

NEWS FROM DELAWARE'S OFFICE OF ENVIRONMENTAL PROTECTION, 12/04/12

The biweekly E-News Update features current information on the Divisions of Air Quality, Waste and Hazardous Substances, and Water public meetings, workshops, hearings, and regulatory documents available for public comment, as well as news updates. For those of you who are receiving the E-News Update for the first time, the subscription is FREE! Please sign up at the following link under the Divisions of Air Quality and Waste and Hazardous Substances:

<http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx>.

There is no form to fill out; it's done in three clicks! Suggestions? Additions? Please call Tracy Sargent at 302-739-9400, or send an email to tracy.sargent@state.de.us.

Published by DNREC Divisions of Air Quality, Waste and Hazardous Substances, and Water. Visit us at: www.awm.delaware.gov.

NEWS UPDATES

POLLY DRUMMOND HILL ROAD YARD WASTE SITE TO REOPEN TEMPORARILY - The Polly Drummond Hill Road yard waste demonstration drop-off site will remain open into the foreseeable future and at least through January 2013, subject to approval by the General Assembly, to ease a transition to a new private-public yard waste site, which is more centrally located for use by New Castle County residents and is scheduled to open later this month. The new site will be staffed and operated by Holland Mulch in partnership with DNREC and is expected to open for yard waste in late January. The site at 39 Brookhill Drive, Newark – centrally located off Rt. 72 and south of Interstate 95 – will accept Christmas trees only for recycling starting Dec. 26. Holland Mulch has contractually agreed to accept yard waste from Delaware residents free of charge for five years at the new site. Holland Mulch also operates a successful free yard waste site on Hay Road, near Claymont, that is another alternative for Delaware residents in disposing of yard waste. For additional information, Michael Globetti at (302) 739-9902 or visit: <http://www.dnrec.delaware.gov/News/Pages/Polly-Drummond-Hill-Road-Yard-Waste-site-to-reopen-temporarily.aspx>

DNREC ISSUES PENALTY ORDER TO FORMOSA PLASTICS CORP. OF DELAWARE FOR AIR POLLUTION VIOLATIONS - DNREC Secretary Collin O'Mara has issued a Notice of Administrative Penalty Assessment and Secretary's Order to Formosa Plastics Corporation of Delaware for violations of state and federal air quality regulations, state statute and its permit. The order includes a cash penalty of \$60,500 and an additional \$9,075 as cost recovery reimbursement to DNREC for expenses associated with the department's investigation. Formosa produces polyvinyl chloride ("PVC") resin from vinyl chloride monomer ("VCM") and vinyl acetate monomer ("VAM") at its facility located at 780 Schoolhouse Road in Delaware City. This resin is sold to companies for use in making various products such as containers, flooring and toys. This Order addresses numerous air quality violations that occurred between August 11, 2010 and July 12, 2012. Formosa Plastics Corporation of Delaware has 30 days to request a public hearing. For additional information, please contact Michael Globetti at (302) 739-9902 or visit: <http://www.dnrec.delaware.gov/News/Pages/DNREC-issues-penalty-order-to-Formosa-Plastics-Corp--of-Delaware-for-air-pollution-violations.aspx>

DNREC ISSUES PENALTY ORDER TO ST. FRANCIS HOSPITAL OF WILMINGTON FOR AIR QUALITY RECORD-KEEPING VIOLATIONS - DNREC Secretary Collin O'Mara has issued a Notice of Administrative Penalty Assessment and Secretary's Order to St. Francis Hospital for violations of state and federal air quality regulations, state statute and its air permit. The order calls for a cash penalty of \$21,860 and an additional \$3,279 as cost recovery reimbursement to DNREC for expenses associated with the department's investigation. The order, however, offers to St. Francis the option of suspending \$10,000 of the penalty on the condition that it comply with the order and engage in no future violations of state or federal law. If violations occur, St. Francis will be required to pay the \$10,000. St. Francis Hospital is located at 701 North Clayton Street in Wilmington where it provides medical services including surgery and emergency care, in addition to hosting office space for several medical practices. The Secretary's Order addresses numerous air quality recordkeeping violations that were discovered during a

February 7, 2012 inspection. St. Francis Hospital has 30 days to request a public hearing. For additional information, please contact Michael Globetti at (302) 739-9902 or visit:

<http://www.dnrec.delaware.gov/News/Pages/DNREC-issues-penalty-order-to-St--Francis-Hospital-of-Wilmington-for-air-quality-record-keeping-violations.aspx>

