

The biweekly E-News Update features current information on the Divisions of Air Quality (DAQ), Waste and Hazardous Substances (WHS), and Water regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates.

Suggestions? Additions? Please call Caroline Miller Horton at 302-739-9400, or send an email to [caroline.miller-horton@state.de.us](mailto:caroline.miller-horton@state.de.us)

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Published by the Divisions of Air Quality, Waste and Hazardous Substances, and Water.

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## **SECRETARY'S ORDERS**

[Secretary's Order No. 2018-A-0053](#)

RE: FINAL EXEMPT ORDER: 7 DE Admin. Code 1134: Emission Banking and Trading Program

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

### **Water Supply Coordinating Council**

DNREC Division of Water / Water / Natural Resources and Environmental Control  
Quarterly Meeting, **October 18 at 10:00 AM**, Kent County Administration Building  
555 S Bay Rd, Dover DE 19901. Contact [kimberly.burris@state.de.us](mailto:kimberly.burris@state.de.us), 302-739-9945. You may also visit: <https://publicmeetings.delaware.gov/Meeting/60066>

### **Public Workshop on Draft Delaware Regulations Governing Hazardous Substance Cleanup DNREC Division of Waste and Hazardous Substances / Waste and Hazardous Substances / Natural Resources and Environmental Control**

The Department is holding two public workshops to accept comments and questions on the Draft Delaware Regulations Governing Hazardous Substance Cleanup (the Regulations).

**October 18 at 6:00 PM**, Department of Natural Resources & Environmental Control, 391 Lukens Dr, New Castle DE 19720. Contact [Jill.Hall@state.de.us](mailto:Jill.Hall@state.de.us), 302-395-2600 or visit: <https://publicmeetings.delaware.gov/Meeting/60652>

### **Public Workshop on Draft Delaware Regulations Governing Hazardous Substance Cleanup DNREC Division of Waste and Hazardous Substances / Waste and Hazardous Substances / Natural Resources and Environmental Control**

The Department is holding two public workshops to accept comments and questions on the Draft Delaware Regulations Governing Hazardous Substance Cleanup (the Regulations).

**October 23 at 10:00 AM**, Shoreline & Waterway Management, 901 Pilottown Rd, Lewes DE 19958. Contact [Jill.Hill@state.de.us](mailto:Jill.Hill@state.de.us), 302-395-2600 or visit: <https://publicmeetings.delaware.gov/Meeting/60653>

### **Public Hearing - Proposed Amendments to Delaware's Regulations Governing Hazardous Waste**

DNREC Division of Waste and Hazardous Substances / Waste and Hazardous Substances / Natural Resources and Environmental Control

Proposed Amendments to Delaware's Regulations Governing Hazardous Waste

**October 29 at 06:00 PM**, Richardson & Robbins Building, 89 Kings Hwy, Dover DE 19901. Contact [melissa.ferree@state.de.us](mailto:melissa.ferree@state.de.us), 302-739-9403. You may also visit: <https://publicmeetings.delaware.gov/Meeting/60687>

### **Board of Certification for Wastewater Operators Monthly Meeting (Updated)**

DNREC Division of Water / Water / Natural Resources and Environmental Control  
Regular Monthly Meeting of the Board of Certification for Wastewater Operators.

**November 07 at 09:00 AM**, Richardson & Robbins Building, 89 Kings Hwy, Dover DE 19901. Contact: [faye.wheeler@state.de.us](mailto:faye.wheeler@state.de.us), 302-739-9946 or visit: <https://publicmeetings.delaware.gov/Meeting/50808>

### **On-Site Systems Advisory Board**

DNREC Division of Water / Water / Natural Resources and Environmental Control  
Monthly Meeting

**November 07 at 09:15 AM**, Richardson & Robbins Building, 89 Kings Hwy, Dover DE 19901.

Contact [dawn.dryden@state.de.us](mailto:dawn.dryden@state.de.us) 302-739-9948 or visit:

