

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](mailto:katherine.nedelka@state.de.us)

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

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## SECRETARY'S ORDERS

[Secretary's Order No. 2017-A-0003](#)

RE: Johnson Controls Battery Group, Inc.'s Applications for Air Quality Permits for its Lead Acid Battery Manufacturing Plant at 700 North Broad Street, Middletown, New Castle County  
Hearing officer's report and technical response memorandum included

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

**Public Workshop for Proposed Amendments to the Regulations for Licensing Operators of Wastewater** – This will be a free public workshop regarding proposed amendments to the Regulations for Licensing Operators of Wastewater Facilities. The regulations for licensing of wastewater operators have been revised to incorporate language as recommended by the operating community, reorganization and structure of the Board of Certification, updates to the treatment plant classification process, and enhancement of the licensing process. There are no new fees proposed, and there are no changes/modifications being proposed that will increase current costs to affected public and private entities, nor the wastewater operating community. Proposed changes will be discussed during the workshop and your feedback is welcomed. You are invited to send written comments before the public workshop and/or at any time throughout the regulatory process. Pre-registration is not required. This meeting will take place on **February 9** at 6pm at the Richardson & Robbins Building Auditorium, 89 Kings Hwy, Dover, 19901. For additional information please contact Faye Wheeler at (302)739-9946; or visit: <https://publicmeetings.delaware.gov/Meeting/50844>

**BOARD OF CERTIFICATION FOR WASTEWATER OPERATORS MONTHLY MEETING** – This is a regular monthly meeting of the Board of Certification for Wastewater Operators. Meeting will take place on **February 14** from 9am to 10am at the RR Building, Fish and Wildlife Conference Room B245, 89 Kings Hwy, Dover, 19901. For additional information contact Faye Wheeler at (302) 739-9946; or visit: <https://publicmeetings.delaware.gov/Meeting/38099>

**WATER WELL LICENSING BOARD MEETING** – This is a monthly meeting to be held on **February 14** from 9:30 am to 12:00pm at the Richardson and Robbins Building, Conference Room B172, 89 Kings Highway, Dover, 19901. For additional information contact Sarah Jones at 302-739-9944; or visit: <https://publicmeetings.delaware.gov/Meeting/50847>

**ON-SITE SYSTEMS ADVISORY BOARD MEETING** – This is a regular monthly meeting that will be held on **March 1** from 9:15am to 11:30am at the Richardson and Robbins Building, Conference Room B228: 89 Kings Highway, Dover, 19901. For additional information, contact Dawn Dryden, 302-739-9948; or visit: <https://publicmeetings.delaware.gov/Meeting/50644>

**HSCA ADVISORY COMMITTEE (FORMERLY BROWNFIELDS ADVISORY COMMITTEE) –**

The Committee will hold a public meeting to review, provide guidance and input for DNREC's cleanup programs related to the Hazardous Substance Cleanup Act (HSCA). This meeting will take place on **March 2** from 9:30am to 12:00pm at the St. Jones Reserve, 818 Kitts Hummock Rd, Dover, 19901. For additional information, please contact Christina Wirtz at (302) 395-2600 or visit:

<https://publicmeetings.delaware.gov/Meeting/50759>

**BOARD OF CERTIFICATION FOR WASTEWATER OPERATORS MONTHLY MEETING –** This

is a regular monthly meeting of the Board of Certification for Wastewater Operators. Meeting will take place on **March 7** from 9am to 10am at the Richardson & Robbins Building, Conference Room B172, 89 Kings Hwy, Dover 19901. For additional information contact Faye Wheeler at (302) 739-9946; or visit:

<https://publicmeetings.delaware.gov/Meeting/39377>

**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 Penny Gentry at (302) 739-9402.

**NOTICE IS HEREBY GIVEN THAT JAMES T. VAUGHN CORRECTIONAL CENTER** has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for Synthetic Minor Permit (TV permit to SM permit) at 1181 Paddock Road, Smyrna. James T. Vaughn Correctional Center requests a limit for Natural Gas Usage of 169.45 MMCF annually and Maximum Aggregate Emergency Generator Operating Time of 2,514 hours annually. These limits are necessary to restrict James T. Vaughn Correctional Center potential to emit air pollutants, and the limit will be enforceable by the EPA and the state. Total estimated emissions from the facility are 21 TPY of NOx, 0.58 TPY of SOx, 1.48 TPY of PM, 13.23 TPY of VOC, and 9.90 TPY of CO. A public hearing concerning the permitting action will not be held unless the Secretary receives a request for such hearing **February 7**. 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. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3565&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTICE IS HEREBY GIVEN THAT THE DELAWARE CITY REFINING COMPANY LLC AND THE DELAWARE CITY LOGISTICS COMPANY LLC** having facilities located at 4550 Wrangle Hill Road, Delaware City, Delaware, have requested federally enforceable 7 DE Admin. Code 1102 construction/operation permits (Permit: APC-1995/0471-C/O(A5), Permit: APC-1980/0868-C/O(A5), Permit: APC-1980/0869-C/O(A7) and Permit: APC-1988/0125-C(A6)) for the loading of ethanol at the Marine Piers and the Marketing Terminal as part of the Ethanol Marketing Project. Installation of a vacuum vapor recovery system at the Marketing Terminal to control the increased ethanol throughput is expected to reduce VOC emissions by 9.16 TPY thereby avoiding

