**Environmental Business Council
of the Commerce and Industry Association of New Jersey**

**ROUNDTABLE MEETING –January 25, 2017**

**PSEG Training and Development Center, Edison, NJ**

**Sponsored by:**

**GWTT**

**Heritage Waste Solutions**

1. **Introduction/General Interest (Lanny Kurzweil –** **lkurzweil@mccarter.com****)**
* Trump orders sweeping freeze, pledges energy reforms –

<http://www.eenews.net/eedaily/2017/01/23/stories/1060048765>

* GOP Rep. Goodlatte Proposes Repeal of Chevron Doctrine –

<https://www.law360.com/articles/877136/gop-rep-goodlatte-proposes-repeal-of-chevron-doctrine>

* 2016 Environmental Case Law Highlights

<https://www.law360.com/articles/874699/2016-environmental-case-lawhighlights-part-1>

* The Biggest Environmental Law Rulings of 2016 –

<https://www.law360.com/articles/874290/the-biggest-environmental-law-rulings-of-2016>

* Environmental Cases to Watch in 2017—

<https://www.law360.com/articles/875514/environmental-cases-to-watch-in-2017>

* Environmental Regulation and Legislation To Watch In 2017 –

https://www.law360.com/articles/875980/environmental-regulation-and-legislation-to-watch-in-2017

* Energy Regulation and Legislation To Watch In 2017 –

<https://www.law360.com/articles/875191/energy-regulation-and-legislation-to-watch-in-2017>

* DuPont Hit With $1B Enviro Cleanup Suit in NJ –

[https://www.law360.com/articles/875394/dupont-hit-with-1b-enviro-cleanup-suit-](https://www.law360.com/articles/875394/dupont-hit-with-1b-enviro-cleanup-suit-%20%20in-nj)

 [in-nj](https://www.law360.com/articles/875394/dupont-hit-with-1b-enviro-cleanup-suit-%20%20in-nj)

* Trump Taps Oklahoma AG Pruitt To Lead EPA –

<https://www.law360.com/articles/870287/trump-taps-oklahoma-ag-pruitt-to-lead-epa>

* 5 NJ Enviro Developments Attys Need to Know for 2017 –

<https://www.law360.com/newjersey/articles/880133/5-nj-enviro-developments-attys-need-to-know-for-2017>

1. **Legislative (Sue Boyle –** **sboyle@geiconsultants.com** **& Tony Russo –** **arusso@cianj.org****)**
* Legislative Update
1. **Brownfields and Site Remediation (Jorge Berkowitz -** **jberkowitz@langan.com****, Michael Sylvester –** **michael.sylvester@ewma.com****, Neil Rivers –** **nrivers@langan.com****, Jeff Cappola –** **jcappola@wilentz.com****, Don Richardson –** **don.richardson@ewma.com****, Robert Crespi - rcrespi@csglaw.com)**
* **Site Remediation Practitioners’ Forum (Neil Rivers & Jeff Cappola)**

**Practice Pointers**

* Site Remediation Practitioners Forum - Summary from the December 14th meeting hosted by Equity Environmental Engineering
* Next meeting will be February 22nd – Stantec in Mount Laurel
* **Brownfields (Michael Sylvester)**
	+ Brownfield Coalition - Initiative in Progress
* **LSRP Board Updates (Jorge Berkowitz)**
	+ Site Remediation Professional Licensing Board Announcements Regarding Licensure, Annual Fee, and Change in Contact Information –

<http://www.nj.gov/dep/srp/srra/listserv_archives/2016/201612_09_srra.html>

* + Examination Date for 2017 Licensed Site Remediation Professional (LSRP) Licensing Exam –

<http://www.nj.gov/dep/srp/srra/listserv_archives/2016/20161116_srra.html>

* **Site Remediation and Other Technical Issues (Don Richardson –**

**don.richardson@ewma.com****, Robert Crespi – rcrespi@csglaw.com)**

* + Chrome Maker Showed Good Faith in Enviro Row, Judge Says –

<https://www.law360.com/articles/868224/chrome-maker-showed-good-faith-in-enviro-row-judge-says>

* + Remedial Action Work Plan and Remedial Action Report Online Services Now Available –