<https://publicmeetings.delaware.gov/Meeting/56845>

### **Water Well Licensing Board**

DNREC Division of Water / Water / Natural Resources and Environmental Control  
Board Meeting, **November 13 at 09:30 AM**, Richardson & Robbins Building, 89 Kings Hwy  
Dover DE 19901. Contact [sarah.silves@state.de.us](mailto:sarah.silves@state.de.us) , 302-739-9944 or  
visit: <https://publicmeetings.delaware.gov/Meeting/56818>

### **Underground Storage Tank Advisory Committee Meetings**

DNREC Division of Waste and Hazardous Substances / Waste and Hazardous Substances /  
Natural Resources and Environmental Control

The purpose of the USTAC is for the Department to exchange ideas with and solicit feedback  
from stakeholders on different matters concerning underground storage tanks in Delaware.

**November 14 at 10:00 AM**, Department of Natural Resources & Environmental Control

391 Lukens Dr., New Castle DE 19720. Contact [alex.rittberg@state.de.us](mailto:alex.rittberg@state.de.us), 302-395-2500. You  
may also visit: <https://publicmeetings.delaware.gov/Meeting/60752>

### **Source Water Protection Citizen Technical Advisory Committee (CTAC) (Updated)**

DNREC Division of Water / Water / Natural Resources and Environmental Control  
Meeting, November 21 at 09:00 AM, Kent County Administration Building, 555 Bay Rd  
Dover DE 19901. Contact [douglas.rambo@state.de.us](mailto:douglas.rambo@state.de.us), 302-739-9945. You may also  
visit: <https://publicmeetings.delaware.gov/Meeting/56117>

## **DIVISION OF AIR QUALITY**

**OPT-IN! THE DELAWARE DIVISION OF AIR QUALITY (DAQ)** is committed to working with  
citizens to continuously optimize Delaware's air quality and protect public health, welfare, and the  
environment. To determine that the DAQ is meeting the air quality needs of the citizens across  
the state, we encourage you to participate in our opt-in list. In the future you will receive surveys  
that will allow us to analyze our performance. You can access the opt-in list by clicking:

[https://survey.co1.qualtrics.com/jfe/form/SV\\_1RGZGUYt8fSuqkB](https://survey.co1.qualtrics.com/jfe/form/SV_1RGZGUYt8fSuqkB)

**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, 100 W. Water Street, Suite 6A, Dover, 19904. **All comments and public  
hearing requests** should be mailed to the following address: DIVISION OF AIR QUALITY, 100  
W. Water Street, Suite 6A, Dover 19904. To submit comments, for additional information, or for  
an appointment to inspect the application, please contact Tracy Mattson at (302) 739-9402.

### **Title V Permit Renewal Applications**

Notice is hereby given that 1007 Market Condominium Association having a facility at  
1007 North Market Street, in Wilmington, Delaware, has submitted a request for permit  
renewal pursuant to 7 DE Admin. Code 1130, Section 7 (AQM-003/00049(Renewal  
4)). Based on the data and certifications contained in the application, the Division of Air  
Quality concludes that the applicant meets all applicable requirements promulgated by  
the Environmental Protection Agency (EPA) and the Department of Natural Resources  
and Environmental Control (DNREC). Therefore a “draft/proposed” permit renewal has  
been prepared. This “draft/proposed” permit renewal updates applicable requirements.  
The application, the “draft/proposed” permit renewal (AQM-003/00049(Renewal 4)) 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 renewal may be inspected at the offices of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, Delaware and 715 Grantham Lane, New Castle, Delaware. To submit comments, for additional information or for an appointment to inspect the application, please contact Tracy Mattson at the Dover Office at 739-9402.

The "draft/proposed" permit renewal is being submitted to EPA for concurrent processing. If there are no significant comments, the "draft/proposed" permit renewal will be issued as a final permit after expiration of the EPA review period.

A public hearing concerning the permitting action will not be held unless the Secretary of the Department of Natural Resources and Environmental Control receives a request for such hearing within thirty (30) days from the date of this notice, ending **October 16**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permit renewal's probable impact.

