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<http://institutionalcontrols.itrcweb.org/>.

References

- Alabama. 2013. "Uniform Environmental Covenants Program Administrative Code."
- Arizona. "Arizona Administrative Code, Chapter 7 Department of Environmental Quality - Remedial Action " Chapter 7.
- Arizona. 2011. [AZ Rev Stat § 49-152 \(1996 through 1st Reg Sess 50th Legis\)](#).
- Asimow, M. 2015. "Five Models of Administrative Adjudication." Stanford Public Law Working Paper No. 2632711.
- ASTM (ASTM International). 2014. "Standard Guide for Use of Activity and Use Limitations, Including institutional and Engineering Controls." ASTM E2091-11.
- ASTSWMO (Association of State and Territorial Solid Waste Management Officials, Inc.). 2009. "State Approaches to Monitoring and Oversight of Land Use Controls."
http://astswmo.org/files/policies/CERCLA_and_Brownfields/LUC-Paper-2009/2009-Land_Use_Controls_Final.pdf.
- ASTSWMO. 2012. "A Long Term Stewardship State Conceptual Framework to Estimate Associated Costs."
http://www.astswmo.org/files/policies/CERCLA_and_Brownfields/2012-05-LTS_State_Conceptual_Framework_to_Estimate_Associated_Cost.pdf.
- ASTSWMO. 2012. "State Observations Made While testing the Institutional Controls Costing Tool." http://astswmo.org/files/policies/CERCLA_and_Brownfields/2012-07-LTS_Costing_Observations.pdf.
- ASTSWMO. 2015. "Uniform Environmental Covenants Act: Implementation at Federal Facilities."
http://astswmo.org/files/policies/Federal_Facilities/2015-01-ASTSWMO%20UECA%20at%20FF%20Issues%20Paper_FINAL.pdf.
- California 2001. California Environmental Protection Agency, 2001. Department of Toxics Substance Control Public Participation Manual."
<https://www.dtsc.ca.gov/LawsRegsPolicies/Policies/PPP/upload/DTSC-PublicParticipationManual.pdf>
- California. 2016. "22 California Code of Regulations 6739.1 Requirements of Land Use Covenants."
- CIM Code (Champagne Illinois Municipal Code). 2012. "Champagne Illinois Municipal Code: Health and Sanitation."
[MuniCode](#).
- Colorado. 2015. "Notice of Environmental Use Restrictions."
- Commissioners 2003. "Uniform Law Commissioners, National Conference of Commissioners, Uniform Environmental Covenants Act, 2003."
- Connecticut. Connecticut Code 22a - 133P, Chapter 445, Hazardous Waste.
- DPRA. 2013. "Missouri Long Term Stewardship: Current Practices and Future Recommendations."
<https://dnr.mo.gov/env/hwp/docs/lts-final-report.pdf>.
- Edwards, A. L. 2003. *Implementing Institutional Controls at Brownfields and Other Contaminated Sites*. Second Edition. ABA Book Publishing: 800.
- CDPHE (Colorado Department of Public Health and Environment). 2012. "Hazardous Material and Waste Management: Institutional Controls Implementation Guidance."
https://www.colorado.gov/pacific/sites/default/files/HM_hmcov-institutional-controls-implementation_0.pdf.
- GAO (Government Accounting Office). 2006. "Superfund - Better Financial Assurance and More Effective Implementation of Institutional Controls are Needed to Protect the Public." Testimony before the Subcommittee on Superfund and

Waste Management, Committee on Environmental and Public Works, U.S. Senate.

Hawaii 2016. "Hawaii Land Use Inspection Form." Hawaii Department of Health, Hazard Evaluation and Emergency Response (HEER).

Indiana Code 13-14-2-6.

ITRC (Interstate Technology & Regulatory Council). 2006. *Property Revitalization—Lessons Learned from BRAC and Brownfields*. BRNFLD-2. Washington, D.C.: Interstate Technology & Regulatory Council, Brownfields Team. http://www.itrcweb.org/GuidanceDocuments/Brnflld_2web.pdf.

ITRC. 2008. *An Overview of Land Use Control Management Systems*. BRNFLD -3. Washington, D.C.: Interstate Technology & Regulatory Council, Brownfields Team. <http://www.itrcweb.org/Guidance/GetDocument?documentID=16>.

ITRC. 2014. *Petroleum Vapor Intrusion: Fundamentals of Screening, Investigation, and Management*. PVI-1. Washington, D.C.: Interstate Technology & Regulatory Council, Petroleum Vapor Intrusion Team. www.itrcweb.org/PetroleumVI-Guidance.

Kansas. 2005. "Procedure for Demonstrating Financial Assurance at Property with Environmental Use Controls." [Kansas Department of Health and Environment](#).

Kansas. 2013. "Funding Requirements and Funding Categories." Office of Revisor of Statutes.

Kansas. 2015. "Chapter 65 Public Health."

Massachusetts. "Chapter 21A Executive Office of Energy and Environmental Affairs Section 16 Civil Administrative Penalties."

