

Permitting & Compliance

The New Environmental Justice Paradigm



Friday, June 10 at Pines Manor
A Hybrid Event

Agenda

- 8:30 a.m. Registration, Networking & Breakfast
- 9:00 a.m. Opening Remarks & Overview
- 9:20 a.m. Panel: Addressing and Achieving Environmental Justice
- 10:00 a.m. Law & Regulations Overview
- 10:30 a.m. Overburdened Communities; Locations and Impacts
- 10:50 a.m. Networking Break
- 11:15 a.m. Preparing an Environmental Justice Impact Statement
- 11:45 a.m. Panel: Best Practices for Engaging Communities; Case Studies & Beyond the Law
- 12:55 p.m. Closing Remarks



Addressing and Achieving Environmental Justice



**Kim
Gaddy**



**Sean
Moriarty**



**Raymond S.
Papperman**



**Kandyce
Perry**



**Nicky Sheats,
Ph.D, MPP, Esq.**



Law & Regulations Overview



**JOHN G.
VALERI JR.**

Overburdened Communities; Locations & Impacts



**JULIA L.
WONG**

Preparing an Environmental Justice Impact Statement



**TOBY
HANNA**



Best Practices for Engaging Communities;

Case Studies & Beyond the Law



**Clint
Allen**



**Jack
Bernardino**



**Ray
Cantor**



**David
Pepe, P.G.**



**Kendall
St. Ange, ENVSP**



**Liz
Valsamidis**

CLINT B. ALLEN

Partner, Archer & Greiner, P.C.



Clint concentrates his practice in the area of land use law and environmental permitting/regulatory compliance in both New Jersey and Pennsylvania.

A significant portion of Clint's practice is devoted to obtaining permits, approvals and certifications from local planning boards and zoning boards, county boards and special regional and state agencies, such as the New Jersey Department of Environmental Protection and the Delaware River Basin Commission. Clint's practice includes the handling of various types of land development projects ranging from residential site plans and subdivisions, commercial and industrial parks, shopping centers, Brownfield sites, renewable energy sites and fossil fuel power generations facilities. Moreover, Clint has extensive experience in successfully defending commercial and residential developers in connection with New Jersey Uniform Construction Code enforcement actions.

Additionally, Clint has extensive experience in representing parties before federal, special regional and state agencies such as the New Jersey Department of Environmental Protection and the United States of Environmental Protection Agency regarding air, water and hazardous waste/hazardous substances shipping and handling enforcement matters.

JACK J. BERNARDINO

Area Asset Manager for New
Jersey, Covanta



Jack joined Covanta in 2014 and currently holds the position of Area Asset Manager, New Jersey. Jack plays a key role in all of Covanta's New Jersey operations from waste procurement, energy opportunities, residue management, and community outreach. On the outreach front, Jack has helped conduct biannual Open Meetings with the community in Newark and implemented the Covanta Community Coalition in Union where they meet with local residents, elected officials, and local organizations on a monthly basis within an environmental justice neighborhood. Jack has also led the effort at Covanta's Camden facility to upgrade the Air Quality Control System including extensive community outreach and input.

Jack began his career in the waste industry in 1997 with BFI in the Bronx, then joined Waste Management NJ in various capacities, including environmental, safety and collections operations for 12 years. Jack also worked at Sims Metal Management for their upstate New York and New York City locations.

Jack holds an MBA from Rutgers Business School of Newark, and a BS in Environmental Science from Cook College, Rutgers University.

RAY CANTOR

Vice President, Government
Affairs, New Jersey Business &
Industry Association (NJBIA)



Ray Cantor is Vice President of Government Affairs of the New Jersey Business & Industry Association (NJBIA), the nation's largest state-level business association whose member companies collectively employ 1 million people.

Cantor, an attorney whose career has included high-level positions in the legislative and executive branches of government, a former assistant commissioner and, later, chief adviser to the commissioner of the Department of Environmental Protection (DEP), leads NJBIA's advocacy efforts on environmental and energy matters affecting the business community.