DIVISION OF AIR QUALITY, STATE STREET COMMONS 100 W. Water Street, SUITE 6A DOVER, DE 19904, (302) 739-9402. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4389&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **LEGAL NOTICE - TITLE V SYNTHETIC MINOR PERMIT APPLICATIONS**

Notice is hereby given that Delaware Health and Social Services, Herman Holloway Campus (DHSS) has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for a construction permit at 1901 N. DuPont Highway, New Castle, Delaware. The permit will consolidate previously issued permit terms and conditions and requirements for various emission units into a facility-wide permit.

DHSS requests a limit for fuel usage. These limits are necessary to restrict DHSS potential to emit air pollutants, and the limit will be enforceable by the EPA and the state. Total estimated emissions from the facility are: 14.50 tons/year of NOx, 11.84 tons/year of CO, 1.12 tons/year of PM, 1.55 tons/year of VOCs, and 0.15 tons/year of SO2.

The application, the "draft" permit: APC-2019/0003-CONSTRUCTION (NSPS) (SM), all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy or summary of other materials, if any, considered in preparing the "draft" permit may be inspected at the office of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, DE 19904. To submit comments, for additional information or for an appointment to inspect the public file, please contact Tracy Mattson in the Dover office at (302) 739-9402.

A public hearing concerning the permitting action will not be held unless the Secretary of the Department of Natural Resources and Environmental Control receives a request for such hearing within thirty (30) days from the date of this notice, ending **October 16**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permit's probable impact.

Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, DE 19904 (302) 739-9402. You may also

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4387&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **Title V Permit Renewal Applications**

Notice is hereby given that OSG Ship Management, Inc. having a facility at 100 Passwaters Drive, Milford, Delaware (Big Stone Anchorage), has submitted a request for permit renewal pursuant to 7 DE Admin. Code 1130, Section 7 for Operating Permit: AQM-005/00093 Renewal 4. Based on the data and certifications contained in the application, the Division of Air Quality concludes that the applicant meets all applicable requirements promulgated by the Environmental Protection Agency (EPA) and the Department of Natural Resources and Environmental Control

(DNREC). Therefore a “draft/proposed” permit renewal has been prepared. The application, the “draft/proposed” permit renewal, Permit: AQM-005/00093 Renewal 4, 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 renewal may be inspected at the offices of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, Delaware and 715 Grantham Lane, New Castle, Delaware. To submit comments, for additional information or for an appointment to inspect the application, please contact Tracy Mattson at the Dover Office at 739-9402.

The “draft/proposed” permit renewal is being submitted to EPA for concurrent processing. If there are no significant comments, the “draft/proposed” permit renewal will be issued as a final permit after expiration of the EPA review period.

A public hearing concerning the permitting action will not be held unless the Secretary of the Department of Natural Resources and Environmental Control receives a request for such hearing within thirty (30) days from the date of this notice, ending November 6, 2018. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permit renewal’s probable impact.

DIVISION OF AIR QUALITY, STATE STREET COMMONS 100 W. WATER STREET, SUITE 6A DOVER, DE 19904, (302) 739-9402. You may also

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4422&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **DIVISION OF WASTE AND HAZARDOUS SUBSTANCES**

**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 either the entire property, the expansion of the property, or the reuse of the property which may be hindered by the reasonable held belief that the property 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 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 owners or operators of the site. 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.

#### **NOTIFICATION OF PUBLIC COMMENT FOR A BROWNFIELD DEVELOPMENT AGREEMENT FOR THE LIDL GROCERY STORE SITE (DE-1643)**

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfield Development Agreement (BDA). A BDA is an agreement between DNREC and a Brownfield developer with respect to a Certified Brownfield Site that sets forth a scope of work and schedule of remedial activities during the development of the Site.

DNREC’s Site Investigation and Restoration Section (DNREC-SIRS) negotiated a BDA with Lidl US, LLC regarding the Lidl Grocery Store Site (Site) located at 122 North DuPont Road in Dover. The 7.23 acre Site is comprised of six (6) parcels identified on the tax maps of Kent County as parcel numbers 2-05-06818-01-2000-00 through 2-05-06818-01-2500-00. The Site may have had a release of hazardous substances as a result of past use as a gas station and dry cleaner. For more information, please see DNREC’s navigator at:

<http://www.nav.dnrec.delaware.gov/DEN3>.

