

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. For those of you who are receiving the E-News Update for the first time, the subscription is FREE!

Please sign up at: <http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx> under "Division of Waste & Hazardous Substances Lists." There is no form to fill out; it's done in three clicks!

Suggestions? Additions? Please call Kathy Nedelka at 302-739-9400, or send an email to katherine.nedelka@state.de.us

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

Visit us at: www.awm.delaware.gov

SECRETARY'S ORDERS

[Secretary's Order No. 2016-A-40](#)

RE: Pursuant to 7 Del. C. § 6005(b) (3), issued to Nemours Foundation, Inc. and Alfred I. DuPont Hospital for Children for violation of 7 DE Admin. Code 1100 ("Air Quality Regulations") and its permits.

[Secretary's Order No. 2016-WH-0035](#)

RE: Notice of Administrative Penalty Assessment and Order pursuant to 7 Del. C. § 6005 issued to Formosa Plastics Corporation in violation of 7 Del. C. Chapters 60 and 63 and 7 DE Admin. Code 1302, Delaware's Regulations Governing Hazardous Waste ("DRGHW").

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

ON-SITE SYSTEMS ADVISORY BOARD MEETING – will be held on **October 5** from 9:15am to 11:30am at the Richardson and Robbins Building, Conference Room B228: 89 Kings Highway, Dover, DE, 19901. For additional information, contact Dawn Dryden 302-739-9948 or visit: <https://egov.delaware.gov/pmc/Event/Details/38730>

WATER WELL LICENSING BOARD MEETING – The purpose of this meeting is to review and approve well driller/pump installer applications. Meeting will take place on **October 11** from 9:30am to 11:30am at DNREC Conference Room B172, 89 Kings Highway, Richardson and Robbins Building Dover, DE, 19901. For additional information contact Lori Foraker at 302-739-9944 or visit: <https://egov.delaware.gov/pmc/Event/Details/38745>

WATER INFRASTRUCTURE ADVISORY COUNCIL – will discuss Clean Water, Drinking Water, and Storm water Issues on **October 19** from 9:00 AM to 12:00 PM. This meeting will take place at Kent County Administrative Complex Room 220 555 S. Bay Road Dover, DE, 19901. For additional information contact Laura Rafferty 302-739-9941; or visit: <https://egov.delaware.gov/pmc/Event/Details/31967>

PUBLIC WORKSHOPS FOR PROPOSED CHANGES TO THE DELAWARE AIR REGULATIONS AND DELAWARE'S STATE IMPLEMENTATION PLAN (SIP) - The department will conduct two (2) public hearings on proposed amendments to Delaware air regulations and Delaware's State Implementation Plan (SIP). The hearings will address amendments to 7 DE Admin. Code 1125 regarding the calculation of greenhouse gas (GHG) emissions and to 7 DE Admin. Codes 1104, 1105, 1124 and 1142 to satisfy US EPA requirements related to air emissions during equipment start-up and shutdown as required by EPA's SIP Call (80 FR 33840). The hearings will be held on **October 25** beginning at 6 p.m. at the State Street Commons Training Room, 100 W. Water Street, Suite 6A, Dover. The first of the hearings will begin at 6

p.m., followed by the second hearing. For additional information on the two hearings, please contact David Fees at (302) 739-9402; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3415&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WATER INFRASTRUCTURE ADVISORY COUNCIL MEETING - The purpose of the meeting is to exchange ideas with and solicit feedback from stakeholders on different matters concerning underground storage tanks in Delaware. Meeting will take place on **October 26** from 10 AM to 12 PM at DNREC - Lukens Drive Offices Conference Room A, 391 Lukens Dr. New Castle, DE 19720. For additional information contact Alex Rittberg, 302-395-2500; or visit: <https://egov.delaware.gov/pmc/Event/Details/38876>

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

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 Penny Gentry at (302) 739-9402.