UPCOMING AIR, WASTE, & WATER-RELATED HEARINGS, MEETINGS, & EVENTS

ON-SITE SYSTEMS ADVISORY BOARD MEETING – The On-Site Advisory Board will hold their monthly meeting on December 5, 2012 from 9:15-11:00am in the WHS Conference Room, B228 in the R&R Building, 89 Kings Highway, Dover 19901. For additional information, please contact Dawn Baker at (302) 739-9948 or visit: <http://egov.delaware.gov/pmc/#agency114>

BROWNFIELDS ADVISORY COMMITTEE MEETING – December 6, 2012 – 9-12:30pm
Location: DNREC's office at 391 Lukens Drive, New Castle - 19720. The Brownfields Advisory Committee (BAC) is holding the meeting to review the new Delaware Regulations Governing Hazardous Substance Cleanup and provide input for DNREC's Brownfields Development Program. For additional information please contact Christina Wirtz at (302) 395-2600 or visit: <http://egov.delaware.gov/pmc/Event/Details/18732>

DE CITY REFINING COMPANY AIR PERMITTING APPLICATION PUBLIC HEARING –The Division of Air Quality (DAQ) will conduct a public hearing on an air permit application submitted by Delaware City Refining Company (DCRC) to restart the Unit 33 Ether Plant Cooling Tower which has been out of service since 2002, at the Delaware City Refinery. The application states this cooling tower manufactured by GEA Thermal Dynamic Inc. (Model No. TD-3636-3-3040 CXSF) has a design water circulation rate of 30,000 gallons per minute and will result in annual air emissions increases of 5.5 tons of volatile organic compounds and 1.7 tons of particulate matter. The public hearing on the air quality application will be held on December 19, 2012, beginning at 6:00 p.m. at the Delaware City Library, Corporate Room, 250 5th Street, Delaware City. For additional information, please contact Ravi Rangan at (302) 323-4542 or visit:
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1671&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DOCUMENTS AVAILABLE FOR PUBLIC COMMENT OR APPEAL

AIR QUALITY PERMITTING PROGRAM – Notice has been given that the facilities listed below have submitted applications for air quality management permits. The applications, the “draft/proposed” permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the “draft/proposed” permit, may be inspected at the offices of the Division of Air Quality, 655 S. Bay Road, Dover and 715 Grantham Lane, New Castle. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, 655 S. Bay Road, Suite 5 N, Dover, DE 19901. To submit comments, for additional information, or for an appointment to inspect the application, please contact Laura Bogus at (302) 739-9402.

7 DE ADMIN. CODE 1102 NATURAL MINOR PERMIT APPLICATIONS – Notice is hereby given that:

Zack Excavating, Inc., requests a construction permit to install a mobile 300 TPH crusher/screener at the following facilities: 2935 South DuPont Blvd., Smyrna, Kent County; 161 Twin Oak Drive, Cheswold, Kent County; 315 Cherry Lane, New Castle, New Castle County; and 18195 DuPont Hwy., Harrington, Kent County. The crusher has the potential to emit (PTE) 0.039 TPY HC, 2.33 CO, 3.69 NOx, 2.42 SOx, 18.6 TPY PM10, and 50.1 TPY PM. By Permit# APC-2013/0061-CONSTRUCTION, actual emissions will not exceed 0.003 TPY HC,

0.13 TPY CO, 0.25 TPY NOx, 0.19 TPY SOx, 0.22 TPY PM10, and 0.55 TPY PM. A public hearing on any of the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing by December 10, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1683&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

TITLE V SYNTHETIC MINOR PERMIT APPLICATIONS - Notice is hereby given that

American Air Liquide Delaware Research and Technology Center has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for construction of the modified Outdoor Combustion Test Platform(OCTP)(APC-2007/0016