The public comment period begins on Monday, October 1 and will close at the end of the

business day (4:30 p.m.) on Monday, **October 22**. Please submit written comments to the DNREC-SIRS Project Manager, Rick Galloway at DNREC-SIRS, 391 Lukens Drive, New Castle, DE 19720. A copy of the BDA is available at the office of DNREC – SIRS or by accessing the DNREC-SIRS' site files database.

Learn more about this Site and other Brownfields sites by accessing DNREC-SIRS' web page at <http://www.awm.delaware.gov/SIRB/Pages/Brownfields.aspx> or by contacting the DNREC-SIRS Project Manager, Rick Galloway at (302) 395-2600 or [rick.galloway@state.de.us](mailto:rick.galloway@state.de.us). For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4408&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **NOTIFICATION OF PUBLIC COMMENT FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR CITISTEEL, OPERABLE UNIT -7 (DE-0046)**

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfield Development Agreement (BDA). A BDA is an agreement between DNREC and a Brownfield developer with respect to a Certified Brownfield Site that sets forth a scope of work and schedule of remedial activities during the development of the Site.

DNREC's Site Investigation and Restoration Section (DNREC-SIRS) negotiated a BDA with the Delaware Department of Transportation regarding the CitiSteel, Operable Unit 7 Site (Site), located at 4001 Philadelphia Pike in Wilmington, Delaware. Identified by New Castle County as tax parcel number 06-059.00-165, the Site may have had a release of hazardous substances as a result of historical activities on Site. For more information, please see DNREC's navigator at: <http://www.nav.dnrec.delaware.gov/DEN3>.

The public comment period begins Thursday, October 11, 2018 and will close at the end of the business day (4:30 p.m.) on Tuesday, **October 30**. Please submit written comments to the DNREC-SIRS Project Manager, John Cargill at DNREC-SIRS, 391 Lukens Drive, New Castle, DE 19720. A copy of the BDA is available at the office of DNREC – SIRS or by accessing the DNREC-SIRS' site files database.

Learn more about this Site and other Brownfields sites by accessing DNREC-SIRS' web page at <http://www.awm.delaware.gov/SIRB/Pages/Brownfields.aspx> or by contacting the DNREC-SIRS Project Manager, John Cargill at (302) 395-2600 or [john.cargill@state.de.us](mailto:john.cargill@state.de.us). You may also visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4424&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**The Proposed and Final Plans of Remedial Action** listed below outline site cleanup activities and covenants and are available online at:

<http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx> under "Announcements." For site-specific information, please see DNREC's Environmental Navigator at:

<http://www.nav.dnrec.delaware.gov/DEN3>

### **LEGAL NOTICE - AMENDED FINAL PLAN OF REMEDIAL ACTION FOR THE Amer Industrial TECHNOLOGIES OU-2 (de-1268)**

The Department has adopted a plan regarding the clean-up of the Amer Industrial Technologies Operable Unit 2 (OU-2) located at 100 Amer Road, Fox Point Industrial Park in Wilmington, Delaware. The remedy consists of: 1) an environmental covenant restricting land use to commercial, limiting groundwater withdrawal, compliance with a contaminated material management plan (CMMP), compliance with the Long-Term Stewardship (LTS) Plan; 2) a CMMP for new construction or soil disturbing activities; 3) Excavate lead in Lead Area 1, consolidate and cap Lead Area 2; 4) Cap soil in Lead Area 3; and 5) Develop a DNREC approved LTS Plan to monitor the groundwater and cap.