triggering New Source Review applicability under 7 DE Admin. Code 1125. DAQ has developed draft construction/operation permits that are available through this notice along with the relevant air permit application for review pursuant to the provisions of Section 12.0 of 7 DE Admin. Code 1102 and Section 7.10 of 7 DE Admin. Code 1130. The Department intends to incorporate the operating conditions and limits in the 7 DE Admin. Code 1102 Construction/Operation permits into the facilities' existing Title V permits (Permit: AQM-003/00016-Part 1 (Renewal 2) and Permit: AQM-003/00404-Renewal 3) via an Administrative Amendment. A public hearing concerning the permitting action will not be held unless the Secretary receives a request for such hearing regarding the application by **February 16**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permits' probable impact. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3575&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTICE IS HEREBY GIVEN THAT Perdue AgriBusiness, Inc.,** (Perdue Grain and Oilseed, LLC) requests a permit to construct a new natural gas-fired 23.9 MMBTU/hr Zimmerman grain dryer at the 1001 Nanticoke Avenue facility in Seaford in Sussex County. The grain dryer has the potential to emit up to 28.91 tons per year (TPY) of particulate matter less than 10 microns (PM10), 4.94 TPY of particulate matter less than 2.5 microns (PM2.5), 11.32 TPY of nitrogen oxides (NOX), 9.33 TPY of carbon monoxide (CO), and 0.96 TPY of volatile organic compounds (VOCs). With operating limitations in place, the grain dryer will be permitted to emit up to 6.60 pounds per hour and 0.83 TPY of PM10, 1.13 pounds per hour and 0.14 TPY of PM2.5, 2.59 pounds per hour and 0.323 TPY of NOX, 2.13 pounds per hour and 0.27 TPY of CO, and 0.22 pounds per hour and 0.03 TPY of VOCs by Permit: APC-2017/0083-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 **February 20**. A request for a hearing shall be in writing. The request must also show a familiarity with the application and a reasoned statement of the permit's probable impact. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3613&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTICE IS HEREBY GIVEN THAT HONEYWELL AND THE CITY OF WILMINGTON** having a facility at 12th Street and Hay Road, Wilmington have submitted a permit amendment request to Permits: APC-2013/0086 and 2013/0087 - OPERATION (NSPS) (MACT) (MNSR) (FE) for a revised CO2 emission limit of 5,269 lb/hr and 23,078 tons/yr for the generators and 1,743 lb/hr and 1,145 tons/yr for the 8 MMBtu/hr biogas boiler. All other pollutants emission limits of the permits will remain unchanged. A public hearing concerning the permitting action will not be held unless the Secretary receives a request for such hearing by **February 28**. 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. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3601&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTICE IS HEREBY GIVEN THAT NORAMCO** having a facility at 500 Swedes Landing Road, in Wilmington, has submitted a request for a significant permit modification pursuant to 7 DE Admin. Code 1130, Section 7 to operating permit: AQM-003/00324 Revision1. 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" significant permit modification has been prepared. This "draft/proposed" significant permit modification incorporates the terms and conditions of 7 DE Admin. Code 1102 permits: APC-2016/0045-O, APC-2015/0059-O, APC-2016/0043-O, APC-2012/0111-R, and APC-2016/0046-O, into the facility-wide Title V permit. In addition, this permit action will allow for

the operation of a new process. Emissions from the new process will be limited to 0.003 tpy of Dimethyl Carbonate, 0.023 tpy of Hydrogen Chloride, 0.05 tpy of Isopropyl Acetate, 0.012 tpy of Isopropyl Alcohol, and 0.05 tpy of Methanol. This permit action will also increase the facility-wide Isopropyl Alcohol limit in the permit from 1.1 to 1.5 tons per year. The facility-wide VOC and HAPs limits will remain unchanged. 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 receives a request for such hearing by **February 28**. 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. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3600&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 FOR a BROWNFIELD DEVELOPMENT AGREEMENT FOR First State Crossing (a.k.a CitiSteel OU#6). SITE (DE-1644).** The Site Investigation and Restoration Section (SIRS) are negotiating a BDA with the Gaudenzia Foundation, Inc. regarding the First State Crossing (a.k.a CitiSteel Operable Unit #6) Site located at 4001 Philadelphia Pike in Claymont. The 4.78 acre parcel contains the former administrative buildings and associated parking lots of New Castle County tax parcel number 06-05-90.01-34. The Site had a release of hazardous substances relating to the former CitiSteel operations. Learn more about this Site and other Brownfields sites by contacting the SIRS Project Manager, John Cargill, at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3606&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>.