Construction(Amendment6)(VOC)(RACT) which includes the addition of flue gas recycle and fuel and oxidizer preheat capability, a heat sink and a duct heater with an increase in the power input of the OCPT from 5 megawatts (17 million BTUs per hour) to 10 megawatts (34 million BTUs per hour) at 200 GBC Drive Newark, Delaware. American Air Liquide Delaware Research and Technology Center requests a limit for NOx= 5.62 TPY, SO2 = 4.27 TPY, CO = 1.48 TPY, PM = 0.67TPY, VOC= 0.20 TPY These limits are necessary to restrict American Air Liquide Delaware Research and Technology Center potential to air emit pollutants, and the limit will be enforceable by the EPA and the state. Total estimated emissions from the facility are: NOx= 17.15 TPY, SO2 = 4.28 TPY, CO = 9.55 TPY, PM = 1.50 TPY, VOC= 18.7 TPY A public hearing concerning the permitting action will not be held unless the Secretary of DNREC receives a request for a hearing by December 11, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1663&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Eastern Shore Natural Gas Company has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 to install formaldehyde (CH2O) Non Selective Catalytic Reduction (NSCR) catalysts on two (2) compressor engines at 17035 Black Cherry Drive, Bridgeville, Delaware. Eastern Shore Natural Gas Company, requests a formaldehyde (CH2O) limit of 2.7 ppmvd or a reduction of 76% or greater. These limits are necessary to comply with 40 CFR Part 63 Subpart ZZZZ, National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and the limit will be enforceable by the EPA and the state. Total estimated CH2O emissions from the two (2) engines after the NSCR catalyst controls are 0.2 TPY. A public hearing on the above application will not be held unless the Secretary of DNREC receives a request for a hearing by December 18, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1669&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Bracebridge Corporation has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 to modify their existing permit to add two natural gas fired emergency generators (350 kW each) and three natural gas fired boilers (3 MMBtu/hr each) and to replace three natural gas fired water

heaters with three new water heaters (two- 1 MMBtu/hr and one- 0.5 MMBtu/hr) at 1100 North King Street, Wilmington. Bracebridge Corporation requests a limit for nitrogen oxide emissions. These limits are necessary to restrict Bracebridge Corporation's potential to emit air pollutants, and the limits will be enforceable by the EPA and the state. Total estimated emissions from the facility are 21.9 tpy of NOX, 11.67 tpy of CO, 1.30 tpy of SO2, 1.13 tpy of PM10, and 1.13 tpy of VOCs. A public hearing on the above application will not be held unless the Secretary of DNREC receives a request for a hearing by December 18, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1668&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

INVISTA-Seaford Plant has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for a permit amendment to derate the boiler designated as EU 005 from 220 MMBTU/hr to 80 MMBTU/hr at 25876 DuPont Road, Seaford. INVISTA-Seaford Plant requests a limit for an annual capacity factor for distillate oil of ten percent. These limits are necessary to restrict INVISTA-Seaford Plant's potential to emit air pollutants, and the limit will be enforceable by the EPA and the state. Total estimated emissions from the facility are: prior to the derating: 8.04 TPY of PM10; 31.27 TPY of NOx; 32.93 TPY of SOx; 79.37 TPY of CO; 5.21 TPY of VOC; and after the derating: 2.93 TPY of PM10; 17.81 TPY of NOx; 10.85 TPY of SOx; 28.86 TPY of CO; 1.86 TPY of VOC. A public hearing on the above application will not be held unless the Secretary of DNREC receives a request for a hearing by December 25, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1682&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

FEDERALLY ENFORCEABLE 7 DE ADMIN. CODE 1102 APPLICATIONS - Notice is hereby given that:

Ameresco Delaware Energy, LLC having a facility at 1107 Willow Grove Road, Sandtown has requested three federally enforceable 7 DE Admin. Code 1102 construction permits (Permit: APC-2013/0052, 0053 and 0054) for two 1 MW landfill gas fired generators and one purge gas flare. The permits will limit emissions to 19.89 tpy of NOX, 94.56 tpy of CO, 9.15 tpy of NMOC, 7.83 tpy of PM2.5, 13.48 tpy of SO2, and 25,613 tpy of CO2. Upon completion of construction, the Department will incorporate the operating conditions and limits of the 7 DE Admin. Code 1102 Construction permit into the facility's existing Title V permit (Permit: AQM-001/00247) via an Administrative Amendment. A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing by December 11, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1662&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

FMC BioPolymer having a facility at 1301 Ogletown Rd., Newark, has requested a federally enforceable 7 DE Admin. Code 1102 construction permit Draft/Proposed Permit: APC-2013/0026 CONSTRUCTION(FE)(PTE) for an 800 Vacuum System- EP-144. The permit will limit PM emissions for the vacuum unit

to 0.0002 lbs/hr and 0.001 tons/yr. Upon completion of construction, the Department will incorporate the operating conditions and limits of the 7 DE Admin. Code 1102 Construction permit into the facility's existing Title V permit AQM-003/00051 via an Administrative Amendment. A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing by December 11, 2012. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1661&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