<http://www.nj.gov/dep/srp/srra/listserv_archives/2016/20161209_srra.html>

* + RAR’s and RAW’s can now be submitted online –

<http://www.nj.gov/dep/srp/srra/forms/>

* + New Notice Available for Response Outcomes (RAOs) –

<http://nj.gov/dep/srp/srra/listserv_archives/2016/20161121_srra.html>

* + - Administration Approves Plan to Remove Low-Level Radioactive Slag from Shieldalloy Site In Newfield, Gloucester County

<http://www.nj.gov/dep/newsrel/2017/17_0003.htm>

* SRRA: Technical Guidance Update

**E. External Steering Committee Updates (Tracy Straka** **tstraka@creamerenvironmental.com****, Tony Russo –** **arusso@cianj.org****, Rose DeLorenzo, rdelorenzo@matrixneworld.com)**

* Handout from December 14th SRAG Meeting – Site Remediation Program Comprehensive Report Traditional and LSRP Cases
* Monitor NJDEP’s website for materials from last meeting

 <http://www.state.nj.us/dep/srp/srra/stakeholder/cvp_srag/>

1. **Natural Resource Damages (Lanny Kurzweil –** **lkurzweil@mccarter.com****)**
	* NJ Senator Says ExxonMobil Deal Lacked Analysis, Outreach –

<https://www.law360.com/articles/870708/nj-senator-says-exxonmobil-deal-lacked-analysis-outreach>

1. **Chemicals and Petroleum (Bruce Groves–** **bgroves@emilcott.com****, Dan McKillop –** dmckillop@sh-law.com)
* EPA Finalizes Rule To Boost Safety At Chemical Facilities –

<https://www.law360.com/articles/875693/epa-finalizes-rule-to-boost-safety-at-chemical-facilities>

* EPA Moves to Ban Aerosol De-greasers, Spot Removers –

<http://enviropoliticsblog.blogspot.com/2016/12/epa-moves-to-ban-aerosol-de-greasers.html#.WG_AhFMrJEZ>

* DEP Accepts Plan To Curb Toxic Chemical In NJ’s Drinking Water –

<http://www.njspotlight.com/stories/17/01/10/dep-accepts-plan-to-curb-toxic-chemical-in-nj-s-drinking-water/>

* After Paulsboro Criticism, Railroads Adopt Federal Standards for Chemical Spill Response –

<http://www.philly.com/philly/blogs/capitolinq/After-Paulsboro-railroads-adopt-federal-standards-for-chemical-spill-response.html>

* Concerns Over Oil Pipeline Persist Amid Lack of Plans

<http://www.northjersey.com/story/news/environment/2016/12/21/concerns-over-oil-pipeline-persist-amid-lack-plans/95608172/>

1. **Solid and Hazardous Waste (Dennis Morgan -** **dmorgan@iceservicegroup.com****)**
* EPA Has Revised Hazardous Waste Regulations –

<http://www.nj.gov/dep/enforcement/advisories/2017-01.pdf>

1. **Regional Regulatory Affairs (Anthony Savino –** **anthony\_savino@golder.com** **& Bob Jackson –** **Bob.jackson@equityenvironmental.com****)**

**Federal**

* EPA Inks $5.6M Deal for NJ Superfund Cleanup –

<https://www.law360.com/articles/863271/epa-inks-5-6m-deal-for-nj-superfund-cleanup>

* EPA Funds Projects to Support Water Conservation and Prevent Chemical Pollution from NJ Businesses During Flooding – <https://www.epa.gov/newsreleases/epa-funds-projects-support-water-conservation-and-prevent-chemical-pollution-new-jersey>
* EPA Says It Can’t Pay For Gold King Mine Spill Claims –

<https://www.law360.com/environmental/articles/881460/epa-says-it-can-t-pay-for-gold-king-mine-spill-claims>

* EPA under Trump – What can we expect?