**NOTIFICATION OF NEGOTIATIONS AND PUBLIC COMMENT FOR A NEW BROWNFIELD DEVELOPMENT AGREEMENT 1001 NORTH SPRUCE STREET SITE (DE-1642).** The Department has negotiated a BDA with Sacred Heart Village II Inc. regarding the 1001 North Spruce Street Site, located at the same address in Wilmington. Identified by New Castle County as tax parcel number 26-036.30-372, the 0.02 acre Site may have had a release of hazardous substances as a result of past industrial use. Section 9126 also provides a twenty day written comment period following the execution of the BDA. The public comment period will end of the February 20. Please submit written comments to the SIRS Project Manager, Meghan Crystall. 391 Lukens Drive, New Castle, DE 1972, (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3603&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>

**FINAL PLAN OF REMEDIAL ACTION FOR THE FORMER DELMAR NEWS SITE (DE-1615).** The Department has adopted a plan regarding the clean-up of the Former Delmar News Site located in Wilmington. The remedial actions include filing of an environmental covenant restricting groundwater withdrawal, limiting site use to commercial and compliance with a Contaminated Materials Management Plan. The Site will be redeveloped into commercial use. DNREC issued public notice of the Proposed Plan for the Former Delmar News Site on December 28, 2016. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan by **February 11**. For additional information, please contact Morgan M. Price, Project Manager, at (302) 395-2600; or visit:  
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3586&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE SOLVENT AREA OF CONCERN, MEADOWOOD II SHOPPING CENTER (DE-1477).** The Department invites public comment on a proposal to clean up the Solvent Area of Concern, Meadowood II Shopping Center located at 2610 Capitol Trail in Newark. The Site housed a dry cleaning business that ceased operating in 1998. A Remedial Investigation that focused on the release of volatile organic compounds from this former dry cleaner was conducted in 2015. Due to the presence of tetrachloroethylene (PCE) in the groundwater, an environmental covenant will be recorded in the office of the New Castle Recorder of Deeds that restricts the use of groundwater on the Meadowood II Shopping Center. The comment period ends on **February 11**. For additional information, please contact Patrick Boettcher, Project Manager, at (302) 395-2600; or visit:  
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3584&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**FINAL PLAN OF REMEDIAL ACTION FOR THE BOYDS CORNER PROPERTY SITE (DE-1620).** The Department has adopted a plan regarding the clean-up of the Boyds Corner Property Site located in Middletown. The 4.8 acre Site, once used as agricultural land and adjacent to a dump, required restricting to non-residential use and monitoring the groundwater. DNREC issued public notice of the Proposed Plan for the Boyds Corner Property Site on **December 28**. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan by **February 18**. For additional information, please contact Stephanie Gordon, Project Manager at (302) 395-2600; or visit:  
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3596&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE CitiSteel (Former EVRAZ-Claymont Steel) Operable Unit #6 (DE-0046).** The Department invites public comment on a proposal to clean up Operable Unit #6 of the CitiSteel (Former EVRAZ-Claymont Steel) Site located at 4001 Philadelphia Pike in Claymont. The 5-acre Operable Unit

contains the former administrative buildings and associated parking lots. Future uses of the site may be commercial, industrial or residential. However, groundwater use will be restricted at the site. The comment period ends on **February 20**. For additional information, please contact John G. Cargill, Project Manager, at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3598&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE South Wilmington Stormwater Pilot (DE-1500).** The Department invites public comment on a proposal to clean up the South Wilmington Stormwater Pilot Site located in Wilmington, Delaware. The approximate 23-acre wetland site was historically filled with industrial waste and soil. The site owner is designing a large scale wetland restoration to relieve area flooding and to provide park space for area residents. The comment period ends on **February 20**. For additional information, please contact John G. Cargill, Project Manager, at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3597&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE FORMER AVON PRODUCTS SITE (DE-1595).** The Department invites public comment on a proposal to clean up the Former Avon Products Site located at 2100 Ogletown Road in Newark. The 45.51-acre Site, once used by Avon as a warehouse and distribution facility, is contaminated primarily by metals and polycyclic aromatic hydrocarbons. The Proposed Plan of Remedial Action includes restricting groundwater use at the Site, implementing a Contaminated Materials Management Plan, and restricting Operable Unit 2 of the Site to non-residential use only. The comment period ends on **February 20**. For additional information, please contact Stephanie Gordon, Project Manager, at (302)395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3593&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**FINAL PLAN OF REMEDIAL ACTION FOR THE LARRY LONG SITE (DE-0232)** The Department has adopted a plan regarding the clean-up of the Larry Long Site located in Lewes. The Site, currently used as a marine storage and repair facility requires a restriction prohibiting the use of groundwater and prohibiting the use of site for residential purposes. DNREC issued public notice of the Proposed Plan for the Larry Long Site on January 10. There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan until **February 27**. For additional information, please contact Meghan Crystall, Project Managers at (302) 395-2600; or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3616&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**FINAL PLAN OF REMEDIAL ACTION FOR THE Former Wilmington piece dye Site OU-1 (DE-1304).** The Department has adopted a plan regarding the clean-up of Operable Unit 1 of the Former Wilmington Piece Dye Site located in Wilmington. The Site, once used as a textile mill from the 1830's to early 2000's required the removal of contaminated soil, the installation of a protective barrier and restrictions of digging and

groundwater withdraw. DNREC issued public notice of the Proposed Plan for Operable Unit 1 of the Former Wilmington Piece Dye Site on January 8. There were no substantive comments or questions from the public requiring changes to the Proposed Plan. The public may appeal this Final Plan until **February 27**. For additional information, please contact Patrick Boettcher, Project Manager at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3611&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%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 renewal application and associated documents are available for review 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.