SITE INVESTIGATION AND RESTORATION SECTION – The Division's Site Investigation and Restoration Section (SIRS) is responsible for the identification, evaluation and remediation of sites in Delaware that have had past releases of hazardous substances. The Section manages the contaminated sites under three major programs in accordance with the Hazardous Substance Cleanup Act (HSCA). The three programs are the Brownfields Development Program, the Voluntary Cleanup Program (VCP) and the HSCA Enforcement Program (for sites requiring enforcement action). The Brownfields Development Program encourages the cleanup and redevelopment of vacant, abandoned or underutilized properties, which may be contaminated. A party seeking to develop such a property negotiates with SIRS for a Brownfields Development Agreement (BDA) to perform an investigation and, if necessary, a remedial action or remedy, for the purpose of addressing the risks posed by past releases of hazardous substances at these sites. However, a BDA is only available to parties that are not current site owners. The Voluntary Cleanup Program (VCP) Agreement is available to site owners, who want to clean up their sites and are already liable as a potentially responsible party for the site. For site-specific information on the following sites, please see SIRS's superfund site files database at:

<http://docs.dnrec.delaware.gov/sirbsitefiles.cfm>. Proposed and final plans of remedial action are available online at: <http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx> under "Announcements."

NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE CONOWAY MILLER SITE (DE-1533) – The Site Investigation and Restoration Section (SIRS) is negotiating a Brownfields Development Agreement (BDA) with Perlmutter Management Group, Inc. regarding the Conaway Miller Site, located on Water and South Front Streets in Seaford. Identified by Sussex County as tax parcel numbers 431-00500-00-31401/31500-700/31900 and 42600, the 2.45 acre Site may have had a release of hazardous substances from past use as an auto repair station and gas station. For additional information, please contact Wilmer Reyes at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1659&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

FORMER CROWELL CORPORATION SITE (DE-1524) - The Site Investigation and Restoration Section (SIRS) has adopted a plan regarding the clean-up of the Former Crowell Corporation site located in Newport. The remedial action is to issue an Environmental Covenant restricting land use to commercial/industrial use, prohibiting land disturbing activities without prior notice to DNREC and prohibit the installation of wells or groundwater use. The Site is currently owned by Crowell Associates LLC, and is planned to be used for commercial/industrial use. DNREC issued public notice of the Proposed Plan for Former Crowell Corporation Site on October 24, 2012. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan until December 8, 2012. For additional information, please contact Morgan Price or Robert Newsome at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1673&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

AMENDED FINAL PLAN OF REMEDIAL ACTION FOR THE CLEVELAND AVENUE LANDFILL SITE (DE-0052)

- The Site Investigation and Restoration Section (SIRS) has adopted a plan regarding the clean-up of the Cleveland Avenue Landfill Site located in Newark. The Site is currently owned by the City of Newark. The proposed cleanup includes maintaining the fence surrounding the Site, restricting the Site to commercial use, restricting soil disturbance, modification to the long-term stewardship plan and developing a plan to safely handle soil should it be necessary to perform intrusive activity. DNREC issued public notice of the Amended Proposed Plan of Remedial Action for the Cleveland Avenue Site on October 24, 2012. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan until December 8, 2012. For additional information, please contact Lindsay Hall or Robert Newsome at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1672&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE FORMER WINGS TO GO SITE (DE-1513)

– The Site Investigation and Restoration Section (SIRS) is negotiating a Brownfields Development Agreement (BDA) with the Ministry of Caring, Inc. regarding the Former Wings to Go Site (Site) located at 1804 West 6th Street and 525 North Scott Street in Wilmington. Identified by New Castle County as tax parcel numbers 26-026.20-253 and 26.026.20-283, the 0.21 acre Site may have had a release of hazardous substances as a result of past use including storing an unregulated underground storage tank and historic fill at the Site. For additional information, please contact Morgan Price at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1670&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF NEGOTIATIONS AND PUBLIC COMMENT CONCERNING A SETTLEMENT AGREEMENT FOR THE SARDO AND SONS, OPERABLE UNIT 1B SITE (DE-1105)