At DEP, Cantor oversaw the offices of Legal Affairs, Dispute Resolution, and Economic Analysis in addition to advising the DEP commissioner on policy, legal, management, and economic matters. Cantor was also responsible for policy formulation related to all DEP regulations, including site remediation, NRD, air quality, water regulation, and land-use management.

A graduate of New York Law School, Cantor began his career working at the state's Office of Legislative Services as senior counsel in the Environment, Energy, & Natural Resources section. He later served as the Assistant Commissioner of Land Use Management & Compliance at DEP until 2002 and also worked as a project consultant for the U.S. Environmental Protection Agency.

Cantor's experience as a business lobbyist includes five years as director of Government Affairs for the Medical Society of New Jersey and then executive director of the New Jersey Apartment Association. He returned to the state DEP in 2010, where he served as chief advisor to DEP Commissioner Bob Martin for eight years.

KIM GADDY

National Environmental Justice
Director, Clean Water Action



Kim Gaddy is the National Environmental Justice Director for Clean Water Action. She has been advocating for communities impacted by industrial pollution and the goods movement system in Newark and across the country for 18 years.

Kim develops and implements Clean Water Action/Clean Water Fund's grassroots environmental justice campaigns and coalition building efforts nationally and in New Jersey. She is a former Newark School Board Member, New York/New Jersey Regional Representative for the Moving Forward Network, Port Commissioner for the City of Newark, Appointed by Governor Phil Murphy to serve as Vice-Chair of the NJDEP's Environmental Justice Advisory Council, former Chair of both the Newark Environmental Commission and the Essex County Environmental Commission, a founding member of the New Jersey Environmental Justice Alliance and New Jersey President of the International Black Women's Congress.

Previously, she worked in Municipal government in Newark for 12 years and served as the first female Chief of Staff, for Councilwoman Mildred Crump. Kim was recognized for her Community Service in the 2018 Newark Women from Suffragettes to the Statehouse, 2017 selected as 100 People of Newark, Women on the Move Award recipient and a 2007 recipient of the Environmental Protection Agency Region 2 Environmental Community award.

TOBY HANNA

Partner, Environmental Resource
Management



Toby Hanna, P.E., has over 30 years of experience solving air quality challenges for nearly every industry, with particular depth in the refining, chemical, and power sectors. A recognized leader in air permitting and compliance, he is routinely called upon to help companies understand and minimize the impacts of complex air quality regulations and policies and assist in negotiating fair and timely air permits. Toby also leads ERM's Air Quality business globally.

SEAN MORIARTY

Deputy Commissioner for Legal,
Regulatory and Legislative Affairs,
New Jersey Department of
Environmental Protection



Sean Moriarty serves as Deputy Commissioner for Legal, Regulatory and Legislative Affairs to Commissioner Shawn M. LaTourette.

Sean leads DEP's internal legal team and serves as its general counsel on all matters of regulatory compliance and rule-making, and will oversee the newly created Office of Enforcement Policy. He also is a member of the Commissioner's executive team, providing input on priority initiatives that include climate change and environmental justice.

Previously, Sean served as Chief Advisor for Regulatory and Legislative Affairs. Before assuming this position, he was the Director of the Office of Legal Affairs after several years as a Regulatory Officer with the Bureau of Legal Services and Stewardship for the DEP's Green Acres Program. Before joining DEP, Sean represented the department as a Deputy Attorney General.

Sean received both his undergraduate and law degrees from Rutgers University. He lives with his wife, children and two energetic dogs in Haddon Township.

RAYMOND S. PAPPERMAN

Counsel, Sills Cummis & Gross
P.C.



Raymond S. Papperman concentrates his practice on all aspects of environmental law pertaining to both ongoing operations at commercial and industrial facilities, and the remediation and development of sites throughout New Jersey.

Mr. Papperman also has extensive experience in Alternative Dispute Resolution involving environmental, construction and land use disputes.