**NOTICE IS HEREBY GIVEN THAT that the Delaware Solid Waste Authority's (DSWA) Solid Waste Permit (SW-00/01) for the Southern Solid Waste Management Center (SSWMC) at 28560 Landfill Lane in Georgetown, Delaware is being modified by the SHWMS. The SHWMS have determined that the processing of dry waste for use as Alternative Daily Cover (ADC) will be regulated through the DSWA-SSWMC's Solid Waste Permit instead of through a separate permit or approval. This permit modification incorporates the requirements of the existing Beneficial Use Determination (BUD) Approval for ADC processing into the existing Solid Waste Permit and Plan of Operation. This modification also clarifies aspects of the current monitoring program, removes and/or updates outdated information within the permit and the Plan of Operation, and makes typographical and general formatting changes. General formatting includes the reorganization of current permit conditions and modification of permit language to mimic other permits issued by the SHWMS. A copy of the SSWMC permit containing the proposed modifications, an updated SSWMC Plan of Operation, and the SSWMC BUD Application are available for review during business hours at Solid & Hazardous Waste Management Section office at 89 Kings Highway in Dover or at the Georgetown Public Library at 123 West Pine Street in Georgetown. For additional information or an appointment to review the application, please contact Alison Kiliszek, WHS/SHWMS, 89 Kings Highway, Dover, DE 19901, 302-739-9403 or [Alison.Kiliszek@state.de.us](mailto:Alison.Kiliszek@state.de.us). A public hearing on the above permit modification will NOT be held unless the Secretary receives a meritorious request by **February 16**. 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 a familiarity with the application and a reasoned statement of the activity's probable impact. For more information visit:**

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3599&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**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. A public hearing on the 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 **February 16**. 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=3604&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**Formal Waiver**

Jimmie Peden has applied for a Formal Waiver to construct an on-site wastewater treatment and disposal system on his property located on the east side of Epworth Church Road approx. 3/10 mile south of Blanchard Road, Sussex County, tax parcel # 5-30-15.00-27.01. The request is being made to alleviate the need to install advanced nitrogen reducing equipment that is currently required before a permit could be issued. The proposed system would serve a single family dwelling with a design flow not to exceed 600 gallons per day.

### **On-Site Wastewater Treatment and Disposal System**

White Field Farms, LLC has applied for a permit to construct an on-site wastewater treatment and disposal system (septic system) on their property located on the north side of Seashore Highway approx. 3000' east of Wilson Hill Road near Bridgeville, DE, Sussex County, tax parcel # 2-31-6.00-18. The proposed system will serve an existing food service establishment with a design flow rate of 1,340 gallons per day.

The Houston Gun & Rod Club has submitted a renewal application for an operation permit for an on-site wastewater treatment and disposal system. The system has been designed to accommodate 2,400 gallons per day of wastewater. The site is located at 4075 Gun & Rod Club Road, Kent County, tax parcel # MN-180.00-03-22.00.

Thompson Shell, LLC has submitted an application for a Temporary Holding Tank Permit to serve the Woodfield Preserve Development. The system has been designed to accommodate 15,600 gallons per day of wastewater. The site is located approximately a half mile east of the intersection of Route 1 and Broadkill Road, Sussex County, tax parcel # 2-35-9.00-23.00.

Malcolm Berman has submitted renewal application for an operation permit for an on-site wastewater treatment and disposal system to serve the Tall Pines Campground. The system has been designed to accommodate 4,500 gallons per day of wastewater. The site is located at 29551 Persimmon Road, Sussex County, tax parcel # 3-34-4-32.

### **Non-Hazardous Liquid Waste Transporters Permit**

Liquid Environmental Solutions has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE OH-520 which allows for the transport of grease trap waste and/or cooking oil waste to be disposed of at an out-of-state permitted facility.

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

### **Wastewater Facilities Construction Permit Application**

Carillon Woods, LLC to construct approximately 137 linear feet of 4" PVC C900 force main, 28 linear feet of 4" Ductile Iron force main and one (1) submersible pump station with dual pumps, valves and related facilities, to serve the Carillon Woods residential subdivision, located South of Indian Mission Road (SR5&23) and west of John J. Williams Highway (SR 5&24), just outside of Longneck, Rehoboth Bay Watershed and Indian River Hundred, Sussex County. The pump station will be located within the Carillon Woods subdivision. The force main will run from the Carillon Wood subdivision and discharge into an existing gravity system located inside an adjacent shopping center, west of John J. Williams highway (SR 5&24). Questions regarding the applications and plans for the above are available for inspection by contacting: Dr. Davison Mwale (PhD), Environmental Finance, Office of the Secretary, 5E Reed Street, Suite 200, Dover, 19901, (302) 739-9941. A public hearing concerning the above application will NOT be held unless the Secretary determines that a hearing is in the public interest or if a written meritorious request for a hearing is received by **February 12**. 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=3552&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **General Concentrated Animal Feeding Operation Permits**

The Department hereby give notice that the following farms have 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, Medium, or Designated 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 (C), 82,000 laying hens (L), or 55,000 turkeys (T). Medium CAFO's are characterized as having 37,500-124,999 chickens, 25,000-81,999 laying hens, or 16,500-54,999 turkeys. Designated CAFO's are determined by the department and can be any size. Chicken manure is not land applied by these farms and is exported off the farm. Manure is stored and mortalities are handled in a manner to prevent contamination of waters of the state. All farms have 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. There are currently no known existing production area discharge points at these farms. Any discharges of manure, litter, and/or process wastewater that may occur would be new discharges and are required to be reported to the departments.

Farm Name and Address: Lazy Days Farm, 34216 Millsboro Highway, Millsboro, 19966.  
Owner/Operator Name and Address: Jill Davis, 34216 Millsboro Highway, Millsboro 19966,  
Animal Type: C, Animal Number: 64,600, Watershed: Pocomoke River.