– The Site Investigation and Restoration Section (SIRS) negotiated a Settlement Agreement with Marc-M Wilmington, LLC regarding the Operable Unit-1B portion of the Former Sardo and Sons Site, located at 640 Justison Street (Site) in Wilmington. The approximately 4.6 acre Site is known by New Castle County as tax parcel number 26-049.00-004. Investigations at the Site revealed exceedences of various semi volatile organic compounds and metals that may have been caused by historic activities on surrounding properties. The public comment period begins on November 28, 2012 and will close on December 18, 2012. For additional information, please contact Larry Jones at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1684&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

FINAL PLAN OF REMEDIAL ACTION FOR THE CROZIER CENTER SITE (OPERABLE UNIT-3) (DE-1428)

– The Site Investigation and Restoration Section (SIRS) has adopted a plan regarding the clean-up of Operable Unit 3 of the Crozier Center Site located in Newark. The cleanup includes developing a long-term plan to remove the free-product and monitor groundwater, restricting groundwater use, restricting slab or soil disturbance without DNREC'S prior approval, and developing a plan to safely handle soil/groundwater with the goal of making the site suitable for commercial use. The Site is owned by Buccini Pollin Group Office Partners XIII Iron Hill LLC (BPG) and BPG will continue to lease the property for use as an office building. DNREC issued a public notice of the Proposed Plan for Operable Unit 3 of the Crozier Center Site on October 10, 2012. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan until December 22, 2012. For additional information, please contact Rick Galloway or Robert Newsome at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1686&Source=http%3A%2F>

<http://www.dnrec.delaware.gov/Lists/Public%20Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE 333 SOUTH GOVERNORS AVENUE SITE (DE-0359) – The Site Investigation and Restoration Section (SIRS) is negotiating a Brownfields Development Agreement (BDA) with Dover Seafood Company, LLC, Delaware regarding the 333 South Governors Avenue Site located at 333 South Governors Avenue in Dover. Identified by Kent County as tax parcel number 2-05.07709-04-4700, the 0.19 acre Site may have had a release of hazardous substances from past use as a gas station. For additional information, please contact Stephen Johnson at (302) 395-2600 or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1685&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WELL PERMIT APPLICATIONS – Notice is hereby given:

Masten Partners, LP needs to construct an irrigation well that is proposed to be 100' deep and 12-inch in diameter. The site is north of Milford neck road and West of Mosley Road. The well is located 8 miles NE of Milford. The desired capacity of this well is 800 gpm.

TP One LLC needs to construct two irrigation wells that are proposed to be 100' deep and 12-inch in diameter. The first well is located west of Rt 113 and south of Rich R. The second well is north of Avenue of Honor and east of Bethesda Road. The location is located 3 miles NW of Millsboro. The combined desired capacity of these well is 1600 gpm.

Schiff Farms Inc. needs to construct two irrigation wells that are proposed to be 90' deep and 8-inch in diameter. The site is north of Spectrum Farm road and East of John Hurd Road. The well is located 3 miles SW of Felton. The combined desired capacity of these wells is 1200 gpm. A public hearing on the applications above will NOT be held unless the Secretary of DNREC receives a request for hearing by December 17, 2012. For additional information, please contact Patty Murray at (302) 739-9945 or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1687&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

FORMAL VARIANCE

Joseph Capece representing One Stop Shop has applied for a Formal Variance under Section 11.00 of The Regulations Governing the Construction and use of Wells to construct a Miscellaneous Public well to serve the facility. The property is located at 2098 Bay Road Milford. Tax map parcel MD 00-152.00-01-50.00.

A public hearing on the applications above will NOT be held unless the Secretary of DNREC receives a request for hearing by December 17, 2012. For additional information, please contact Patty Murray at (302) 739-9945 or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1687&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NPDES PERMITS – The Division of Water Resources, hereby gives notice that Bilcare Research, Inc. has applied for reissuance of its National Pollutant Discharge Elimination System permit (“NPDES” Permit No. DE0051039 and State Number WPCC 3025C/71) to discharge treated process wastewater and storm water associated with industrial activity to the Delaware River and to unnamed tributaries to Dragon Run Creek and Red Lion Creek from their facility located at 1389 School House Road in an unincorporated area of New Castle County, northwest of Delaware City. On the basis of a preliminary staff review and application of lawful standards and regulations, the Department proposes to reissue the referenced permit, subject to certain effluent limitations and conditions. The proposed determinations are tentative.

