_\_

Birth Date: Mo. Day Yr. Sex Eyes Weight Height Restrictions

Driver's Lic. No. \_\_\_\_\_ Exp. Date \_\_\_\_\_ State \_\_\_\_\_

STATE OF NEW JERSEY } ss:  
 COUNTY OF \_\_\_\_\_

Complaining Witness: \_\_\_\_\_ (Print)  
 of \_\_\_\_\_ (Identify Dept./Agency Represented) (Badge No.)  
 Residing at \_\_\_\_\_

**COMPLAINT**

I, \_\_\_\_\_, by certification or on oath, says that to the best of his/her knowledge or information and belief, the named defendant on or about the \_\_\_\_\_ Month \_\_\_\_\_ Day Year Time \_\_\_\_\_ in the \_\_\_\_\_ County of \_\_\_\_\_ NJ did commit the following offense:

\_\_\_\_\_ in violation of (one charge only) \_\_\_\_\_ (Statute, Regulation or Ordinance Number)

LOCATION OF OFFENSE \_\_\_\_\_ Describe Location \_\_\_\_\_

OATH: Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, yr. \_\_\_\_\_

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

(Signature of Complaining Witness) OR (Date) \_\_\_\_\_

(Signature of Person Administering Oath) (Signature of Complaining Witness) \_\_\_\_\_

**PROBABLE CAUSE DETERMINATION FOR ISSUANCE OF PROCESS:**

COURT USE ONLY LAW/CODE ENFORCEMENT USE ONLY

Probable cause is found for the issuance of this Complaint-Summons  The complaining witness is a law enforcement officer or a code enforcement officer with territorial and subject matter jurisdiction and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

(Signature of Judicial Officer) (Signature of Judge) \_\_\_\_\_

**SUMMONS**

**YOU ARE HEREBY SUMMONED TO APPEAR BEFORE THIS COURT TO ANSWER THIS COMPLAINT. IF YOU FAIL TO APPEAR ON THE DATE AND AT THE TIME STATED, A WARRANT MAY BE ISSUED FOR YOUR ARREST.**

**NOTICE TO APPEAR**

COURT APPEARANCE REQUIRED

COURT DATE: \_\_\_\_\_ Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_ Time \_\_\_\_\_ AM \_\_\_\_\_ PM

(Date Summons Issued) (Signature of Person Issuing Summons) \_\_\_\_\_  
 Court's Copy SF (September, 200

(as of September 30, 2016)





# Other Enforcement Initiatives

## NOVs for other SRRA Violations

- 166 Issued
- Automating process
- Roll into ticketing initiative

(October 1, 2015 to September 30, 2016)







# Solid Waste

- Recycling
- Disaster Debris Planning Toolkit
  - Debris Management Plans
  - Temporary Debris Management Areas
  - Stand-by contracts for debris removal
  - Communication strategies

<http://www.nj.gov/dep/dshw/toolkit.pdf>

DSHW at (609) 633-1418





# Solid Waste: Online Services

- Solid Waste data submittal via portal currently in design:
  - Municipal Recycling Annual Tonnage Reports
  - BUD Annual Reports
  - Debris Tracking System
  - Medical Waste Generator Reports
  - Recycling Center Tonnage Reports
  - Solid Waste Facility and Transporter Reports
  - Universal Waste Reports





# Regulatory Update

- New Chapter 26F: Heating Oil Tank System Remediation Rules – Anticipated Proposal: Winter/Spring 2017
- Amendments to ARRCs, Tech Regs, NJPDES and UST rules related to Chapter 26F – Anticipated Proposal: Winter/Spring 2017
- Remediation Standards – Readopt w/o change April 2015; Amendments in Stakeholder Process; Anticipated Proposal: Spring 2017
- Legacy Landfill Law – Proposal published in register August 15, 2016; Adoption expected by August 2017





## **For More Information....**

Listservs for updated guidance, new/revised forms, training, stakeholder input, etc.

See the SRP Website at

[www.nj.gov/dep/srp/](http://www.nj.gov/dep/srp/)

See the SRPL Board Website at

[www.nj.gov/l srpboard/](http://www.nj.gov/l srpboard/)

**THANK YOU!**