Farm Name and Address: Jazmen Farm, 753 Yoder Drive, Hartly, 19953, Owner/Operator Name and Address: Eric R. Pardee, 753 Yoder Drive, Hartly, 19953. Animal Type: C  
Animal Number: 111,600, Watershed: Choptank River.

Farm Name and Address: Paradise Farm, 21711 Paradise Road, Georgetown 19947.  
Owner/Operator Name and Address: Jim Nguyen, 21711 Paradise Road, Georgetown. Animal Type: C, Animal Number: 110,000, Watershed: Indian River.

Farm Name and Address: Vickers Farm, 19930 Lowes Crossing Road, Millsboro, 19966.  
Owner/Operator Name and Address: Janice M. Vickers, 19930 Lowes Crossing Road Millsboro, 19966. Animal Type: C, Animal Number: 59,900. Watershed: Pocomoke River

Farm Name and Address: Mashallah, 12910 Old Furnace Road, Georgetown, 19947,  
Owner/Operator Name and Address: Fazal R. Kayani, 3640 Pepper Road, Federalsburg, MD 21632. Animal Type: C. Animal Number: 68,000, Watershed: Deep Creek.

Farm Name and Address: CLIQ, 16450 County Seat Highway, Georgetown, 19947.  
Owner/Operator Name and Address: Bryden Joseph, 16450 County Seat Highway, Georgetown, 19947. Animal Type: C. Animal Number: 116,000. Watershed: Deep Creek

Farm Name and Address: Collins Pond Farm, 12757 Seashore Highway, Georgetown, 19947.  
Owner/Operator Name and Address: Douglas Hitchens, 12757 Seashore Highway Georgetown 19947. Animal Type: C, Animal Number: 80,000, Watershed: Gravelly Branch

Farm Name and Address: William & Hiroko Goehner Farm, 33350 Ellis Grove Road, Laurel 19956, Owner/Operator Name and Address: William J. Goehner, 33350 Ellis Grove Road Laurel, 19956, Animal Type: C, Animal Number: 64,800, Watershed: Nanticoke

Farm Name and Address: Susan Beach Estate, 34956 Susan Beach Road, Laurel 19956,  
Owner/Operator Name and Address: Ted Carey, 34956 Susan Beach Road, Laurel 19956  
Animal Type: C, Animal Number: 59,000, Watershed: Broad Creek

Farm Name and Address: Well Spring Farm, 8426 Hills Lane, Laurel, 19956. Owner/Operator  
Name and Address: Jay Bonk, 8426 Hills Lane, Laurel, 19956, Animal Type: C, Animal Number:  
54,600, Watershed: Broad Creek

Farm Name and Address: Bodine Farms, 1652 Hourglass Road, Hartly, 19953, Owner/Operator  
Name and Address: James M. Bodine, 1652 Hourglass Road, Hartly, 19953, Animal Type: C,  
Animal Number: 219,000, Watershed: Choptank River

Farm Name and Address: Lil Acres Inc., 34444 Old Stage Road, Laurel, 19956, Owner/Operator  
Name and Address: Ralph & Faye Joseph, 34444 Old Stage Road, Laurel 19956, Animal Type:  
C, Animal Number: 50,000, Watershed: Broad Creek

Farm Name and Address: Ki Won Kang's Farm, 12834 Taylor Mill Road, Laurel 19956,  
Owner/Operator Name and Address: Ki Wong Kang, 12834 Taylor Mill Road, Laurel 19956,  
Animal Type: C, Animal Number: 120,000, Watershed: Broad Creek

Farm Name and Address: Lathbury Farms, 30756 Sandy Landing Road, Dagsboro, 19939 .  
Owner/Operator Name and Address: Everett C. Lathbury III, 30756 Sandy Landing Road  
Dagsboro, 19939. Animal Type: C, Animal Number: 85,000, Watershed: Indian River Bay

Farm Name and Address: Pond View, 13578 Hewish Parkway, Greenwood 19950,  
Owner/Operator Name and Address: Mary Leager, 13578 Hewish Parkway, Greenwood, 19950  
Animal Type: C, Animal Number: 53,000, Watershed: Nanticoke River

Farm Name and Address: William Leager, 2252 Hunting Quarter Road, Houston, 19954  
Owner/Operator Name and Address: William Leager, 2252 Hunting Quarter Road, Houston,  
19954, Animal Type: C, Animal Number: 79,200, Watershed: Murderkill River

Farm Name and Address: Iris McCabe, 32378 Hickory Hill Road, Millsboro, 19966  
Owner/Operator Name and Address: Iris McCabe, 32378 Hickory Hill Road, Millsboro, 19966,  
Animal Type: C, Animal Number: 76,000, Watershed: Iron Branch

Farm Name and Address: McCabe Family Farm LLC Sandy Hill, 32288 Hudson Road,  
Millsboro, 19966. Owner/Operator Name and Address: Jason McCabe, 32288 Hudson Road  
Millsboro, 19966. Animal Type: C, Animal Number: 50,000, Watershed: Iron Branch

Farm Name and Address: Ballast Point Farm, 32756 Ballast Point Road, Dagsboro 19939.  
Owner/Operator Name and Address: Howard D. Melson, 31085 Lost Way, Dagsboro, 19939  
Animal Type: C, Animal Number: 80,000, Watershed: Indian River Bay