A public hearing on the above will NOT be held unless the Secretary of DNREC receives a request by December 21, 2012. For additional information, please contact John DeFriece at (302) 739-9946 or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1674&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WETLANDS AND SUBAQUEOUS LANDS SECTION - Applications below are available for inspection or copies may be obtained by contacting: Gayle Calder, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover – 19901, or by calling (302) 739-9943. A public hearing on the applications below will NOT be held unless the Secretary of DNREC determines that a hearing is in the public interest or if a written meritorious objection to the application is received within 20 days of the initial notice.

SUBAQUEOUS LANDS PERMIT AND WATER QUALITY APPLICATION

Vincent Walsh, Thomas Sheridan(Tax Parcel No 335-4.19-84.01) — To maintenance dredge to a depth of 5 feet below mean low water, dredging 100 cubic yards of material from the Lewes and Rehoboth Canal adjacent to 358 Pilottown Road, and to dispose of the dredged material by hydraulic pipeline at an existing upland disposal site across the waterway south of Cedar Avenue, Lewes. For additional information, please visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1675&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SUBAQUEOUS LANDS APPLICATIONS

Joseph and Janet Brady (Tax Parcel # 133-17.10-6.00) – To maintain an 5 by 19 foot pier and 5 by 5 foot dock in the Indian River at 233 River Road, Millsboro. For additional information, please visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1675&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SUBAQUEOUS LANDS LEASE AND MARINA PERMIT APPLICATION –

Dewey Beach Enterprises (Tax Parcel # 3-34-23.61-1.00) To construct an 8 by 330 foot public access walkway with an 8 by 48 foot and 8 by 32 foot crabbing/fishing platform, a 6 by 244 foot pier with ten 2 by 20 foot finger piers and a 6 by 44 foot dock, extend an existing outfall pipe by 50 feet, install a 6 by 90 foot stone rip-rap groin and extend the existing beach by approximately 80 feet by placing 2,000 cubic yards of sand in the Rehoboth Bay at 124 Dickinson Street, Dewey Beach. For additional information, please visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1675&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

EMPLOYEE UPDATE

Effective December 1, Division of Water's Program Manager Sue Marsett retired from the Groundwater Discharges Section.

CONTACT INFORMATION

24-Hour Report and Spill Notification Line - 1-800-662-8802
Aboveground Storage Tanks - 302-395-2500
Air Quality - New Castle Office - 302-323-4542
Asbestos New Castle - 302-323-4542
Asbestos Kent & Sussex - 302-739-9402
Biosolids Permits - 302-739-9946
Boiler Safety - 302-744-2735
Brownfields - 302-395-2600
Delaware Estuary Program - 302-739-9949
Division of Air Quality Director's office - 302-739-9402
Division of Waste and Hazardous Substances Director's Office - 302-739-9400
Division of Water Director's Office - 302-739-9950
Dock/Dredging/Bulkheads/Rip-Rap/Wetlands & Subaqueous Lands – 302-739-9943
Emergency Prevention and Response - 302-739-9404
Environmental Crimes Unit - 302-739-9401 or 1-800-662-8802
Hazardous Waste - 302-739-9403
Loans & Grants for Wastewater and Septics (Financial Assistance Branch) - 302-739-9941
Medical Waste - 302-739-9403
Non-Hazardous Liquid Waste Transporters - 302-739-9948
On-site Wastewater Licensing Program - 302-739-9948
Open Burning - 302-739-9402
Outreach Ombudsman - 302-395-2515
Recycling - 302-739-9403
Septic System Permits - Large Systems (Community & I/A) State-wide - 302-739-9948
Septic System Permits - Small Systems for Kent & New Castle Counties - 302- 739- 9947
Septic System Permits - Small Systems for Sussex County & Holding Tank Compliance Program - 302-856-4561
Site Investigation & Restoration Branch (Superfund/Brownfields) - 302-395-2600
Solid Waste - 302-739-9403
Source Water Protection - 302-739-9945
Stormwater Permits - 302-739-9946
Surface Water Discharge Permits (NPDES) - 302-739-9946
Underground Injection Control & Spray Irrigation - 302-739-9948
Underground Storage Tanks - 302-395-2500
Wastewater Collection, Conveyance and/or Treatment Facility Construction Permits – 302-739-9946
Wastewater Treatment Facility Operators - 302-739-9946
Water Allocation Permits - 302-739-9945
Water Testing - Drinking Water (Division of Public Health) - 302-741-8630
Well Driller's License - 302-739-9944
Well Permits & Licensing - 302-739-9944