

# SITE REMEDIATION REFORM ACT AND THE LICENSED SITE REMEDIATION PROFESSIONAL

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On May 7, 2009, the Site Remediation Reform Act (SRRA), P.L. 2009, c. 60, was signed into law by Governor Jon Corzine to bring sweeping changes to the environmental compliance process in New Jersey. Under the new law, qualified Licensed Site Remediation Professionals (LSRPs) are responsible for the oversight and management of the remediation process from start to finish. The LSRP ensures that the work is conducted in accordance with New Jersey Department of Environmental Protection (NJDEP) regulations and technical guidance. Since prior NJDEP review and approval is no longer required for much of the environmental compliance process, the LSRP is able to guide the project through the remediation process in a significantly shorter timeframe.

Upon completion, the LSRP will certify the work and issue a Response Action Outcome (RAO) which, under SRRA, is analogous to a No Further Action (NFA) letter issued by the NJDEP. Clearly, the LSRP must be highly experienced and skilled in all aspects of the environmental compliance process from Preliminary Assessment through Site/Remedial Investigation, evaluation of Remedial Action Alternatives and Cost Benefit Analyses, Remedial Action Design, Remedial Action Implementation, and Reporting. EXCEL Environmental Resources, Inc. (EXCEL) has five LSRPs on staff in addition to multiple senior professionals with the expertise needed to confidently, autonomously, and successfully design, implement, and complete remediation at even the most complex environmentally-challenged property.

EXCEL is perfectly suited for the LSRP program and we are fully prepared to help our clients streamline their projects using this program while saving time and money. One of the goals of SRRA is to help alleviate the NJDEP backlog of cases by establishing a structure to address the remediation and closure of these sites so that beneficial reuse, revitalization, and/or redevelopment can proceed at a faster, more effective pace.

Call us to find out more about the LSRP Program and how our professionals can help streamline your investigation and remediation projects!

## **Professional Services associated with the SRRA and the LSRP Program offered by Excel include:**

### **LSRP Program**

■ Effective November 3, 2009, a temporary LSRP licensing program went into effect which will be followed by a Permanent LSRP license after successful completion of a qualifying exam being currently developed by the NJDEP.

■ EXCEL currently has five highly trained and experienced LSRPs on staff.

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- Since November 2009, EXCEL has consulted with existing and new clients regarding the benefits of “opting in” to the LSRP Program. EXCEL has been working with clients who are either transitioning their existing investigation and remediation project(s) from NJDEP case management to an EXCEL LSRP or initiating new projects with an EXCEL LSRP leading the way.

### **SRRA Project Reviews**

- There are many other modifications to the environmental compliance process in New Jersey, including for example LSRP issuance of RAOs, mandatory timelines, presumptive remedies for certain conditions, NJDEP oversight and project review triggers, and NJDEP audits, along with new technical guidance and protocols currently being developed by NJDEP.
- EXCEL is actively involved and working with NJDEP and other environmental professionals in the industry during the transition to SRRA and the LSRP Program. We are well versed in the SRRA provisions and the technical guidance that the NJDEP has issued and/or is working to finalize.
- EXCEL can conduct a Project Review to determine how your projects are, or will, be affected and provide technical and strategic consultation to ensure a successful path forward to achieve project closure.

Our goal is to ensure you successfully achieve first-time compliance despite these sweeping regulatory changes and complete your investigation and remediation projects in the fastest possible timeframe and at the lowest possible cost by taking full advantage of the benefits afforded by the LSRP Program. Get it right the first time --- call EXCEL!

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EXCEL is an award-winning full-service environmental consulting and engineering firm whose professionals are solution-oriented, innovative, and focused on the needs and objectives of each client. We pride ourselves on the high quality and technical excellence of our services and the cost-effective and creative solutions we have developed based on years of problem-solving experience in the environmental industry. EXCEL is certified as a Women Business Enterprise (WBE) in NJ and NY and a Small Business Enterprise (SBE) with offices centrally located in North Brunswick, New Jersey.