DNREC issued a public notice of the Amended Proposed Plan for the Amer Industrial Technologies OU-2 Site on August 29, 2018. There were no comments or questions from the public regarding the Amended Proposed Plan. Details of the Amended Final Plan are available at

the DNREC office located at 391 Lukens Drive, New Castle, DE 19720 or online at: <http://www.nav.dnrec.delaware.gov/DEN3/>. For additional information, please contact Rick Galloway, Project Manager, at (302)395-2600 or [rick.galloway@state.de.us](mailto:rick.galloway@state.de.us). You may also visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4407&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **LEGAL NOTICE - AMENDED PROPOSED PLAN OF REMEDIAL ACTION FOR THE OYSTER HOUSE VILLAGE SITE (DE-1573) (Revised Version)**

The Department invites public comment on a proposal to clean up the Oyster House Village Site (DE-1573) located at south of Route 1 and west of Oyster House Road in Rehoboth Beach, Delaware. The Site consists of one (1) tax parcel totaling 4.5 acres. The Site is divided into a North Area and a South Area. The North Area has been impacted by methane in the soil caused by organic debris. The South Area has been impacted by metals and semi-volatile compounds (SVOCs). Groundwater has been impacted by pesticide, and one volatile organic compound (VOC).

The remedy consists of: 1) Placement of a cap in the South Area, 2) Submittal of a Remedial Action Work Plan (RAWP) for the North Area to remove buried organic debris and relocation of onsite or disposal off-site of any surface organic debris, 3) placement of an environmental covenant limiting land disturbing activities, limiting groundwater withdrawal, compliance with a contaminated material management plan (CMMP) and Long-Term Management Plan (LTS), 4) preparation of a CMMP for new construction or soil disturbing activities, 5) Development of a DNREC approved Long-Term Stewardship (LTS) Plan to monitor the cap.

Details of the Amended Proposed Plan are available at the office of DNREC (21309 Berlin Road, Suite 2, Georgetown, DE 19947), or online at <http://www.nav.dnrec.delaware.gov/DEN3/>

The comment period ends on **October 29**. For additional information, please contact Rick Galloway, Project Manager, at (302)395-2600 or [rick.galloway@state.de.us](mailto:rick.galloway@state.de.us). You may also visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4414&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **LEGAL NOTICE - FINAL PLAN OF REMEDIAL ACTION FOR THE HAMILTON PARK/PYLES LANE SITE – OPERABLE UNITS- 32 and 33 (DE-1284)**

The Department has adopted a plan regarding the clean-up of Operable Units 32 and 33 of the Hamilton Park/Pyles Lane Site, a residential neighborhood located in New Castle. The plan includes the removal of soil within the top two feet below ground surface (bgs) in select areas within each operable unit.

DNREC issued public notice of the Proposed Plan for Operable Units 32 and 33 of the Hamilton Park/Pyles Lane Site on September 12, 2018. There were no comments or questions from the public regarding the proposed remedial actions in the Proposed Plan. Details of the Final Plan are available at the office of DNREC-SIRS (391 Lukens Drive, New Castle, DE, 19720), or online at:

<http://www.nav.dnrec.delaware.gov/DEN3/> For additional information, please contact Lindsay Hall, Project Manager at (302) 395-2600 or via email at [Lindsay.Hall@state.de.us](mailto:Lindsay.Hall@state.de.us). For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4411&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **LEGAL NOTICE - FINAL PLAN OF REMEDIAL ACTION FOR THE WEST 7TH STREET SITE (DE-1078)**

The Department has adopted a plan regarding the clean-up of the West 7th Street Site located in Wilmington, DE. The Site, previously contained residential dwellings that were demolished and covered with contaminated urban fill material. The Site has also been suspected to have had potential impacts from nearby former auto repair facilities and a dry cleaning facility up-gradient of the Property. The Plan requires capping of the Site, and an Environmental Covenant limiting the withdrawal of groundwater, restricting the Site-use to non-residential, and compliance with a Contaminated Materials Management Plan.