Farm Name and Address: RAKM Farm, 69 Hitch Pond Circle, Seaford 19973. Owner/Operator  
Name and Address: Rick Moore, 5374 Amore Drive, Laurel, 19941, Animal Type: C  
Animal Number: 46,000, Watershed: Nanticoke River

Farm Name and Address: Chick-a-More Farm and Otwell Farm, 15141 Johnson Road, Laurel,  
19956. Owner/Operator Name and Address: William C. Otwell, 15141 Johnson Road  
Laurel, 19956. Animal Type: C, Animal Number: 85,000, Watershed: Broad Creek, Farm Name  
and Address: Harper's Hens T1793 & Trussum Pond T37829, 32864 Hitch Pond Road  
Laurel, 19956. Owner/Operator Name and Address: Blair Shockley, 32864 Hitch Pond Road,  
Laurel, 19956. Animal Type: C, Animal Number: 115,600, Watershed: Broad Creek

Farm Name and Address: Shockley Farms, 33926 Gordy Road, Laurel, 19956. Owner/Operator

Name and Address: Jeffrey Shockley, 33926 Gordy Road, Laurel, 19956. Animal Type: C, Animal Number: 54,000 , Watershed: Broad Creek

Farm Name and Address: DVC Farm, 38534 Cooper Road, Millsboro, 19966. Owner/Operator Name and Address: Dwayne Snyder, 38534 Cooper Road, Millsboro, Animal Type: C Animal Number: 43,000, Watershed: Pocomoke River

Farm Name and Address: Harold Stevenson Farm, 22905 Asbury Road, Georgetown, 19947. Owner/Operator Name and Address: Harold Stevenson, P.O. Box 83, Georgetown, 19947, Animal Type: C, Animal Number: 55,000, Watershed: Deep Creek

Farm Name and Address: Stowell Inc. Classic Farm & Supersport, 29200 Raccoon Point, Millsboro, 19966. Owner/Operator Name and Address: Gene Stowell, 29200 Raccoon Point Millsboro, 19966. Animal Type: C , Animal Number: 88,000, Watershed: Indian River and Gum Branch

Farm Name and Address: Mark Whaley Farm Inc., 12267 Mirey Branch Road, Laurel, 19956. Owner/Operator Name and Address: Mark Whaley, 12267 Mirey Branch Road Laurel, 19956, Animal Type: C, Animal Number: 58,800, Watershed: Broad Creek

Farm Name and Address: Shorty's Place, 27431 Beaver Dam Branch Road, Laurel, 19956. Owner/Operator Name and Address: Theresa Whaley, 27431 Beaver Dam Branch Road Laurel, 19956. Animal Type: C, Animal Number: 68,500, Watershed: Broad Creek

Farm Name and Address: S&T Farm Inc., Kings Crossing Road, Millsboro, 19966. Owner/Operator Name and Address: R. Scot Wharton, Kings Crossing Road, Millsboro, 19966. Animal Type: C, Animal Number: 120,000, Watershed: Pocomoke

Farm Name and Address: Myong Farm, 5542 Watson Road, Laurel, 19956. Owner/Operator Name and Address: Talmak & Myongnak Yim, 5542 Watson Road, Laurel, 19956. Animal Type: C, Animal Number: 110,000, Watershed: Broad Creek

On the basis of a preliminary staff review and application of lawful standards and regulations, DNREC proposes to issue general CAFO permit coverage to the above referenced farms, subject to certain effluent limitations and conditions. The Secretary intends to issue General NPDES CAFO permit coverage under Section 9.5 of the Department's Regulations Governing the Control of Water Pollution for the above farms. Section 9.5 of the Department's Regulations Governing the Control of Water Pollution allows for such activity pending public notice. Copies of the Notice of Intent, Animal Waste Management Plan, and permit are available by contacting: Nutrient Management Program, Delaware Department of Agriculture, 2320 South DuPont Highway, Dover, 19901, (302)-698-4500, [Dda.foia@state.de.us](mailto:Dda.foia@state.de.us). A public hearing will not be held on any of the above farms unless the Secretary receives a meritorious request by **February 16**. A request for a hearing shall list the specific farm, 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 more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3582&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **Distribution and Marketing Permit – Permit Amendment**

The City of Seaford currently has a permit for the distribution and marketing of a Class A Exceptional Quality (EQ) compost product. The facility is located on the south side of the Seaford, Delaware, adjacent to the Nanticoke River. The City of Seaford composting operation consists of the blending of treated organic waste products (Biosolids) from the Seaford Wastewater Treatment Facility with bulking materials consisting of wood chips, tire chips, and other similar

bulking materials. The composting operation (stabilization) employs the aerated static pile method in which the compost matrix must achieve regulated time, temperature, and oxygen requirements. Finished compost is sampled for bacterial, chemical, and nutrient content to assure compliance with state and federal regulatory requirements as a Class A EQ biosolid product. Finished compost may be distributed in accordance with the City of Seaford's D&M permit to individuals or commercial entities for use in agricultural and horticultural applications as a soil amendment. The City of Seaford's D&M permit was renewed on January 1, 2017. The permit is being amended to fix typographical errors and allow the additional end use of their Class A EQ compost in vegetable gardens. The Department's Guidance and Regulations Governing the Land Treatment of Wastes, Part III, B., Regulations Governing the Land Treatment of Sludges and Sludge Products allows for such activity pending public notice. Copies of the draft permit referenced above are available by contacting: Brian Churchill, Surface Water Discharges Section, 89 Kings Highway, Dover, 19901, (302) 739-9946. A public hearing on the above application 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 **February 17**. 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=3581&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **Agricultural Utilization Permit Issuance & Non-Hazardous Liquid Waste Transporters Permit**

