

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-WH-0002

RE: Approving Final Regulations, 7 DE Admin. Code 1305, Universal Recycling Regulations. Hearing officer's report and technical response memorandum included.

### Secretary's Order No. 2017-A-0001

RE: Notice of Administrative Penalty Assessment and Secretary's Order, issued to Vestcom International, Inc. and Foxfire Printing & Packaging, Inc. for violation of 7 Del. C Chapter 60 and state air regulations

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

**UNDERGROUND STORAGE TANK ADVISORY COMMITTEE-** The purpose of the meeting is to exchange ideas and solicit feedback from stakeholders on different matters concerning underground storage tanks. The meeting will take place on **January 24** from 10 AM to 12 PM at DNREC Pat Ellis Conference Room/Conference Room B, 391 Lukens Dr. New Castle 19720. For additional information contact Alex Rittberg, 302-395-2500; or visit: <https://publicmeetings.delaware.gov/Meeting/50739>

**RECYCLING PUBLIC ADVISORY COUNCIL –** This meeting will discuss recycling issues on **January 25** from 1pm to 3pm. This meeting will take place at Rodney Building, Sussex Conference Room, 841 Silver Lake Blvd. Dover, 19904. For additional information contact Jackie Howard at 302-739-9403; or visit: <https://publicmeetings.delaware.gov/Meeting/50757>

**WATER SUPPLY COORDINATING COUNCIL MEETING -** The Council will hold a meeting on **January 26** from 10am to 12pm at the Kent County Administration Complex, Conference Room 220, 555 Bay Road, Dover, 19901. For additional information, please contact Kimberly Burris at (302) 739-9945; or visit: <https://publicmeetings.delaware.gov/Meeting/39268>

**BOILER SAFETY COUNCIL MEETING -** Meeting will be take place on **February 1** from 10am to 12pm at Lukens Drive Offices, Pat Ellis Conference Room: 391 Lukens Dr., New Castle, 19720. For additional information contact Alex Rittberg at 302-395-2500; or visit: <http://www.dnrec.delaware.gov/BoilerSafety/Pages/Default.aspx>

**NOTICE OF PUBLIC HEARING IS HEREBY GIVEN THAT BLESSING GREENHOUSES & COMPOST** has applied to the Groundwater Discharges Section for a Non-Hazardous Liquid Waste Transporters Permit which allows the transportation of non-hazardous liquid waste (DAF cake) to be disposed of at Blessings Greenhouses & Compost, Milford. Pursuant to 7 Delaware Code, Chapter 60, Section 6006, the Department will conduct a public hearing concerning the application on **February 1** at 6:00 P.M. in the Cafeteria of the Milford High School, 1019 N. Walnut Street, Milford, 19963. The Department solicits the views of interested parties with

respect to this application. Statements and testimony may be presented orally or in written form at the hearing. It is requested that those interested in presenting statements register in advance by mailing their written statements by **February 1**; addressed to the Division of Water, Groundwater Discharges Section, 89 Kings Highway, Dover, 19901. The application and supporting documents may be inspected by appointment at the office of the Division of Water, Groundwater Discharges Section, 89 Kings Highway, Dover 19901. For an appointment to inspect the application, please contact John (Jack) Hayes via email at [john.hayes@state.de.us](mailto:john.hayes@state.de.us) or by telephone at (302) 739-9948. For more information visit: <https://publicmeetings.delaware.gov/Meeting/50726>

**ON-SITE SYSTEMS ADVISORY BOARD MEETING** – This is a regular monthly meeting that will be held on **February 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/50643>

**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 Tidewater Utilities, Administrative Conference Room, 1100 S Little Creek Rd, 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. This meeting will be held on **February 14** from 9:30 am to 12:00pm at the Richardson and Robbins Building 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 9:00am to 12:30pm 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 THE DELAWARE CITY REFINING COMPANY** having a facility at 4550 Wrangle Hill Rd, Delaware City, has submitted applications dated March 6, 2014, May 15, 2015 and June 30, 2016 requesting a significant permit modification pursuant to 7 DE Admin. Code 1130, Section 7 for operating permit: AQM-003/00016-Part 1 (Renewal 2), Part 2 (Renewal 1) and Part 3 (Renewal 2). 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 terms from 7 DE Admin. Code 1102 operating permits issued in 2013 and 2014, new regulatory applicable requirements in 40 CFR 60, Subpart Ja, the NSPS for Petroleum Refineries and deletion of emission units that have been decommissioned. The “draft/proposed” significant permit modification is being submitted to EPA for concurrent processing. If there are no significant comments, the “draft/proposed” significant permit modification 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 **January 27**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the significant permit modification's probable impact. For more information visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3560&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**NOTICE IS HEREBY GIVEN THAT CHRISTIANA CARE HEALTH SERVICES** having a facility at 4755 Ogletown Stanton Road, Newark, has requested Federally Enforceable 7 DE Admin. Code 1102 construction permits Permit: APC-2017/0053-CONSTRUCTION (FE); APC-2017/0054-CONSTRUCTION (FE); APC-2017/0055-CONSTRUCTION (FE); APC-2017/0056-CONSTRUCTION (FE) for construction of 4 new Emergency Generators to replace the existing 6 Emergency Generators. The Facility has taken an annual limit of 200 hours operation for each Generator. The Generators are to be located at the Christiana Hospital facility in Newark. Upon completion of construction, the Department will incorporate the operating conditions and limits of the 7 DE Admin. Code 1102 Construction permits into the facility's existing Title V permit (Permit: AQM-003/00080-Renewal (R3) via a Significant Modification. A public hearing on the above application will NOT be held unless the Secretary receives a request for a hearing regarding that application by **January 28**. 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=3559&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**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 NO<sub>x</sub>, 0.58 TPY of SO<sub>x</sub>, 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>

