

March 10, 2022

CONTAMINATED SOIL IN FOREST LAKES.

Since the discovery of contaminated soil on two Forest Lakes' properties on Hemlock Road, the Forest Lakes Board of Governors has been keeping a watchful eye on the situation and has been very active with the NJDEP and Byram Township in order to insure the safety and well-being of Forest Lakes' residents, their property and the lake itself – including a request to the NJDEP for the testing of specific areas of our lake and adjacent property.

Here is a summary of the facts.

The NJDEP's Bureau of Solid Waste Compliance and Enforcement (BSWC&E) responded to a Byram Township zoning violation associated with the unauthorized importation of fill materials on properties on Hemlock Road in Byram Township.

While some indication of construction and demolition debris was initially observed during a NJDEP inspection, such wastes became more evident after a rain event. On July 13, 2021 the NJDEP performed sampling of the soils to determine if the soils triggered the definition of solid waste. The results of this sampling confirmed that contaminants were present in the soils that exceeded certain Residential Ingestion-Dermal Soil Remediation Standards thus confirming the definition of solid waste associated with the imported soil.

Please note... an Administrative Order/Notice of Penalty Assessment against the trucking company and its principals alleged to be responsible for the subject fill was signed in early March and should now be in the hands of the Trucking Company. The Order requires that all deposited materials be removed to an authorized facility. Please note that the Trucking Company has the right to a Hearing which can, in effect, place Orders on hold until adjudicated or otherwise settled. The Trucking Company will have twenty days from receipt of the Order to request a Hearing.

Corrective Actions required by the NJDEP

1. Cease the further import and disposal of solid waste materials onto subject property.
2. Cooperate with the requests from the NJDEP regarding available information associated with the provider and transporter of the subject fill materials.
3. Provide a Corrective Action Plan (from a soil remediation firm) submit plan to the NJDEP for review and approval prior to implementation of the plan. To the

knowledge of the Forest Lakes Board only one property owner has hired a remediation firm. But provided no plan. The second property owner has not hired a remediation firm and has provided no plan. This matter is in the hands of the NJDEP.

4. Removal of subject fill material to a facility authorized by the NJDEP.

The Forest Lakes Board of Governors will keep all residents apprised of ongoing activities regarding this matter. As the Board receives information, we will pass it along via E blast and our website... www.forestlakesclub.org

At this time, the soil contamination matter is an active investigation by the NJDEP and information about the case can be found by searching NJDEP DataMiner platform... www.13.state.nj.us/DataMiner

Thank you,

The Forest Lakes Board of Governors