NOTICE HAS BEEN GIVEN THAT NORAMCO has requested permission to make changes to an existing process train at their facility located at 500 Swedes Landing Road, in Wilmington. The changes will include the replacement of a reactor, the recommissioning of an existing reactor, and the installation of two condensers. The changes will be permitted under Permit: APC-2016/0083-Construction. This action will not make any changes to the facility-wide emissions and will not contravene any existing term in the facility's Title V permit. A public hearing on any of the above applications will not be held unless the Secretary receives a request for a hearing regarding that application by **October 10**. A request for a hearing shall be in writing and must show a familiarity with the permit and a reasoned statement of the permit's probable impact. For additional information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3431&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE HAS BEEN GIVEN THAT Bilcare Research Inc. requests a Natural Minor permit to construct a Calendar Laminating Process at their 1389 Schoolhouse Road, Delaware City, New Castle County, Delaware facility. The Calendar Laminating Process will be permitted to emit 0.24 pounds per day and 0.036 tons per twelve (12) month rolling period VOC's, 4.8 pounds per day and 0.876 tons per twelve (12) month rolling period NOx; 0.029 pounds per day and 0.004 tons per twelve (12) month rolling period SOx; 3.84 pounds per day and 0.55 tons per twelve (12) month rolling period CO and 0.34 pounds per day and 0.05 tons per twelve (12) month rolling period PM. APC-2017/0036-CONSTRUCTION. A public hearing on any of the above applications will not be held unless the Secretary receives a request for a hearing regarding that application

by **October 17**. A request for a hearing shall be in writing and must show a familiarity with the permit and a reasoned statement of the permit's probable impact. For additional information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3442&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE HAS BEEN GIVEN THAT, Kent County Levy Court WWTP requests permission for the operation of one existing (1) emergency generator, rated 1,000 kW (1,350HP) at 150 E. Water Street in Dover, Kent County Delaware. The engine used in this generator set complies with U. S. EPA regulations under the provisions of 40 CFR 89, Non-Road Tier 1 emissions limits. Permit # APC-2016/0104-CONSTRUCTION/OPERATION (GACT). A public hearing on any of the above applications will not be held unless the Secretary receives a request for a hearing regarding that application by **October 17**. A request for a hearing shall be in writing and must show a familiarity with the permit and a reasoned statement of the permit's probable impact. For additional information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3441&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTICE HAS BEEN GIVEN THAT FMC Health and Nutrition - 1301 Ogletown Road, Newark has requested a federally enforceable 7 DE Admin. Code 1102 construction permit (APC-2017/0009 – CONSTRUCTION (FE)) for a new baghouse to replace the existing EP-124 baghouse of CMC Conveying System #1, which is nearing the end of its life. The new baghouse will be permitted to emit 0.25 ton of particulate matter (PM10) per year. 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 (Renewal 3) (Revision 4)) via an Administrative Amendment. A public hearing concerning the permitting action will not be held unless the agency Secretary receives a request for such hearing by **October 18**. A request for a hearing shall be in writing and must show a familiarity with the permit and a reasoned statement of the permit's probable impact. For additional information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3410&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WHS - 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.

NOTIFICATION OF NEGOTIATIONS AND PUBLIC COMMENT FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE LEWES COAL GAS SITE (DE-0190). SIRS negotiated a BDA with Hotel California LLC regarding the Lewes Coal Gas Site (Site), located along W SD Kings Highway in Lewes. Identified by Sussex County as tax parcel number 3-35-8.15-048.01, the 0.73 acre Site had a release of hazardous substances as a result of past use as a coal gasification plant. The public comment period began on September 26 and will close on **October 17**. For additional information contact Project Manager, Stephen Johnson at (302) 395-2600; or by visiting: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3428&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%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>

PROPOSED PLAN OF REMEDIAL ACTION FOR 3006 Lancaster Ave Site Wilmington (DE-1568). The Department invites public comment on a proposed plan for the 3006 Lancaster Ave Site located in Wilmington. The conceptual development plan for the site includes a commercial function based around automotive servicing and repair. The comment period ends on **October 10**. For additional information, please contact Meghan Crystall, Project Manager at (302) 395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3419&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR FORMER PLAYTEX PROPERTY DOVER (DE-1552). The Department invites public comment on a proposal to address site conditions at the Former Playtex Property Site located at 519 East Division Street, Dover. The 9.3-acre Site consists of one large main building and pavement with some open grassy land in a mixed residential/commercial area. The comment period ends on **October 10**. For additional information, please contact Rick Galloway, Project Manager at (302) 395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3417&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