DNREC issued public notice of the Proposed Plan for the West 7th Street Site on August 26,

2018. There were no comments or questions from the public regarding the Proposed Plan. Details of the Final Plan are available at the office of DNREC-SIRS (391 Lukens Drive, New Castle, DE, 19720), or online at: <http://www.nav.dnrec.delaware.gov/DEN3/> For additional information, please contact Eileen Capitoli, Project Manager at (302) 395-2600 or via email at [eileen.capitoli@state.de.us](mailto:eileen.capitoli@state.de.us). You may also visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4416&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easp&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

**LEGAL NOTICE - PROPOSED PLAN OF REMEDIAL ACTION FOR THE 119 North DuPont Highway Site (DE-1677)**

The Department invites public comment on a proposal to clean-up the 119 North DuPont Highway Site located in Dover. The Site, once used as a parking lot requires a sub-slab vapor intrusion mitigation system or equivalent, a Remedial Action Work Plan, an Environmental Covenant restricting Site use to commercial, a Contaminated Materials Management Plan, a Long Term Stewardship Plan, and a Remedial Action Completion Report. Details of the Proposed Plan are available at the office of DNREC-SIRS at 89 Kings Highway, Dover, DE 19901 or online at: <http://www.nav.dnrec.delaware.gov/DEN3/> The comment period ends on **October 30**. For additional information, please contact Meghan Crystall, Project Manager at (302) 395-2600 or via email at [Meghan.Crystall@state.de.us](mailto:Meghan.Crystall@state.de.us). You may also

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4425&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easp&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

**DIVISION OF WATER – GROUNDWATER DISCHARGES SECTION**

**LEGAL NOTICE - NON-HAZARDOUS LIQUID WASTE TRANSPORTERS PERMIT (RENEWAL)**

Slaughter Septic Services, Inc. has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE WH-250 which allows for the transport of septage and holding tank waste to be disposed of at the Sussex County Sewer System, Town of Laurel Wastewater Treatment Facility, and City of Seaford Sewage System.

**RURAL AREA WAIVER**

Carl & Patricia Deputy (Tax # SM 135.00-01-07.00) have applied for a Rural Area Waiver (RAW) pursuant to Section 5.6.3 of The Regulations Governing the Design, Installation and Operation of On-Site Wastewater Treatment and Disposal Systems. The 10.70 acre parcel is located at 926 Jump School House Road, Felton, Delaware. The proposed on-site wastewater treatment and disposal system (OWTDS) would be an elevated sand mound with advanced nitrogen removal that meets performance standard nitrogen level 3 (PSN3). The OWTDS would serve a single family, four bedroom, dwelling with a design flow not to exceed 480 gallons per day.

The above mentioned applications may be inspected by contacting:

Kathleen Saunders, Groundwater Discharges, 89 Kings Highway, Dover, DE 19901 [Kathleen.Saunders@state.de.us](mailto:Kathleen.Saunders@state.de.us), (302) 739-9948. A public hearing on the above applications will NOT be held unless the Secretary of DNREC determines that a public hearing is in the public interest or if a written meritorious objection to the application is received within 15 days from this notice. A public hearing request shall be deemed meritorious if it exhibits a familiarity with the application and provides a reasoned statement of the action's probable impact. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4417&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easp&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

**DIVISION OF WATER - WATER SUPPLY** - The Division of Water hereby gives notice that the following Well permit application has been received. For additional information concerning the applications below, please contact Water Supply Section - 89 Kings Highway, Dover, 19901; email [Water.Allocation@state.de.us](mailto:Water.Allocation@state.de.us); or by phone at (302) 739-9945.

### **LEGAL NOTICE - Alternative Method of Compliance**

Arthur Jones representing Trinity Faith Christian Center has applied for an Alternative Method of Compliance under Section 12.0 of The Delaware Regulations Governing the Construction and Use of Wells to construct a Public well to serve the Faith Christian Center facility. The property is located at 2240 Lewes/Georgetown Highway, Georgetown DE, 19947. Tax map parcel 1-35-15.00-83.00.

Water Supply Section, 89 Kings Highway, Dover, DE 19901, (302) 739-9945,  
[Water.Allocation@state.de.us](mailto:Water.Allocation@state.de.us)

A public hearing on the above applications will NOT be held unless the Secretary of DNREC determines that a public hearing is in the public interest or if a written meritorious objection to the application is received within 15 days from this notice. A public hearing request shall be deemed meritorious if it exhibits a familiarity with the application and provides a reasoned statement of the action's probable impact. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4421&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

**DIVISION OF WATER - SURFACE WATER DISCHARGES** – The Division of Water hereby gives notice that the following permit applications have been received.

