



Timothy J. Snay
Ransom Consulting, Inc.
12 Kent Way, Suite 100
Byfield, MA 01922

RE: *Letter of Reprimand*
License No. 293, Complaint No. 16-101

Dear Mr. Snay:

The above-referenced complaint was referred to the State Board of Examiners of Environmental Professionals ("the Board") by the Remediation Division of the Department of Energy and Environmental Protection's ("DEEPs") Bureau of Water Protection and Land Reuse. The Complaint, issued by DEEP for the multi-tenant industrial building property located at 109 West Dudley Town Road in Bloomfield, Connecticut ("the Site"), alleges that you had not characterized the site in accordance with prevailing standards and guidelines at the time you issued a final Form III verification for the Site.

In accordance with the terms of the Consent Order for Complaint No. 16-101, which was authorized by the Board and issued by the Commissioner of Energy and Environmental Protection, you are hereby reprimanded for the insufficient site characterization you performed at the Site.

It is with our sincerest hope that the additional two (2) courses and the peer review required by the Consent Order will enhance your abilities and ensure that the services you render in the future will be to the highest professional standards of this profession.

Dated this 17th day of October, 2016.

A handwritten signature in black ink, appearing to read "Robert J. Klee", written over a horizontal line.

Robert J. Klee
Commissioner

Copy to file

COMPLAINT No. 16-101

STATE BOARD OF EXAMINERS
OF ENVIRONMENTAL PROFESSIONALS

v.

TIMOTHY SNAY, LEP

CONSENT ORDER

With the agreement of Timothy Snay, LEP ("Respondent") and the State Board of Examiners of Environmental Professionals ("LEP Board"),

A. The LEP Board finds as follows:

1. The Respondent is the holder of Environmental Professional License No. 293.
2. On May 20, 2014, the Respondent issued a final Form III verification for a multi-tenant industrial building site located at 109 West Dudley Town Road in Bloomfield, Connecticut ("the Site").
3. The Remediation Division of the Connecticut Department of Energy and Environmental Protection ("DEEP"), Bureau of Water Protection and Land Reuse, reviewed the verification and supporting documentation prepared and filed by the Respondent.
4. On or about January 11, 2016, a DEEP complaint concerning Respondent's verification of the Site was referred to the LEP Board.
5. By letter dated April 22, 2016, the LEP Board Administrator gave notice to the Respondent that in accordance with section 4-182(c) of the Connecticut General Statutes

("CGS") he would be given an opportunity to show that he was in compliance with all statutes and regulations concerning his LEP license.

6. On July 7, 2016, an informal compliance meeting took place. Present at the meeting were: the Respondent and his counsel, Attorney Elizabeth C. Barton of Day Pitney, LLP; Robert Good, Jr. and Stephen Holtman, LEP members of the LEP Board who had been designated by the LEP Board to investigate the Complaint made by the DEEP; David H. Wrinn, Assistant Attorney General, LEP Board counsel; and Kim Maiorano, LEP Board Administrator.

7. By letter dated August 12, 2016 (a copy of which letter is attached hereto as Exhibit 1), the LEP Board Administrator informed the Respondent that the investigating members had determined that he had failed to show compliance with certain regulatory requirements associated with his LEP license, which alleged violations are enumerated as follows:

a. Respondent failed to comply with Regulations of Connecticut State Agencies ("RCSA") § 22a-133v-5(b)(2) by sealing and attesting that his verification of the Site complied with the provisions of the Remediation Standards Regulations ("RSRs"), despite the fact that compliance had not been achieved at the Site;

b. Respondent failed to comply with RCSA § 22a-133v-6(c)(1) by failing to act with reasonable care and diligence, and by failing to apply the knowledge and skill of a licensee in good standing practicing in the applicable field at the time such services were performed;

c. Respondent failed to comply with RCSA § 22a-133v-6(d)(2)(A) by failing to exercise professional judgment;

d. Respondent failed to comply with RCSA § 22a-133v-6(d)(2)(B) by failing to comply fully with those procedures set forth in the applicable provisions of CGS § 22a-134a and the RSRs; and

e. Respondent failed to comply with RCSA § 22a-133v-6(d)(2)(C) by failing to make good faith and reasonable efforts to identify and obtain relevant data and other information, including additional data and other information as necessary evidencing conditions at the Site.

8. Respondent denies all of the alleged violations contained in paragraph 7.

B. Therefore, in accordance with CGS § 22a-133v(g), the LEP Board shall authorize the Commissioner of the Department of Energy and Environmental Protection to take the following actions:

1. Issue a letter of reprimand to the Respondent concerning his alleged failure to comply with the above-cited regulatory provisions. A copy of said letter of reprimand shall be placed in Respondent's license file maintained by the LEP Board.

2. Order that the Respondent shall have his work peer reviewed for his next project site for which he would issue a verification as defined in CGS § 22a-134. The following conditions apply: (1) The peer review shall be conducted by an independent LEP prior to Respondent's issuance of a verification; (2) Such independent LEP shall not be a current or previous co-worker in the Respondent's firm or company; (3) Within fifteen (15) days of rendering a final verification for a site in accordance with applicable Connecticut environmental statutes and regulations, the Respondent shall provide notice to the LEP Board Administrator in writing of the location of the site for which his professional services pertaining to such final verification were retained and, further, provide the name, license number and a written

certification of the LEP who performed the peer review of such final verification; and (4) The provisions of this paragraph shall remain in effect until Respondent provides a final verification for a site.