AMENDED PROPOSED PLAN OF REMEDIAL ACTION FOR THE LEWES COAL GAS SITE (DE-0190). The Department invites public comment on a proposal to remediate and develop the Lewes Coal Gas Site. The Site consists of two tax parcels, but this change in plans only applies to Tax Parcel 3-35-8.15-048.01 located on Kings Highway at the former site of the Queen Anne railroad ticket office. The original Final Plan of Remedial Action (1998) required that potentially contaminated soil remain covered. This proposed amendment will allow construction on the property and required re-covering of soil after development. Other aspects of the original Final Plan of Remedial Action for the Lewes Coal Gas Site will remain. The comment period ends on **October 17**. For additional information, please contact Stephen Johnson, Project Manager, at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3432&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

[es%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A](http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3430&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A)

PROPOSED PLAN OF REMEDIAL ACTION FOR THE Christina River Bridge And Approaches Site (DE-0334). The Department invites public comment on a proposal to clean up the Christina River Bridge and Approaches Site (Site) located in Wilmington. The Delaware Department of Transportation (DelDOT) is planning to build a new bridge crossing over the Christina River in South Wilmington. The comment period ends on **October 17**. For additional information, please contact Robert C. Asreen, Jr., Project Manager at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3430&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE 3022-3028 New Castle Avenue Operable Unit 3 (OU-3) Site (DE-1577). The Department invites public comment on a proposal to clean up Operable Unit 3 (OU-3) of the 3022-3028 New Castle Avenue Site in New Castle. The Site consisted of a gas station with a garage building surrounded mostly by paved ground. The Site will be redeveloped as part of the Route 9 New Castle County library. The comment period ends on **October 17**. For additional information, please contact Kathryn Durant, Project Manager, at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3429&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE LAUREL GRAIN 2 SITE (DE-1625). The Department invites public comment on a proposal to clean up the Laurel Grain 2 Site located at 33222 Bi-State Boulevard, in Laurel, Delaware. The 17.84-acre Site consists of a concrete structure, and several metal grain silos, with the remaining portion of the Site consisting of vegetative areas or gravel roads. The comment period ends on **October 24**. For additional information, please contact Kristen Thornton, Project Manager at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3440&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SOLID AND HAZARDOUS WASTE MANAGEMENT SECTION - The Solid and Hazardous Waste Management Section (SHWMS) hereby gives notice that a permit application has been received from the following companies to transport regulated RCRA hazardous and/or non-hazardous solid wastes in, out of, or through the State of Delaware. The applications are available for review by appointment during business hours at our agency Solid & Hazardous Waste Management Section office at 89 Kings Highway, Dover and also at our Lukens Drive office at 391 Lukens Drive in Wilmington.

PERMIT APPLICATION HAS BEEN RECEIVED FROM AES ASSET ACQUISITION CORPORATION DBA AMERICAN TRANSPORTATION SOLUTIONS, LLC; PRIORITY SERVICES, LLC; SMITH SYSTEMS TRANSPORTATION, INC.; TEAL CONSTRUCTION, INC. A public hearing concerning these applications will NOT be held unless our agency Secretary, in care of Karen J Anthony, receives a meritorious request for a hearing by **October 13**. A request for a hearing must be in writing and shall state the nature of the issues to be raised at the hearing. It must also show a familiarity with the application and a reasoned statement of the activity's probable impact. For additional information visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3436&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - GROUND WATER DISCHARGES -DIVISION OF WATER - GROUND WATER DISCHARGES -The Division of Water hereby gives notice that the applications below are available for inspection or copies may be obtained by contacting: Kathleen Saunders, Ground Water Discharges, 89 Kings Highway, Dover 19901, or by calling (302) 739-9948.

On-Site Wastewater Treatment and Disposal System

Country Glen Property Owner's Association has submitted a renewal application for an operation permit for an on-site wastewater treatment and disposal system for the Country Glen Estates development. The system has been designed to accommodate 13,680 gallons per day of wastewater. The site is located at 11868 Glen Circle, Sussex County, tax parcel # 4-30-19.00-075.00. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 6**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3424&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Exantus & Son Homes, LLC has submitted an application to construct an on-site wastewater treatment and disposal system for the County Seat Gardens Mobile Home Park. The system has been designed to accommodate 1,440 gallons per day of wastewater. The site is located at Teak Street, Sussex County, tax parcel # 1-35-9.00-228.00. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 6**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3424&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Springcap, LLC has submitted an application for temporary holding tank for the Spring Breeze Development. The system has been designed to accommodate 12,600 gallons per day of wastewater. The site is located at Hollymount Road, Sussex County, tax parcel # 2-34-11.00-78.00. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 12**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3435&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Non-Hazardous Liquid Waste Transporters Permit