Amendment – Enviro-Organic Technologies, Inc. Enviro-Organic Technologies, Inc. (EOT) of New Windsor, Maryland is currently permitted under their Non-Hazardous Liquid Waste Transporters Permit (DE OH-601) to transport Dissolved Air Flotation (DAF) residuals and food processing residuals and their Agricultural Utilization Permit (State Permit Number AGU 1602-K-05) to operate a land treatment system for the agricultural utilization of DAF residuals, in accordance with Parts III and V of the Department's Guidance and Regulations Governing the Land Treatment of Wastes. EOT has requested amendment of their Non-Hazardous Liquid Waste Transporters Permit for the hauling of DAF residuals and issuance of a new Agricultural Utilization Permit for the land application of DAF residuals and food processing residuals onto 8 additional farms. DAF managed by EOT consist of residuals generated from chicken and pet food processing facilities during the treatment of process wastewater. DAF can be beneficially reused as a fertilizer since it contains nitrogen and phosphorus which is essential for agricultural crop production. After applying an appropriate amount of DAF to a farm field, crops can be planted and grown utilizing these nutrients. DAF residuals applied by EOT are required to be analyzed for a list of parameters including nutrient content prior to land application. The DAF residuals do not contain sanitary (human) waste. EOT has requested that their existing permit to transport DAF and food processing residuals from Pet Poultry Products (Delaware), Allen Harim Harbeson (Delaware) and Amick Farms Hurlock (Maryland) be amended to include DAF residuals from the Valley Proteins, Inc. Linkwood (Maryland) and the Tyson Temperanceville (Virginia) facilities. Additionally EOT has requested coverage under a new agricultural utilization permit, for the application of DAF and food processing residuals at agronomic rates onto approved portions of the following 8 farms located in the greater Harrington and Felton area. These farms are known as Schreiber and Seeney Farms – north and southeast of the intersection of Whiteleysburg Road and Ingram Branch Road; Cain Farm – east of the intersection of Indian Point Road and Canterbury Road; Masten Farm – west and southeast of the intersection of Little Mastens Corner Road and Reeves Crossing Road, Bergold Farm – southeast of the intersection of Midstate Road and Chimney Hill Road; Winkler Farm – southeast of the intersection of DuPont Highway and Paradise Alley Road; Harrison Farm – northwest of the intersection of John Hurd Road and Spectrum Farms Road; and Home Farm – south of the intersection of Edwardsville Road and Burnite Mill Road. The aforementioned farms are comprised of approximately 1,200 acres of land that is suitable for land application. Parts III and V of the Department's Guidance and Regulations Governing the Land Treatment of Wastes allows for such activity pending public notice. Copies of the permit applications referenced above are available by contacting: Brian Churchill, Surface

Water Discharges Section, 89 Kings Highway, Dover, 19901, (302) 739-9946. A public hearing on the above application 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 **February 24**. 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=3587&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

## **NPDES Permits**

**Claymont Properties, LLC** has requested an amendment of its NPDES Permit No. DE0051021 (State Number WPCC 3078C/90) permit to discharge contact cooling water, non-contact cooling water, and storm water from the former Claymont Steel facility located at 4001 Philadelphia Pike in Claymont to the Delaware River and Naamans Creek. The facility is a former carbon plate mini-mill specializing in the manufacture and sale of custom-order discrete steel plates. Steel manufacturing operations at the property were shut down in late 2013 and the facility is being demolished. The only discharges from the facility are storm water. The amendment includes removing contact and non-contact cooling water from the discharge description of Outfall 001 and modifying the measurement frequency and/or sample type for the monitoring requirements for storm water discharges from Outfall 001. No changes are proposed for remaining outfalls (002, 003, and 004). Based on a preliminary staff review and application of lawful standards and regulations, the Department proposes to re-issue 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 February 24. All comments received prior to this date will be considered in the formulation of final determinations regarding this application. A public hearing on the above will NOT be held unless the Secretary receives a request by **February 24**, 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, 19901, (302) 739-9946; or for more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3590&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**Sunoco Partners Marketing & Terminals L.P.** has applied for reissuance of its National Pollutant Discharge System (NPDES) Permit No. DE0050288 (State Number WPCC 3002F/75) to discharge storm water runoff from its former Ethylene Complex located 1/4 mile east of U.S. Route 13 on the Delaware River in Claymont, just south of the border between the States of Delaware and the Commonwealth of Pennsylvania. The site was formerly owned by Sunoco, Inc. and sold to Sunoco Partners Marketing & Terminals L.P. on April 1, 2013. The current permit was transferred from Sunoco, Inc. to Sunoco Partners Marketing & Terminals L.P. following the sale. There are eleven (11) storm water outfalls at this site which discharge storm water runoff to Middle Creek and Delaware River. The site includes storage vessels, parking areas, railroad siding, buildings and former manufacturing areas. Based on a preliminary staff review and application of lawful standards and regulations, the Department proposes to re-issue 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, by **February 25**. All comments received prior to said date will be considered in the formulation of final determinations regarding this application. A public hearing on the above will

NOT be held unless the Secretary receives a request by **February 25**, 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/George Mwangi, P.E., Surface Water Discharges Section, 89 Kings Highway, Dover, 19901, (302) 739-9946. For more information visit:  
<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3588&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, 19901; or by phone at (302) 739-9945. 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 **February 8**. 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=3589&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **Alternate Method of Compliance**

Allen Blevins has applied for an Alternate Method of Compliance under Section 12.0 of The Regulations Governing the Construction and Use of Wells to continue to operate and maintain a domestic well to serve a residential dwelling. The property is located at 271 Daisey Road, Clayton, 19938. Tax map parcel KH-00-025.00-01-28.02.

