

THE OFFICE OF MASSACHUSETTS ATTORNEY GENERAL *Tom Reilly*ENVIRONMENT
Environment[Home Page](#) > [Environment](#) > [Brownfields](#)

BROWNFIELDS

Our rich industrial history in Massachusetts has, unfortunately, left a legacy of contamination and abandoned or underutilized properties. These brownfields sites present challenges to our economy and risks to our health. They have historically been stigmatized by high costs of cleanup and lingering liability concerns. Now, they present some of the most exciting and wide-ranging opportunities for development.

Under Massachusetts law, Chapter 21E is the statute that governs the cleanup of releases of oil and/or hazardous material to the environment. The "Brownfields Act of 1998" amended Chapter 21E by establishing significant liability relief and financial incentives to spur the redevelopment of brownfields sites, while ensuring that the Commonwealth's environmental standards are met. In fact, many provisions of Chapter 21E, as amended, are intended to turn around some of the easier sites with liability protections directly available under the statute.

Chapter 21E also provides the office of Attorney General with some additional tools to handle some of the more difficult sites. To address lingering liability concerns associated with some of the most difficult projects, we have developed the Brownfields Covenant program. In exchange for a commitment to clean up a site and to undertake a project that adds to the economic or physical revitalization of the community, we can provide individually-tailored liability relief that goes beyond that provided directly by the statute.

To learn more about the work of Attorney General Reilly's Brownfields Program, click on one the links below:

- [Application to Enter into a Brownfields Covenant Not to Sue Agreement](#)
 - [PDF Format](#) (PDF Size: 95 KB)
 - [Rich Text Format](#)
- [Eligible Person Certification for a Brownfields Covenant Not to Sue Agreement](#)
 - [PDF Format](#) (PDF Size: 42 KB)
 - [Rich Text Format](#)
- [Notice of Rights of Affected Third Parties](#)
 - [PDF Format](#) (PDF Size: 57 KB)
 - [Rich Text Format](#)
- [Read the Attorney General's Brownfields Covenant Not to Sue Agreements regulations at 940 CMR 23.00](#) (PDF Size: 72 KB)
- [Attorney General Reilly's Brownfields Covenant Not to Sue Program: Success Stories and Brownfields Redevelopment Project Highlights](#)
- [Attorney General Reilly's 2002 Municipal Brownfields Grant Program](#)

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