Enviro-Organic Technologies Inc. has applied to the Groundwater Discharges Section for an amendment to their Non-Hazardous Liquid Waste Transporters Permit to include the transport of bio solids and dissolved air flotation (DAF) and non-hazardous liquid waste (water/food processing residuals) to be disposed of at the New Castle County Sewer System. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3433&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Perry Butler Trucking, Inc. dba P & W Transportation Inc. has applied to the Groundwater Discharges Section for an amendment to their Non-Hazardous Liquid Waste Transporters Permit to include the transport of non-hazardous clam waste generated at Sea Watch International to be disposed of in accordance with the DNREC Distribution & Marketing Program Permit DM 1604-S-05. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3433&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

FORMAL WAIVER

Bruce O. Bent and Carey Steen, Trustees, are requesting a Formal Waiver to install a permanent holding tank, to be used for the purpose of wastewater disposal, on their property known as Lot 13, Block C, Indian River Acres near Dagsboro, Sussex County tax map parcel #1-34-7.00-17.00 . The system will serve a single family dwelling with a design flow rate not to exceed 600 gallons per day. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3433&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Michael Lunn has applied for a Formal Waiver to construct an on-site wastewater treatment and disposal system on his property that does not meet the minimum lot size requirement as stated in the Regulations Governing the Design, Installation and Operation of On-Site Wastewater Treatment and Disposal Systems. The property is located on the south side of Hearn's Pond Road ~400' west of Bridgeville Road near Seaford, Sussex County Tax Map Parcel #3-31-3.00-153.00. The system will serve a single family dwelling with a design flow rate not to exceed 360 gallons per day. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. 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 please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3433&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

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

City of Dover to upgrade the existing Rolling Acres Pump Station located near 595 north DuPont highway, Dover, Kent County, Delaware, from a Skid Mounted S&L Pump Station to a Smith and Loveless Pump Station and install 920 LF of 4" force main and a meter/valve vault. 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 4**. 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 additional information contact: Dr. Davison Mwale (PhD) Environmental Finance, Office of the Secretary 5E Reed Street, Suite 200 Dover, DE 19901 or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3409&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Daim Farm at 1735 Woodyard Road in Harrington, DE 19952 has applied for coverage under National Pollutant Discharge Elimination System (NPDES) General Concentrated Animal Feeding Operation (CAFO) Permit Number DE 5000N/11, to operate a Large Poultry CAFO without land application of manure under Section 9.5 of the DNREC's Regulations Governing the Control of Water Pollution. Large CAFO's are characterized as having equal to or greater than 125,000 chickens. Chicken manure is not land applied by this farm and is exported off the farm. Manure is stored and mortalities are handled in a manner to prevent contamination of waters of the state. This farm has an Animal Waste Management Plans that meet the criteria of the CAFO Regulations. Manure, litter, and/or process wastewater discharges are prohibited from the production area. The Department previously published public notice of this application and received public comments and a request for public hearing. The purpose of this hearing is to address public comments such as the storage and management of manure and mortalities of the Daim Farm LLC. The Department determines that the public interest warrants holding a public hearing on the application to develop the record with the benefit of the Department's public hearing process. The public hearing on the application will begin at 6:00p.m. on November 2 at the Department of Agriculture Commodities Building at the Harrington State Fair Complex at 18500 South DuPont Hwy, Harrington, DE 19952. Persons wishing to comment may present written statements prior to or in person. Persons who want to speak at the public hearing are encouraged but not required to register in advance no later than **October 28**. Registration and any written comments should be send either by mail to: Robert P. Haynes, Esq. Senior Hearing Officer, Office of the Secretary, Department of Natural Resources and Environmental Control, P.O. Box 1401, 89 Kings Highway, Dover, Delaware 19901 or preferably email to: Robert.Haynes@state.de.us, or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3437&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=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 Allison Diggins/Water Supply Section - 89 Kings Highway, Dover, DE 19901; or, by phone at (302) 739-9945.