Clifton Farms, Inc. has requested an irrigation allocation for their farming operations. They have one well located north of Milton in Sussex County. The requested daily withdrawal is 648,000 gallons per day.

Clifton Farms, Inc. has requested an irrigation allocation for their farming operations. They have one well located southeast of Milford in Sussex County. The requested daily withdrawal is 648,000 gallons per day.

#### **Allocation Permits**

Papen Farms, Inc. has requested an irrigation allocation for their farming operations. They have two wells located east of Woodside in Kent County. The requested daily withdrawal is 1,440,000 gallons per day.

C Magee Farms, Inc. has requested an irrigation allocation for their farming operations. They have one well located northwest of Roxana in Sussex County. The requested daily withdrawal is 1,224,000 gallons per day.

**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 **February 14**. For additional information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3591&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

### **Subaqueous Lands Lease Applications**

Kathleen Uhl (5-33-19.16-23.00)- To install a 5 by 30 foot long dock, a 5 by 10 foot long timber kayak launch and to remove an existing 5 by 13 foot long dock at 38432 Walnut Lane, Keenwick On The Bay, Selbyville, Sussex County

Thomas Ellis (234-34.10-62.00) To install a boat lift with 4 associated pilings and two (2) jet ski lifts on 1 associated piling each; to repair and replace a 5 by 44 foot long pier and a 16 by 20 foot long dock in the Indian River located at 31498 River Road, Millsboro, Sussex County

Sussex County Engineering Department (1-34-23.00-4.00 & 5-33-20.19-90.00) – To occupy public subaqueous lands by directional boring approximately one 360 foot long, 8 inch diameter sewer pipeline under the Fenwick Ditch at Route 54, near the bridge, Selbyville, Sussex County

### **Subaqueous Lands Lease Supplemental and Permit Applications**

Dirickson Landing POA (1-34-21.00-21.00)-To install 32 linear feet of riprap revetment and 5 stand-alone mooring pilings adjacent to a previously authorized pier and dock. To repair an existing 16 by 25 foot long boat ramp and to create a living shoreline by installing 80 linear feet of coir-logs, planted with *Spartina alterniflora* on the north side of Dirickson Creek along Old Mill Bridge Road, Frankford, Sussex County

### **Subaqueous Supplemental Lease Application**

Robert Klerlein (234-17.00-222.00) – To install a boatlift with 4 associated pilings and 2 mooring pilings in Hopkins Prong at 32312 Mariners Way, Herring Creek Estates, Millsboro, Sussex County

### **LEGAL NOTICE**

On January 6, the U.S. Army Corps of Engineers (Corps) published in the Federal Register ([www.gpo.gov/fdsys/pkg/FR-2017-01-06/pdf/2016-31355.pdf](http://www.gpo.gov/fdsys/pkg/FR-2017-01-06/pdf/2016-31355.pdf)) the new Nationwide Permits (NWP's), general conditions, and definitions for the upcoming 5-year re-issuance period. As published, this includes the re-issuance of the 50 existing NWP's with some modifications as well as two new NWP's, one new general condition, and revisions to clarify several definitions. These NWP's will become effective on March 19, 2017 and the Federal Register notice begins the 60-day Clean Water Act Section 401 water quality certification (WQC) processes. Regional conditions specific to Delaware have been drafted and will be incorporated into the re-authorization. After the 60-day period, the latest version of any written position taken by a state, Indian Tribe, or U.S. EPA on its WQC for any of the NWP's will be accepted as the state's, Indian Tribe's, or EPA's final position on those NWP's. If the state, Indian Tribe, or EPA takes no action by March 7, 2017, WQC will be considered waived for those NWP's. The Wetlands and Subaqueous Lands Section is now in the process of reviewing the new NWP's, General Conditions, and the associated Regional Conditions with regards to establishing its position on approval or denial of WQC for each new NWP. Questions or comments should be directed to: Gayle Calder, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover 19901 (302) 739-9943, FAX (302) 739-6304. 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 **February 7**. A public hearing request shall be deemed meritorious if it exhibits 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=3579&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

## **EMPLOYEE NEWS**

Effective **January 23**, Michele Miranda accepted an Administrative Specialist I position with Division of Waste and Hazardous Substances, Site Investigation Restoration Section (SIRS) **Welcome!**

Effective **February 1**, John DeFriece, PE, has retired from state service, after more than twenty-eight years of dedicated service all in the Division of Water - Surface Water Discharges Section. **Congratulations.**

Effective **February 4**, Eric Borden, an Environmental Scientist in the Tank Management Section has resigned his position to pursue an opportunity in environmental consulting. **We wish him well.**

## **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