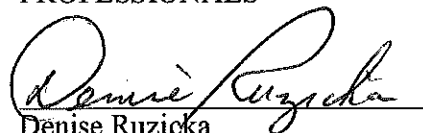
3. Order the Respondent within two (2) years of entry of this Consent Order, to take a total of two (2) courses for Continuing Education Credits (CECs). One (1) course shall address the subject of RSR compliance and groundwater clean-up criteria, and one (1) course shall address the subject of site characterization. These two (2) courses shall be relevant to remediation requirements within the State of Connecticut, and together have a minimum total of twelve (12) contact hours. Respondent shall file with the LEP Board Administrator a notification of the courses proposed to be taken and their applicable credit hours, and obtain the pre-approval of the LEP Board Administrator, in writing, prior to the Respondent's attending the courses. The Respondent must provide proof of attendance at said courses within two weeks of completion. The Respondent may apply for an extension of time within which to take these two (2) courses if available courses do not meet the subject matter requirements outlined in this paragraph. Such courses and credits shall be in addition to and shall not be counted toward compliance with the LEP license's twenty-four CECs that are required during the current biennial period, which runs from July 1, 2015 through June 30, 2017, or any future biennial period.

(signatory blocks, next page)

THE STATE BOARD OF EXAMINERS
OF ENVIRONMENTAL
PROFESSIONALS

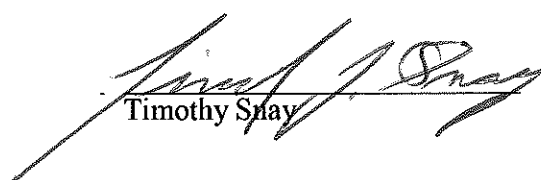
Date: 10/14, 2016

BY:


Denise Ruzicka
Its Chairperson

Date: 10/17, 2016

RESPONDENT


Timothy Snay

ENTERED AS AN ORDER OF THE COMMISSIONER

Dated this 17th day of ~~September~~, 2016
October

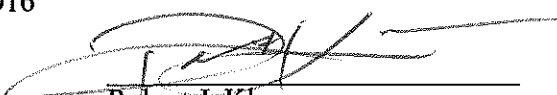

Robert J. Klee
Commissioner, Department of Energy and
Environmental Protection

EXHIBIT I
(Letter of August 12, 2016)



STATE OF CONNECTICUT
Board of Examiners of Environmental Professionals

Board Members:
Denise Ruzicka, PE, Chairman
John Adams, LEP
Robert F. Good, Jr., LEP
Stephen Holtman PE, LEP
Jeffrey Laurelro, PE, LEP
Kelly Meloy, LEP
Elsie Patton
Ailsa Phillips-Griggs
Carol Violette, PhD, CHMM

August 12, 2016

Timothy J. Snay
Ransom Consulting, Inc.
12 Kent Way, Suite 100
Byfield, MA 01922

RE: Connecticut Licensed Environmental Professional
License #293 - Complaint No. 16-101

Dear Mr. Snay:

In response to a complaint filed by the CT Department of Energy and Environmental Protection ("the Department") to the State Board of Examiners of Environmental Professionals ("LEP Board") and in accordance with CT General Statutes ("CGS") section 4-182(c), a compliance meeting was held on July 7, 2016. Present at the compliance meeting were you, Elizabeth Barton of Day Pitney LLC, the attorney representing you in this matter; Stephen Holtman, LEP and Robert F. Good Jr., LEP, both members of the LEP Board who were designated by the Board to investigate Complaint No. 16-101; Kim Maiorano, LEP Board Administrator; and Assistant Attorney General David H. Wrinn.

Based upon a review of file information, including audit reports and findings by the Department for the final verification of the multi-tenant industrial building located at 109 West Dudley Town Road in Bloomfield that identified significant data gaps, and the compliance meeting, it has been determined that you have failed to show compliance with RCSA sections 22a-133v-5(b)(2), 22a-133v-6(c)(1), 22a-133v-6(d)(2)(A), 22a-133v-6(d)(2)(B) and 22a-133v-6(d)(2)(C), and CGS section 22a-134a.

These violations are, in part, the result of the following:

- 1) AOCs were not identified in accordance with prevailing standards and guidelines.

Page two
Ltr/Mr. Snay
August 12, 2016

- 2) No details were provided relating to your sampling rationale, how the locations were representative of the AOCs, or how the data were used to apply the RSRs and demonstrate compliance.
- 3) Groundwater monitoring was not completed in accordance with the requirements listed in the RSRs.

Because of your failure to show compliance with the above-referenced regulatory and statutory requirements, Complaint No. 16-101 will be referred to the LEP Board for further action. Should you or your attorney wish to discuss this matter further, please contact Assistant Attorney General David H. Wrinn at (860) 808-5250.

Sincerely,



Kim Majorano

Board Administrator

Sent Certified Mail
Return Receipt Requested

cc: David H. Wrinn, AAG
Stephen Holtman, LEP
Robert F. Good, Jr., LEP
Elizabeth Barton, Esq.