Prior to joining Sills Cummis, Mr. Papperman served as the Deputy Chief Advisor to the Commissioner of the New Jersey Department of Environmental Protection (DEP), the Director of DEP's Office of Dispute Resolution, and DEP's Ethics Liaison Officer. Most recently, he was the Policy Advisor to the Assistant Commissioner of DEP's Site Remediation and Waste Management Program.

Prior to his tenure at DEP, Mr. Papperman counseled clients in private practice for over 20 years.

Mr Papperman is a frequent speaker and author on a host of environmental and real estate development topics.

DAVID PEPE, P.G.

Director, Office of Permitting and
Project Navigation, New Jersey
Department of Environmental
Protection



David Pepe , Director of the Office of Permitting and Project Navigation (OPPN). Dave has been a member of the DEP team for 18 years, having previously worked in the Water Resources Management program. He has been a leader in OPPN since 2014, successfully coordinating DEP's oversight and permitting of large, complex redevelopment and infrastructure projects. In his current role, Dave also will serve as lead facilitator for project and permit reviews under New Jersey's landmark Environmental Justice Law.

KANDYCE PERRY

Director of the Office of
Environmental Justice, New Jersey
Department of Environmental
Protection



Kandyce Perry serves as Director of the Office of Environmental Justice under Commissioner Shawn M. LaTourette.

Kandyce is responsible for the management and oversight of the OEJ, which provides guidance to the DEP and all New Jersey state departments and agencies on how they can incorporate environmental justice into their statutory and regulatory responsibilities, policies, programs and core functions. She also oversees the convening of the State's Environmental Justice Interagency Council and Environmental Justice Advisory Council, while acting as a key contact for overburdened communities.

Prior to joining the department, Kandyce worked at a Trenton-based nonprofit, where she directed policies and programs aimed at reducing flooding, improving water quality and ensuring equitable funding of stormwater infrastructure upgrades in the state. She also had worked on brownfield redevelopment for the Camden Redevelopment Agency.

Kandyce holds a master's degree in environmental studies from the University of Pennsylvania and a bachelor's degree in Environmental Science from Spelman College. She believes that environmental justice for our most vulnerable and overburdened communities brings about justice for all of Earth's inhabitants.

NICKY SHEATS, PH.D., MPP, ESQ.

Director of the Center for Urban
Environment of the John S.
Watson Institute for Public Policy,
Thomas Edison University



Nicky Sheats, Ph.D, MPP, Esq., is the director of the Center for the Urban Environment at the John S. Watson Institute for Urban Policy and Research at Kean University, and has defined the primary mission of the Center as providing support for the environmental justice community on both the state and national level. Among the many issues Sheats is working on are particulate matter air pollution, climate change, cumulative impacts, developing legal strategies and increasing the capacity of the environmental justice community to address these and other issues.

Sheats was a founding member of the New Jersey Environmental Justice Alliance (NJEJA), the Environmental Justice Leadership Forum, the Environmental Justice and Science Initiative, the Building Equity and Alignment Initiative, the Equitable and Just National Climate Platform, the Coalition for Healthy Ports and an informal environmental justice attorneys group. He has held leadership positions within these organizations as well as within the Center for Earth, Energy and Democracy.

Early in his career, Sheats practiced law as a public interest attorney. During that time, he served as a law clerk for the Chief Judge of the District of Columbia Court of Appeals (the local court); as a landlord-tenant and housing attorney at Camden Regional Legal Services; as a public defender in New Brunswick, New Jersey; and as a legal instructor at a community legal education and college preparatory program in Harlem. Sheats holds an undergraduate degree in economics from Princeton University, a master's degree in public policy, a law degree and a doctorate in Earth and planetary sciences from Harvard University.

In 2014, Sheats served as a co-author of the public health chapter of the National Climate Assessment. This report is issued every three to five years by the U.S. government and written by dozens of scientists convened by the same. He has been appointed to several federal and state advisory councils including the EPA's National Environmental Justice Advisory Council, the EPA's Clean Air Act Advisory Committee and the New Jersey Clean Air Council. He is currently serving on the newly created White House EJ Advisory Council which is, in part, charged with advising the Biden administration on national policies and programs intended to address environmental justice issues.

