



Todd W. Terhune

Partner

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Overview

Todd Terhune counsels industrial real estate developers and owners as well as heavy industry with matters involving environmental due diligence, ISRA compliance, water and wetlands, site remediation, environmental permitting, environmental cost recovery, and other environmental regulatory compliance issues related to real estate and business transactions, or as a result of regulatory action. He routinely engages with and appears before the New Jersey Department of Environmental Protection (NJDEP), the U.S. Environmental Protection Agency (EPA), U.S. Army Corps of Engineers, and other regulatory bodies where environmental compliance requirements are triggered as a result of a transaction or regulatory requirement.

With more than three decades of practicing exclusively in the environmental field, initially as a licensed professional engineer and currently as an attorney, Todd brings a practical, business-oriented approach to solving environmental problems faced by industry and industrial real estate developers and owners. Todd's technical background as an environmental engineering consultant prior to becoming an attorney has proven to be an invaluable asset when discussing and negotiating technically-driven legal issues with environmental consultants, LSRPs, regulators and adversaries.

Experience

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.

Represented client in the acquisition, remediation and sale of a 130-acre former chemical manufacturing facility in Burlington Township, NJ

Represented client in the acquisition and remediation of a 400-acre former munitions manufacturing facility in Cranbury, NJ

Represented client in the acquisition and remediation of a 30-acre industrial property in Elizabeth, NJ

Represented client in the acquisition, remediation and sale of a former chemical manufacturing facility in Woodbridge, NJ

Represented client in the acquisition, remediation and sale of a former industrial facility in New Brunswick, NJ

Represented client in the acquisition and remediation of former industrial facilities covering four city blocks in Hoboken, NJ

Practices & Industries

[Automotive](#)

[Commercial Real Estate](#)

[Corporate & Business Law](#)

[Environmental Law](#)

[Environmental Litigation & Enforcement](#)

[Environmental Permitting & Compliance](#)

[Environmental Transactions & Due Diligence](#)

[Infrastructure](#)

[Manufacturing & Transportation](#)

[Site Investigation & Remediation](#)

Represented client in the acquisition of a contaminated property for development of a data center in Somerset, NJ

Represented client in the acquisition of a contaminated property for development of a long-term care facility in Washington Township, NJ

Represented client in the acquisition and redevelopment of a 200 acre contaminated property in Kearny, NJ

Represented client in the acquisition, remediation, and redevelopment of a 30 acre contaminated property in Belleville, NJ

Represented client in the remediation of a contaminated factory facility in Passaic, NJ

Represented client in the defense of liability in 5 Superfund matters in New Jersey

Education and Credentials

Education

Widener University, B.S., 1989

Widener University Law School, J.D., 2000

Admissions

State of New Jersey

U.S. District Court, District of New Jersey

Affiliations

National Association of Industrial and Office Properties, Regulatory Affairs Committee

National Brownfield Association

New Jersey State Bar Association, ISRA and Environmental Committee

Recognition and Community

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome. [See Awards Methodology.](#)

Recognitions

Chosen for inclusion in [The Best Lawyers in America](#) (Woodward/White, Inc.), Environmental Law, 2024-2025; Real Estate Law, 2024-2025

Recognized by the Boy Scouts of America with a Good Scout Award, 2023

Selected to the list of New Jersey [Super Lawyers](#) (Thomson Reuters), Environmental, Real Estate: Business, 2021-2022

AV Preeminent rated by [Martindale-Hubbell](#) (LexisNexis)

Chosen for inclusion in the [Chambers USA Legal Directory](#) (Chambers & Partners) of recognized practitioners for Environmental in New Jersey, 2018-2025

Insights

New Groundwater Quality Standards adopted by New Jersey Department of Environmental Protection
Day Pitney Alert, February 11, 2025

Proposed NJDEP Rules Could Reshape New Jersey Real Estate Transactions
Day Pitney Alert, December 3, 2024

States Respond to EPA's New Drinking Water Standards for PFAS
August 22, 2024

US EPA Proposes to Designate Five New Chemicals as 'High-Priority Substances' Under TSCA
August 8, 2024