### **LEGAL NOTICE - DNREC – Division of Water, Surface Water Discharges Section**

Wastewater Facilities Construction Permit Application

The Delaware Department of Natural Resources and Environmental Control, Division of Water, hereby gives notice that a permit application has been received from:

Artesian Wastewater Management proposes to construct approximately nineteen thousand six hundred and fifty-eight linear feet (19,658 LF) of twelve (12) inch diameter force main along Harbeson Road (Rt. 5) starting approximately one thousand (1,000) feet south of the Rt. 9 intersection and continuing to Stockley Road up to the Heron Bay and Woodgate Subdivisions. Artesian also proposes to construct four thousand eight hundred and seven linear feet (4,807 LF) of twelve (12) inch diameter force main starting east of Coolspring Road in the proposed Woodridge Subdivision and continuing approximately six hundred (600) feet south along Beaver Dam Road adjacent to the Spring Breeze Subdivision in Sussex County, Delaware.

Questions regarding the applications and plans for the above are available for inspection by contacting:

Greg Pope, P.E., Environmental Finance, Office of the Secretary, Enterprise Business Park 97 Commerce Way, Suite 106, Dover, DE 19904, (302) 739-9941.

A public hearing concerning the above application will NOT be held unless the Secretary of DNREC determines that a hearing is in the public interest or if a written meritorious request for a hearing is received on or before **October 17**. A request for a public hearing shall be deemed meritorious if it exhibits a familiarity with the application and provides a reasoned statement of the permit's probable impact. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4410&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **LEGAL NOTICE - DNREC – Division of Water, Surface Water Discharges Section NPDES Permits**

The Department of Natural Resources and Environmental Control, Division of Water, hereby gives notice that City of Seaford has requested to modify its National Pollutant Discharge System (NPDES) Permit No. DE 0020265 (State Number WPCC 3161F/74) to discharge effluent from its Wastewater Treatment Facility located at 403 Nanticoke Avenue in Seaford, Sussex County, Delaware to the Nanticoke River. The current permit includes a compliance schedule to meet final copper, nitrogen, and phosphorus limits. However, based on the development of the western Sussex County regional sewer district and the adoption of the new freshwater standard for copper, the current compliance schedule needs to be modified and the current copper limits need to be revised. All other current effluent limitations, operational, monitoring, and reporting conditions remain the same.

Based on a preliminary staff review and application of lawful standards and regulations, the



Department proposes to modify this permit, subject to certain effluent limitations and conditions. The proposed determinations are tentative. Persons wishing to comment upon or object to the proposed determinations are invited to submit same in writing to the Surface Water Discharges Section of the Division of Water, at the address listed below, no later than 30 days from this notice. All comments received prior to said date will be considered in the formulation of final determinations regarding this permit.

A public hearing on the above will NOT be held unless the Secretary of DNREC receives a request by 4:30 pm on **October 26**, or if the Secretary determines that a public hearing is in the public interest. A request for a hearing shall be in writing and shall state the nature of the issues to be raised at the hearing. It must also show familiarity with the proposal and a reasoned statement of the permit's probable impact.

The applications, fact sheets, and permits are available for inspection or copies may be obtained by contacting: Division of Water, Surface Water Discharges Section, 89 Kings Highway, Dover, Delaware 19901, (302) 739-9946. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4404&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

## **DIVISION OF WATER - WETLANDS SECTIONS**

### **Subaqueous Lands Lease, Wetlands Application, and Notice of Public Hearing**

**Silver Run Electric, LLC**-To construct a 230-kilovolt (kV) alternating current (AC) electric transmission line, connecting the PSE&G Hope Creek Substation expansion on Artificial Island, Salem County, New Jersey, to the proposed Silver Run Substation located at 471 Silver Run Road, Middletown, New Castle County, Delaware.