Over the years, in his capacity as Director of CUE, Sheats has received awards for environmental justice work from various organizations and institutions including GreenFaith, the New Jersey Work Environment Council, Clean Water Action, WE ACT for Environmental Justice, the Black Scholar Awards Program at the University of Rhode Island and EPA Region Two and the state of New Jersey. In 2017, Sheats was recognized by Grist magazine as one of 50 people in the U.S. performing important environmental and environmental justice work. Grist honors 50 people annually.

MICHELE N. SIEKERKA, ESQ.

President & Chief Executive
Officer, New Jersey Business &
Industry Association (NJBIA)



Michele N. Siekerka, Esq., President and CEO of the New Jersey Business & Industry Association (NJBIA), leads the nation's largest, most influential employers' organization, advocating on behalf of New Jersey's large and small businesses for policies that will make New Jersey more affordable and regionally competitive.

Being known as a collaborative leader, Siekerka is leading an NJBIA established coalition (New Jersey Business Coalition) comprised of more than 100 business and nonprofit associations across the state to tackle the tough economic and business challenges our state is facing during COVID 19.

Well versed on the 'boots on the ground' issues affecting our state's business community, Michele is often the "go to" resource for media and is sought after to share her expertise in public forums across the state.

KENDALL ST.ANGE, ENVSP

Senior Scientist, TRC Companies,
Inc.



Kendall St. Ange is Senior Scientist who focuses on environmental regulatory matters primarily related to real estate transactions and commercial properties. He has experience performing remedial investigation and assisting with long-term operations and maintenance at complex contaminated sites, primarily in New York City and New Jersey. He has been cited as a contributing member of the ITRC Remediation Management of Complex Site Guidance.

JOHN G. VALERI JR.

Member, Chiesa Shahinian &
Giantomasi PC



John G. Valeri Jr. has over 30 years of experience providing advice regarding state and federal environmental laws and regulations, including obtaining permits and approvals involving multiple environmental media for complex projects. He provides strategic policy advice on major state and federal legislative and regulatory initiatives. He also represents public utilities and renewable energy project owners and operators in achieving their development and business objectives, as well as before the New Jersey Board of Public Utilities. Additionally, John regularly appears before the New Jersey Department of Environmental Protection, the United States Environmental Protection Agency, the Office of Administrative Law and in appeals before the New Jersey Superior Court, Appellate Division.

Areas of focus include electric generation sector, public utilities, commercial and industrial development, renewable energy, and regulatory affairs and public policy.

LIZ VALSAMIDIS

Partner, Environmental Resources
Management



Liz Valsamidis is a Partner based in ERM's Pittsburgh, PA office. With 20 years of experience in strategic communications and public relations, Liz is skilled at building and managing effective stakeholder outreach and public participation programs.

Always looking for innovative ways to support social risk mitigation and encourage two-way dialogue, Liz spearheads the development and implementation of data mining, visualization and virtual engagement tools. She supports diverse and often controversial projects across a variety of sectors and industries; advises clients on corporate environmental justice strategy; facilitates public meetings and advisory groups; manages community liaison programs; and more – all in an effort to support environmental social governance (ESG) initiatives and clients' efforts to earn and maintain social license to operate.

JULIA L. WONG

Policy Advisor & Special Projects
Manager, New Jersey Department
of Environmental Protection



Julia uses her planning and analysis skills at the NJ Department of Environmental Protection to create healthier, more equitable communities. She works in the Office of the Deputy Commissioner, Legal, Regulatory, and Legislative Affairs advancing some of the Department's most important initiatives, including the Essex Hudson Greenway project, environmental justice, climate change, and solar energy.

In Partnership With



Association Member Trust™
More Options. More Health.

COVANTA

Powering Today. Protecting Tomorrow.



METAL
RECYCLING
REIMAGINED

NEW JERSEY
BUSINESS
MAGAZINE

NJM Insurance
Group



NJBIA
New Jersey Business
& Industry Association