Allocation Permits

Delaware Department of Transportation and Diamond Materials, LLC proposes to operate 4 borrow pits in the State-owned right-of-way of the Route 301 bypass project. The purpose of the proposed groundwater withdrawal is to construct four storm water management facilities and mine sand for road construction. The requested daily withdrawal is 950,000 gallons per day. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. For more information, please visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3434&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Paul Schreppler has requested an irrigation allocation for his farming operations. He has one surface intake located northeast of Harrington in Kent County. The requested daily withdrawal is 720,000 gallons per day. A public hearing will NOT be held unless our agency Secretary determines that a public hearing is in the public interest, or if a written meritorious objection to the application is received by **October 11**. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3420&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Duck Puddle Farming Enterprises, LLC has requested an irrigation allocation for their farming operations. They have one surface intake located west of Clayton in New Castle County. The requested daily withdrawal is 864,000 gallons per day. A public hearing on the above applications will NOT be held unless the Secretary determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by **October 10**. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3434&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - WETLANDS AND SUBAQUEOUS LANDS SECTION – The Division of Water hereby gives notice that the 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 our agency Secretary determines that a public hearing is in the public interest, or if a written meritorious objection to the application is received by **October 11**. For additional information on the items submitted below visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3422&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Subaqueous Lands Permit Application

Karen Knight (5-33-20.19-12.00) to repair and replace 50 linear feet of bulkhead and maintain a 4 by 15 foot floating dock in a lagoon adjacent to the Assawoman Bay at 39123 Van Buren Ave., Edgewater Acres, Selbyville, Sussex County

Harry and Sandra Tillman (3-34-22.00-17.00) to remove the existing dock and boat lift and construct a 6 x 14 foot long floating dock, two 5 x 30 foot long docks, and two boat lifts with 4 associated pilings each and repair/replace 123 feet of bulkhead in Old Landing Lagoon located at 16 Marshall Road, Rehoboth Beach, Sussex County

John and Michelle Klerlein (234-24.00-107.00) to repair by the replacement of 62 feet of bulkhead and to construct a 4 by 20 foot long dock extension in an unnamed lagoon tributary to Broad Creek at 87 Creek Drive in Millsboro, Sussex County

Subaqueous Lands Permit, Wetlands and Water Quality Application

Delaware Department of Transportation (1-34-13.00-132.00) to excavate 105 cubic yards of material from 2,618 square feet and temporarily impact 5,330 square feet of State wetlands and to excavate material from 4,390 square feet and temporarily impact 82 square feet of tidal ditch located east of the Salt Pond, west of Route 1 and north of the Delaware Natural Guard facility in Bethany Beach

Subaqueous Lands Lease Application

John P. Madden (2-33-7.00-34.00) to construct a 4 by 60 foot long pier extension and a 6 by 20 foot long dock with associated boatlift in Pepper Creek at 30478 Marina Road, Dagsboro, Sussex County

Acta, LLC (232-12.00-13.00) to maintain a 5 x 15 foot long pier and 10 x 15 foot long boat ramp in Broad Creek located at Broadcreek Campground Lane, Laurel, Sussex County

David and Anne Press (134-23.12-143.00) to construct a 4 x 26 foot long pier and 5 x 16 foot long dock in the Little Assawoman Bay located at 16 West Indian Street, Fenwick Island, Sussex County

John Boyer (335-4.18-96.00) to remove a 2.5 x 9 foot long dock section and construct a 5 x 8 foot long dock extension in the Lewes & Rehoboth Canal located adjacent to the intersection of Pilottown Road and Rodney Avenue, Lewes, Sussex County

Subaqueous Lands Lease Supplemental

Carl and Gina Kylen (134-12.00-2482.00) to construct a 4 foot wide by 8 foot long finger pier and install 2 mooring pilings in White Creek at Lot 12 on Powell Lane, Winding Waters, Ocean View, Sussex County

EMPLOYEE NEWS

Effective **September 4**, Linda Zaoudeah has accepted the position of Seasonal Environmental Scientist III, Division of Water, Water Supply Section, and Water Allocation Branch. **Welcome!**

Effective **September 26**, John "Jack" Hayes has been promoted from Environmental Scientist IV to Environmental Program Manager I, Division of Water, Groundwater Discharges Section, Large Systems. **Congratulations!**

Effective **October 3**, Ashley Kunder is joining the Generator, Transporter and Program Development Branch as an Environmental Scientist III. **Welcome!**

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 - 302-739-9909
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