

## December 14 CVP/SRAG Meeting Action Items

1. Classification Exception Area Administrative Guidance (CEA)  
The Department is working on amendments and updates to the administrative “Final Guidance On Designation of Classification Exception Areas.” The Department anticipates finalizing and posting this document in summer 2017.
2. Remedial Action Regulatory Timeframes  
The remedial action regulatory timeframe is determined based on the remedial investigation regulatory timeframe. The remedial investigation regulatory timeframe is based on the date remediation was required to be initiated (i.e., the “trigger” date to initiate remediation).

If it is believed that the remedial action regulatory timeframe is incorrect (i.e., not based on the remedial investigation regulatory timeframe), please contact the Bureau of Case Assignment and Initial Notice (609-292-2943).

3. Land Use Presentation
  - **Does the SRWMP approve the Remedial Action Workplan (RAW)?**  
No, the LSRP approves the RAW.
  - **Does SRWMP expedite the inspection and review?**  
No. However, for all cases, if there is a potential risk to receptors, the inspection and review will be prioritized.
  - **Are permits required prior to the RAW (e.g., installing monitor wells)?**  
In most cases, a completed RAW is required to be submitted to the Department before a Land Use permit can be issued. This would not apply to investigative activities (e.g., soil borings, monitoring wells) that may be used to gather information to develop a RAW.
  - **What FEMA maps are being used?**  
Please refer to the definition of “FEMA flood mapping” found in the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-1.2. This definition indicates that the information on either the effective maps or the preliminary maps, depending on which maps have higher flood elevations, wider floodway limits, or greater flow rates, should be used.
  - **Is it worth having a pre-application meeting?**  
Yes, if you have questions regarding the Land Use permitting process, contact Mark Davis at [mark.davis@dep.nj.gov](mailto:mark.davis@dep.nj.gov).
  - **Conditional Approvals**  
In some cases, a Land Use permit can be issued with a condition requiring the subsequent submission and approval of a mitigation plan. However, no work can commence until the mitigation plan is approved by the Division of Land Use Regulation Mitigation Unit. It is highly recommended that a comprehensive mitigation plan be submitted as part of the permit application.
  - **Is a RAW required for construction unrelated to remediation at a remedial site?**  
No.
  - **Is a permit required to sample surface water?**  
No, unless the sampling event disturbs a regulated area (e.g., new access roads, vegetation removal).
  - **What is the current review time?**  
Generally, 90 days from the submission of a complete permit application.