EPA PFAS Update: Two PFAS Designated as Hazardous Substances Under CERCLA
April 30, 2024

EPA PFAS Update: Final Drinking Water Standards and Revised PFAS Disposal Guidance
April 11, 2024

U.S. SEC Votes on Narrowed Climate Disclosure Rule – 10 States Immediately File Legal Challenges
March 8, 2024

U.S. EPA Releases Two Proposed Rules Regulating PFAS Under RCRA
February 16, 2024

Proposed Amendments to NJ Ground Water Quality Standards
January 5, 2024

California's Consequential GHG Emissions Reporting Law: The Climate Corporate Data Accountability Act
October 11, 2023

U.S. EPA Releases Final Rule for PFAS Reporting Under TSCA
October 6, 2023

Comment Period on Significant NEPA Revisions Ends on September 29
September 26, 2023

EPA, Army Corps Amend 'Waters of the United States' Rule Following Sackett v. EPA
September 11, 2023

New Interim NJDEP Soil Remediation Standards for GenX Chemicals
June 20, 2023

Supreme Court Curtails Federal Jurisdiction Over Wetlands Under Clean Water Act
June 7, 2023

NJ Highlands Council Announces New Policy Restricting Warehouse Developments
May 25, 2023

Reinstated Superfund Excise Tax—Safe Harbor Rule Protection to End Q3 2023
May 19, 2023

NJDEP Adopts Environmental Justice Rules
April 21, 2023

EPA Considers Expanding List of PFAS Chemicals Regulated Under CERCLA
April 17, 2023

EPA's Second Listening Session on a Proposed Enforcement Discretion and Settlement Policy for PFAS Raises Concerns
March 27, 2023

"The 72nd Annual Atlantic Builders Convention Conference & Expo," New Jersey Builders Association
March 29, 2023

"Real Estate Round Table," Day Pitney
February 8, 2023

New Interim NJDEP Soil Remediation Standards for Per- and Polyfluoroalkyl Substances (PFAS)
October 21, 2022

NJ Economic Development Authority to Offer \$300 Million in Tax Credits for Brownfields Redevelopment
September 20, 2022

Tax Court Clarifies Exemption from Non-Residential Development Fee
August 3, 2022

NJDEP Proposes New Rules Implementing New Jersey's Environmental Justice Law
June 14, 2022

NJDEP Announces Emergency Rulemaking to Flood Hazard Area Control Act Rules
June 1, 2022

News

Chambers Recognizes Day Pitney with Elevated Rankings Across Practices and Attorneys
June 6, 2024

Day Pitney Partner Todd Terhune Recognized by Boy Scouts of America
June 27, 2023

Chambers USA 2023 Ranks 35 Day Pitney Attorneys and 13 Practices
June 1, 2023

Day Pitney Real Estate and Environmental Team Represents Merck in Sale of Kenilworth Headquarters
March 2, 2023

Chambers USA 2022 Ranks 34 Day Pitney Attorneys and 13 Practices
June 1, 2022

Day Pitney's New Environmental Vice Chair on Role
April 27, 2022

Day Pitney Welcomes New Environmental Partner Todd W. Terhune
April 25, 2022

In The Media

Day Pitney Highlighted in List of Commercial Real Estate Law Firms in New Jersey
Real Estate NJ, March 25, 2025

ESG Builds New Avenues in Environmental Law for Day Pitney
Connecticut Law Tribune, July 20, 2023

Environmental Justice in Action
EHS Daily Advisor, May 18, 2023

Property Plays: Merck, Fannie, Denver Airport
Law360, March 5, 2023

New Partners Yearbook 2023, New Jersey Law Journal
New Jersey Law Journal, March 2, 2023

On the Move & After Hours
New Jersey Law Journal, September 30, 2022

Day Pitney Adds Terhune as Partner, Vice Chair of Environmental Team
Real Estate NJ, April 26, 2022

Day Pitney Adds Environmental Group Vice Chair in NJ
Law360, April 25, 2022