The proposed Delaware-portion of the alignment begins at the Silver Run Substation, with overhead transmission lines running 2-miles east, spanning the Appoquinimink River and crossing the Augustine Wildlife Area, until reaching an off-shore transition structure in the Delaware River. From the transition structure, 3-miles of submarine cables are proposed to be installed via water jetting technology beneath the riverbed until reaching the New Jersey shoreline.

Seven (7) transmission line structures will be located in State-regulated wetlands, resulting in 1,920 square feet of temporary impacts and 287.5 square feet of permanent impacts for vibratory caisson foundation construction. The total impact area to the Delaware side of the river is approximately 45.1-acres. Structures in wetlands will be installed via heavy lift helicopter construction and vibratory hammer.

Pursuant to the requirements of the Subaqueous Lands Act (7 Del C., Chapter 72) the Wetlands Act (7 Del C., Chapter 66) and the Regulations Governing the Use of Subaqueous Lands and the Wetlands Regulations, the Department of Natural Resources and Environmental Control will conduct a public hearing on Thursday November 1, 2018, from 6:00 PM to 8:00 PM at DNREC's Lukens Drive Facility, located at 391 Lukens Drive, New Castle, DE.

The purpose of the hearing is to solicit the views of interested parties in specific regards to the application filed by Silver Run Electric as described above.

The application and supporting documents may be inspected at the office of the DNREC, Division of Water, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover, Delaware, by appointment between 8:15 a.m. and 4:15 p.m., Monday through Friday. Comments concerning this application should be made in writing to the Division within twenty (20) days from the date of this notice. For additional information, or an appointment to inspect these documents, please call (302) 739-9943.

Public comments may be presented at the public hearing either orally or in written form. Persons who want to pre-register to speak at the public hearing and those who want to submit written public comments should send such preregistration and comments to: Gayle Calder, Division of Water, 89 Kings Highway Dover, Delaware 19901.

These Documents/Applications above are available for review by contacting:

Gayle Calder, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover, DE 19901 (302) 739-9943, FAX (302) 739-6304. If you have any comments, please return this memo to this

office by **October 30**. For more information

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4423&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

## **CONTACT INFORMATION**

### **24-Hour Environmental Report and Spill Notification Line - 1-800-662-8802**

Aboveground Storage Tanks - 302-395-2500  
Air Quality - New Castle Office - 302-323-4542  
Air Quality – Kent & Sussex – 302-739-9402  
Asbestos New Castle - 302-323-4542  
Asbestos Kent & Sussex - 302-739-9402  
Biosolids Permits - 302-739-9946  
Boiler Safety - 302-395-2500  
Brownfields - 302-395-2600  
Community Ombudsman - 302-739-9040  
Community Services - 302-739-9959  
Delaware Estuary Program - 302-739-9283 (Delaware Coastal Management Program)  
Division of Air Quality Director's Office - 302-739-9402  
Division of Energy & Climate - 302-735-3480  
Division of Waste and Hazardous Substances Director's Office - 302-739-9400  
Division of Water Information - 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  
Environmental Laboratory - 302-739-9942  
Hazardous Waste - 302-739-9403  
Hazardous Chemical and Toxic Release Inventories – 302-739-9404  
Industrial Stormwater Permits - 302-739-9946  
Loans & Grants for Wastewater and Septic's (Environmental Finance) - 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 - 302-395-2600  
Recycling - 302-739-9403  
Septic System Permits - Large Systems (Community & I/A) Statewide - 302-739-9948  
Septic System Permits - Small Systems for Kent & New Castle Counties - 302-739-9947  
Septic System Permits - Small Systems for Sussex Co. & Holding Tank Compli. Program - 302-856-4561  
Site Investigation & Restoration Section (Superfund/Brownfields) - 302-395-2600  
Small Business Ombudsman - 302-739-9069  
Solid Waste - 302-739-9403  
Source Water Protection - 302-739-9945  
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  
Water Supply - 302-739-9945  
Well Driller's License - 302-739-9944  
Well Permits & Licensing - 302-739-9944  
Wells - 302-739-9944  
Wetlands and Subaqueous Lands Section - 302-739-9943