***Solving Environmental Problems  
& Creating Redevelopment Opportunities***

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# EXPERT RE-DIRECTION OF PROBLEM ENVIRONMENTAL PROJECTS

**E**XCEL Environmental Resources, Inc. (EXCEL) provides expert, full-service environmental consulting and engineering services for investigation and remediation that are solution-oriented, innovative, and focused on the needs and objectives of each client. For many clients, EXCEL has conducted third-party reviews of ongoing environmental projects that the client, and/or the client's legal counsel, is concerned may not be progressing as rapidly and/or as cost effectively as anticipated.

Typically, the client's concerns are valid and, for one reason or another, the investigation and/or remediation is either technically or regulatorily deficient, proceeding in a manner that is not the most effective or cost efficient, and/or the technical issues and costs have spiraled out of control with no end in sight. Very often, the NJ Department of Environmental Protection (NJDEP) has lost faith in the environmental consultant, which makes matters even more dismal for the client.

EXCEL is extremely proud of our 100% success rate in re-directing these projects on behalf of our clients resulting in design and implementation of an investigation and/or remediation that achieves the client's closure objectives saving significant time and money. In many cases, we have done so when multiple consultants before us were unsuccessful (i.e. against all odds!).

EXCEL is also proud of our track record of solving problems that others have said could not be solved, and have distinguished ourselves by thinking "out of the box" to successfully tackle complex environmental problems. Our private and public sector clients continue to call upon us to reliably and successfully solve their environmental problems and we have become a trusted member of their business, municipal, legal, and/or Brownfield redevelopment team.

Call EXCEL to turn around your problem environmental projects!

## Professional Services associated with Expert Re-Direction of Problem Environmental Projects offered by EXCEL include:

### Third-Party Review

- Expert technical, regulatory, and cost efficiency review of ongoing environmental investigation and/or remediation projects using the client's files supplemented, as necessary, by review of NJDEP files
- Written summary of EXCEL's conclusions and recommendations regarding the technical approach, compliance status, and cost-effectiveness of the work conducted to date, including an evaluation of whether or not the project is on a direct path to achieve closure in a reasonable timeframe
- Based on EXCEL's conclusions and recommendations, the client may provide feedback to the existing environmental consultation to enhance project performance or conclude that the project warrants re-direction

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## Project Re-direction


- Using existing data generated by the previous environmental consultant(s), EXCEL has successfully re-characterized even the most complex geologic/hydrogeologic conditions to maximize the value of existing data and set the stage for re-direction of the project
- A determination is made on a case-by-case basis as to whether or not supplemental field work is warranted to fill critical data gaps and/or address technical or regulatory deficiencies
- Cost-benefit analyses to evaluate alternatives for achieving the client's objectives based on variations in the technical, regulatory, and strategic approach
- Coordination with the NJDEP Case Manager and Case Team to gain approval of the re-directed technical approach and restore NJDEP confidence that the project is back on track and that, working together, the client and EXCEL have a clear path forward to achieve compliance and closure

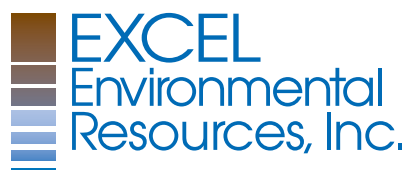
Our unique team of geologists, environmental scientists, engineers, and real estate professionals has extensive hands-on, practical experience in all aspects of environmental compliance. We draw upon this experience to re-direct and then implement environmental projects involving the following Professional Services:

- **Site Assessments and Investigations of Soil and Groundwater**
- **Grant/Loan Assistance/Financial Incentives**
- **Environmental Engineering and Design**
- **Turn-key Site Remediation and Construction Management Services**
- **Litigation and Cost Recovery**

***Trust your instincts regarding poor performance – don't throw good money after bad– call EXCEL today!***

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