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New Jersey Site Remediation Professional Licensing Board

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December 11, 2023

Christopher Grassi
Active Environmental Technologies, Inc.
203 Pine Street
Mount Holly, NJ 08060

RE: In the matter of Christopher Grassi, LSRP 668770
SRPL Board Complaint 006-2023

Dear Mr. Grassi:

This letter is to advise you that the New Jersey Site Remediation Professional Licensing Board (“Board”) has reviewed information concerning your professional conduct in connection with Complaint 006-2023 initiated by the New Jersey Department of Environmental Protection Contaminated Site Remediation and Redevelopment Program, (“Department”) based on the remediation work you conducted at PI 002005.

Board Determination

The Board has determined that you violated N.J.A.C. 7:26I-6.8(c) in one instance in which you failed to submit a notification to the Department for a missed mandatory timeframe. The Board has summarized the missed timeframe that occurred after the date of December 1, 2018 for which you made no notification to the Department in Exhibit A, attached to this letter.

Penalties

The Board finds that the violation presented in Exhibit A is a Category 1 first violation pursuant to the Board’s policy as set forth in the guidance document “Using Categories of Misconduct and Applying Board Discretion To Assess a Civil Administrative Penalty When Finding a Violation” and intends to assess a civil administrative penalty in the amount of \$250.00 for the violation listed in Exhibit A, for a total civil administrative penalty of \$250.00. The Board’s intended assessment is in accordance with the aforementioned guidance, which permits considering mitigating factors for calculating the amount of an administrative penalty.

Offer of Settlement

As a result of the foregoing, the Board will pursue formal disciplinary proceedings against you for the violation enumerated in Exhibit A to assess the above referenced penalty for this violation.

Notwithstanding this decision, the Board has determined that it will first offer you an opportunity to settle this violation before instituting formal disciplinary proceedings if you consent to the following terms:

Agree to pay a civil administrative penalty in the amount of \$200.00, which is 80% of the civil administrative penalty of \$250.00 the Board intends to assess in formal disciplinary proceedings. Payment should be by certified check or money order payable to "Treasurer, State of New Jersey," and mailed to Dana Haymes, Regulatory Officer, at the address above.

If we are unwilling or unable to settle this matter, the Board will pursue formal disciplinary proceedings for this violation pursuant to N.J.S.A. 58:10C-17.f. to assess the above referenced penalty and you will be afforded an opportunity to request a hearing regarding this matter. In that event, the Board, pursuant to N.J.S.A. 58:10C-17.f., may also enter an order assessing and requiring you to pay the costs for the investigation which led to the establishment of the violation, and its costs for successfully enforcing its penalty action against you. In addition, pursuant to N.J.S.A. 58:10C-17.e., any person who violates the Site Remediation Reform Act, or any rule, regulation or order of the Board, or who fails to pay a civil administrative penalty assessed by the Board, shall be subject, upon order of the Superior Court, to pay a civil penalty of not more than \$10,000.00 for the first violation and not more than \$20,000.00 for every subsequent violation. The Board reserves the right to amend its findings and conclusions based on further review or investigation if this matter is not settled.

If you elect to settle this matter, you must sign the attached Acknowledgement and Acceptance of Board Offer of Settlement and return it along with payment to the Board within thirty-five (35) days following your receipt of this Board Determination and Offer of Settlement. Here, and throughout this document, the beginning date to calculate this 35-day time period is the date of delivery. If the Board receives no response from you within thirty-five (35) days, the Board's settlement offer shall be considered withdrawn and the Board will pursue formal disciplinary proceedings.

Should you have any questions concerning this Board Determination and Offer of Settlement or the Acknowledgement and Acceptance of Board Offer of Settlement, you may contact Dana Haymes at 609-984-3424 or SRPLBoardContact@dep.nj.gov or seek the advice of your legal counsel. This Board Determination and Offer of Settlement does not constitute a formal enforcement order, a final agency action or a final legal determination that may be appealed or contested. Please note that the Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement are public documents.

Sincerely,



Paul Stofa, Chairperson
Site Remediation Professional Licensing Board

Enc: Acknowledgement
Exhibit A

ACKNOWLEDGEMENT and ACCEPTANCE OF BOARD OFFER OF SETTLEMENT

I, Christopher Grassi, hereby acknowledge that I have reviewed the attached December 8, 2023 Board Determination and Offer of Settlement and the settlement offer of the Board set forth therein.

I acknowledge the conduct which has been charged. I accept the settlement offer of the Board and agree to the following to settle the violation addressed in the December 8, 2023 Board Determination and Offer of Settlement pursuant to the following terms:

Immediate payment of a civil administrative penalty of \$200.00.

I acknowledge that if I fail to perform any of the foregoing settlement terms the Board may terminate or enforce this settlement agreement upon 30 days prior written notice to me.

I am aware that by signing this Acknowledgement and Acceptance of Board Offer of Settlement I have entered into a binding settlement agreement and I am waiving any rights I may have to an administrative hearing for the matters addressed in the Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement. I am aware that the findings of the Board in connection with this matter are a matter of public record and that this Board Determination and Offer of Settlement and this Acknowledgement and Acceptance of Board Offer of Settlement are public documents.

Dated: 12/13/2023


Christopher Grassi, LSRP 668770

EXHIBIT A

- 1** **PI 002005** – RAR to be Completed – Mandatory Timeframe 5/6/21