**New York**

* Notice of Emergency Adoption (Third Re-Adopt): Amendments to 6 NYCRR Part 597 –

<http://www.dec.ny.gov/regulations/104968.html>

* NYSDEC Independent Analysis Finds EPA Hudson River Cleanup Fails to Protect Human Health and the Environment – <http://www.dec.ny.gov/press/108737.html>

**Pennsylvania**

* Pa. Frack Spill Ruling Could Dent DEP’s Negotiating Power –

<https://www.law360.com/energy/articles/880807/pa-frack-spill-ruling-could-dent-dep-s-negotiating-power>

* PADEP Offers Funding for Stormwater Management Projects  – <http://www.ahs.dep.pa.gov/NewsRoomPublic/articleviewer.aspx?id=21129&typeid=1>
* PADEP Developing Enhanced Eligibility Standards for Expedited Review of Erosion and Sediment Control General Permits – <http://www.ahs.dep.pa.gov/NewsRoomPublic/articleviewer.aspx?id=21126&typeid=1>
* Governor Wolf Announces New Methane Rules to Improve Air Quality, Reduce Industry Loss –

<https://www.governor.pa.gov/governor-wolf-announces-new-methane-rules-to-improve-air-quality-reduce-industry-loss/>

1. **OSHA (Tom Spatafora –** **tspatafora@posillicoinc.com** **& Steve Barnett –** **sbarnett@connellfoley.com****)**
* Contractor excavation, confined space, training citations, $197,000, Verona High School, NJ worksite –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33630>

* IMTT Bayonne Process Safety Management Standard citations $99,800 –

<https://www.osha.gov/pls/imis/establishment.inspection_detail?id=1151337.015>

* JRC Construction fall hazard citation, $76,000, Jersey City –

<https://www.osha.gov/pls/imis/establishment.inspection_detail?id=1152126.015>

* Burlington County Roads & Bridges Section citation, $44,000, Columbus, NJ –

<https://www.osha.gov/pls/imis/establishment.inspection_detail?id=1190213.015>

* US Postal Service citation, Bloodborne Pathogen Standard, $342,000 –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33489>

* Tree service worker fatality pulled into woodchipper, Albany, NY –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33414>

* Dollar General citation, blocked exits, $215,578, Jonestown, PA –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33369>

* OSHA Whistleblower citation, zipline under Consumer Product Safety Act, $125,000 –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33426>

* OSHA issues final rule, walking-working surfaces and personal fall protection –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=NEWS_RELEASES&p_id=33438>

* OSHA requests input on new rule addressing violence in health care and social assistance workplace –

<https://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=FEDERAL_REGISTER&p_id=27581>

* OSHA issues small entity compliance guide for silica –

<https://www.osha.gov/Publications/OSHA3902.pdf>

* One by one, 3 utility workers descended into a manhole. One by one, they died –

[https://www.washingtonpost.com/amphtml/news/morning-mix/wp/2017/01/18/three-utility-workers-descend-to-their-deaths-in-florida-manhole-overcome-by-fumes/%3Chttps:/www.washingtonpost.com/amphtml/news/morning-mix/wp/2017/01/18/three-utility-workers-descend-to-their-deaths-in-florida-manhole-overcome-by-fumes/](https://www.washingtonpost.com/amphtml/news/morning-mix/wp/2017/01/18/three-utility-workers-descend-to-their-deaths-in-florida-manhole-overcome-by-fumes/%3Chttps%3A/www.washingtonpost.com/amphtml/news/morning-mix/wp/2017/01/18/three-utility-workers-descend-to-their-deaths-in-florida-manhole-overcome-by-fumes/)

* OSHA under Trump – What can we expect?
1. **Lab (Paul Maide –** **pmaide@aquaprotechlabs.com****)**
* ELAC Update
1. **Air Quality and Greenhouse Gases (Rich Vaccaro –** **madisonvector@aol.com** **& A. Roger Greenway – greenway@rtpenv.com)**
* Air Pollution Control, N.J.A.C. 7:27; and State Implementation Plan (SIP) for New Jersey's Control and Prohibition of Air Pollution by Volatile Organic Compounds and Control and Prohibition of Air Pollution by Oxides of Nitrogen –

<http://www.nj.gov/dep/rules/notices/20170103a.html>

* EPA Wont’ Relax Vehicle Emission Standards for 2022-25 –

<https://www.law360.com/articles/867351/epa-won-t-relax-vehicle-emission-standards-for-2022-25>

* States Fight EPA Cross-State Air Pollution Rule Revamp –

<https://www.law360.com/articles/867292/states-fight-epa-cross-state-air-pollution-rule-revamp>

* European Commission Floats Climate Policy Overhaul –

<https://www.law360.com/articles/867231/european-commission-floats-climate-policy-overhaul>

1. **Sustainability & Energy (Jeffrey Entin – jentin@ramboll.com & Robert Blauvelt –** **Rblauvelt@GEIconsultants.com****)**
	* NJ’s Post-Christie Clean Energy Agenda –