National Conference of Commissioners (National Conference of Commissioners on Uniform State Laws). 2003. "Uniform Law Commissioners, National Conference of Commissioners, 2003 Uniform Environmental Covenants Act." www.nccusl.org

NAVFAC (Naval Facilities Engineering Command). 2006. *Department of Navy Guidance to Documenting Milestones throughout the Site Closeout Process. Users Guide*. UG-2072-ENV. Engineering Service Center, Port Hueneme, California.

NAVFAC. 2013. "Engineering and Expeditionary Warfare Center." www.navfac.navy.mil/navfac_worldwide/specialty/_centers/exwc/products_and_services/ev/erb/niris.htm

NC (North Carolina). "General Statutes 143B-279.9. Land Use Restrictions may be imposed to reduce danger to the public Health at Contaminated Sites."

NJ (New Jersey). Site Remediation Program 7.26C-9.5. <http://www.nj.gov/dep/srp/regs>.

NJ. "Site Remediation Reform Act."

NJ. 2010. "Remedial Action Permits for Ground Water Guidance."

NJ. 2010. "Remedial Action Permits for Groundwater Guidance."

NJ. 2011. "Spill Compensation and Control Act." New Jersey State Administration.

NJ. 2012. "Brownfield and Contaminated Site Remediation Act." New Jersey State Administration.

NJ. 2013. "Waters and Water Supply - Site Remediation Professionals Licensing and Regulation 58:10C-19."

NJ. 2014. "Industrial Site Recovery Act."

NJ. 2015. "Administrative Requirements for the Remediation of Contaminated Sites."

NJ. 2016. New Jersey Site Remediation Reform Act (SRRA). Selected State Enforcement Authority, ARCS 7:26c-95. <http://www.nj.gov/dep/srp/regs/>.

NYDEC (New York State Department of Environmental Conservation). 2015. "NYCCR Part 375 Environmental Remediation Programs."

NYDEC. 2015. "Environmental Conservation law." <http://www.dec.ny.gov/regulations/391.html>

Terradex. 2015. "Gremesco and Terradex, Brownfield Loss Control." <http://www.enviroinsurance.com/newsArticles/TerradexLossControl.pdf>.

TCEQ (Texas Commission on Environmental Quality). 2015. "Municipal Setting Designation." <https://www.tceq.texas.gov/remediation/msd.html>.

United States Court of Appeals, F. C. 1987. "U.S. vs Cumberland Farms of Connecticut, Inc." 826 F **2nd** 1151-1164.

USEPA (United States Environmental Protection Agency). 2000. *A Site Managers Guide to Identifying, Evaluating and Selecting Institutional Controls at Superfund and RCRA Corrective Action Cleanups*. OSWER 9355.0-74FS-p: 10.

USEPA. 2002. "EPA's Audit Policy – Incentives for Self-Policing: Discovery, Disclosure, Correction and prevention of Violations." RCRA/CERCLA Information Brief.

USEPA. 2004. *Strategy to Ensure Institutional Control Implementation At Superfund Sites*. OSWER No. 9355.0-106.

USEPA. 2005. *Long Term Stewardship: Ensuring Environmental Site Cleanups Remain Protective Over Time*. OSWER EPA 500-R-05-001.

USEPA. 2006. *Enforcement First to Ensure Effective Institutional Controls at Superfund Sites*. OSWER Directive. OSWER No. 9208.2.

USEPA. 2011. *Recommended Evaluation of Institutional Controls: Supplement to the Comprehensive Five-Year Review Guidance*. OSWER Directive 9355.7-18.

USEPA. 2012. *Institutional Controls: A Guide to Planning, Implementing, Maintaining, and Enforcing Institutional Controls at Contaminated Sites*. OSWER 9355.0-89(EPA-540-R-09-001): 40.

USEPA. 2012a. *Institutional Controls: A Guide to Preparing Institutional Control Implementation and Assurance Plans at Contaminated Sites*. OSWER 9200.0-77. USEPA-540-R-09-002: 16.

USEPA. 2013. "Community Involvement Tools and Resources." <https://www.epa.gov/superfund/community-involvement-tools-and-resources>.

USEPA. 2016. "Region 3 Corrective Action Long-term Stewardship Approach." https://www.epa.gov/sites/production/files/2016-07/documents/r3ltsprogram_july2016.pdf

USEPA. National Contingency Plan 40 CFR art 300 (2)(iii). 40 Code of Federal Regulations. ENVL417-Environmental law.

Virginia DEQ (Virginia Department of Environmental Quality). "Enforcement Manual." <http://www.deq.virginia.gov/Portals/0/DEQ/Enforcement/Manual/Chap3-1999Manual.pdf>

WDOE (Washington Department of Ecology). 2013. "Model Toxics Control Act (MTCA)." (94-06).

Washington. 2003. "Institutional Controls." Washington Administrative Code.

Zwart, C. 2006. "Environmental Injunctions: A Paper for the Environmental Agency." 39 Essex Street. http://www.39essex.com/docs/articles/CZ_Injunctions_140906.pdf.