<https://enviropoliticsblog.blogspot.com/2017/01/planning-post-christie-clean-energy.html>

* + NJ Bill – Solar Power Incentive Program to reduce grid congestion –

<http://www.billtrak.net/bt217/billtext/A_0/A_0441I1.PDF>

* + Largest Military Solar Project in NE launched in NJ –

<http://enviropoliticsblog.blogspot.com/2016/12/largest-military-solar-energy-project.html?_sm_au_=iVV14RkvkS7R65Vw>

* + Final Federal Wind-Turbine Rule Not Good News for Eagles –

<http://enviropoliticsblog.blogspot.com/2016/12/final-federal-wind-turbine-rule-not.html?_sm_au_=iVV14RkvkS7R65Vw#.WH5_nFMrJEY>

* + Breaking up of the Antarctica Ice Sheet? –

<http://www.forbes.com/sites/trevornace/2017/01/08/huge-iceberg-size-delaware-break-antarctica/#5f65d23577f1>

1. **Water and Land Use (Jeff Cappola –** **jcappola@wilentz.com****, Amy Greene –** **amygreene@amygreene.com****)**
	* NJDEP Compliance Advisory - Reminder about Mandatory Change to Submit Pollutant Discharge Elimination System Discharge Monitoring Reports Data Electronically as of December 21, 2016 –

<http://www.nj.gov/dep/enforcement/advisories/2016-13.pdf>

* + 18 States Sue To Block ESA Habitat Rules –

<https://www.law360.com/articles/867064/18-states-sue-to-block-esa-habitat-rules>

* + High Court To Review 6th Circ.’s Water Rule Jurisdiction –

<https://www.law360.com/articles/881026/breaking-high-court-to-review-6th-circ-s-water-rule-jurisdiction>

* + Nationwide General Permits within the New York District –

<http://www.nan.usace.army.mil/Missions/Regulatory/Nationwide-Permits/>

1. **Compliance & Enforcement (Paul Dritsas –** **pdritsas@mccarter.com****)**
* EPA Nets $6B In Penalties From Enforcement Actions In 2016 –

<https://www.law360.com/articles/874517/epa-nets-6b-in-penalties-from-enforcement-actions-in-2016>

* Enforcement Annual Results for Fiscal Year 2016 –

<https://www.epa.gov/enforcement/enforcement-annual-results-fiscal-year-2016>

* DEP Launches Mobile Application for Reporting of Non-Emergency Environmental Incidents –

<http://www.nj.gov/dep/enforcement/advisories/2016-12.pdf>

* Chief Tanker Engineer Gets 8 Months For Hiding Oil Dump –

<https://www.law360.com/articles/864947/chief-tanker-engineer-gets-8-months-for-hiding-oil-dump>

* Environmental Enforcement Under Trump: 5 Open Questions - <https://www.law360.com/articles/861210/environmental-enforcement-under-trump-5-open-questions>
1. **Environmental Business / Events / Other (Tracy Straka –** **tstraka@creamerenvironmental.com****)**
* January 26th – Healthcare Roundtable: NJ Health Commissioner Cathleen Bennett, Holy Name Hospital (Teaneck)
* January 27th – Real Property Roundtable: 2017: Will It Be A Good Year for Commercial Real Estate?, Saddle Brook Marriott
* February 15th – Financial Decision Makers Roundtable: Steve Adubato’s “Lessons In Leadership” Forum and Book Signing Event, Hilton Hasbrouck Heights
* March 15th – Chairman’s Reception: Saluting the Generosity of Business “Companies that Care”, Nanina’s In The Park (Belleville)
* May 8th – CIANJ’s Annual Golf Outing, Upper Montclair Country Club (Clifton)
* 2017 Site Remediation Practitioners’ Forums
	+ February 22 – Stantec (Mt. Laurel)
	+ April 26 – Amec Foster Wheeler (Hamilton)
	+ June 28 – Whitestone Associates (Warren)
	+ August 30 – Ramboll Environ (Princeton)
	+ October 25 – SGS Accutest (Dayton)
	+ December 13 – GEI (Mt. Laurel)
* 2017 EBC Roundtables at PSEG Training and Development Center – All dates are Wednesdays
* January 25
* March 29- \*\*Please note this will take place at McCarter & English in

 Newark\*\*

* May 24
* July 26
* September 27
* November 15