**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 CONCERNING A VOLUNTARY CLEANUP PROGRAM AGREEMENT FOR THE RIVERWALK APARTMENT SITE (DE-1641).**

Pursuant to the June 2000 amendment to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. § 9107 (a)(1), the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice announcing the onset of negotiations concerning Voluntary Cleanup Program (VCP) Agreements, as well as any voluntary settlement agreements requiring a remedy, between DNREC and potentially responsible parties. The amendment states that DNREC must provide “public notification within 20 days after entering into negotiations for a voluntary cleanup settlement agreement with any person that agrees to perform a remedy.” The Site Investigation and Restoration Section (SIRS), on behalf of DNREC, initiated the VCP in February 1995 in an effort to lessen the time and cost required in cleaning up contaminated sites by reducing litigation. VCP Agreements are available, upon application to DNREC, to potentially responsible parties or prospective purchasers who may be liable for the contamination of a property, but who wish to settle their liabilities with DNREC under HSCA. DNREC is negotiating a VCP Agreement with Riverwalk Housing Partnership LLC regarding the Riverwalk Apartment Site (Site) located at 475 West 7th Street in New Castle. The approximate 4.1 acre Site is identified on the maps of New Castle County as a portion of tax parcel number 21-014.00-398. The Site may have had a release of hazardous substances as a result of past industrial use at the Site. The comment period ends on **February 3**. For additional information, please contact the project officer, Lindsay Hall @ (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3573&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>

**PROPOSED PLAN OF REMEDIAL ACTION FOR Former Wilmington Piece Dye OU-1 (DE-1304).**

The Department invites public comment on a proposal to clean up Operable Unit (OU-1) of the Former Wilmington Piece Dye Site located at 165 Bancroft Mills Road/0 Riddle Avenue in Wilmington. Currently, the approximately 16.04-acre Site consists of approximately 20 multi-story buildings with the remainder of the property primarily paved in asphalt and concrete. The current buildings are in various stages of disrepair resulting from a fire on November 9, 2016. The Site soil is contaminated polynuclear aromatic hydrocarbons and metals, including arsenic and lead, while Site groundwater is primarily contaminated with metals. Contamination at the Site is related to the Site’s use as a textile mill from the 1830’s to 2003. The comment period ends on **January 30**. 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=3567&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**PROPOSED PLAN OF REMEDIAL ACTION FOR THE LARRY LONG SITE (DE-0232).**

The Department invites public comment on a proposal to clean up the Larry Long Site located at 909 Pilottown Road 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. The comment period ends on **January 30**. 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=3564&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**FINAL PLAN OF REMEDIAL ACTION FOR THE CATHEDRAL OF ST JOHN SITE (DE-**

**1602).** The Department has adopted a plan regarding the clean-up of the Cathedral of St John Site located in Wilmington. The western portion of the Site was formally used as a Cathedral Complex and contains remnants of coal fired furnace and two abandoned underground heating oil tanks. The eastern part of the Site was used for residential dwellings that were historically demolished into the basements and paved over. The soil and groundwater at the Site have been impacted. The western portion of the Site is proposed to be capped with clean fill material and redeveloped for residential use. The eastern portion of the Site is to be maintained as a parking lot. DNREC issued public notice of the Proposed Plan for the Cathedral of St John Site on December 18, 2016.

There were no comments or questions from the public regarding the Proposed Plan. The public may appeal this Final Plan by **February 6**. For additional information, please contact Eileen Capitoli, Project Manager, at (302) 395-2600; or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3576&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

**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>

**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 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:

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

B. Brittinghams has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE WH-117 which allows for the transport of septage and holding tank waste to be disposed of at the Town of Laurel Wastewater Treatment Facility, Sussex County Sewer System, and Clean Delaware Inc. The above mentioned applications may be inspected by contacting: Kathleen Saunders, Groundwater Discharges, 89 Kings Highway, Dover, 19901, (302) 739-9948. 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 **January 30**. 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=3578&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Waste Masters Solutions LLC has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE OH-514 which allows for the transport of portable toilet waste to be disposed of at the New Castle County Sewer System. The above mentioned applications may be inspected by contacting: Kathleen Saunders, Groundwater Discharges, 89 Kings Highway, Dover, 19901, (302) 739-9948. 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 **January 30**. 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=3578&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

RPJ Waste Services, Inc. has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE WH-215 which allows for the transport of portable toilet waste to be disposed of at the Kent County Sewer System. 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 **January 26**. 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=3572&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

ARF Rental Services, Inc. has applied to the Groundwater Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE WH-400 which allows for the transport of portable toilet waste, to be disposed of at out-of-state permitted facilities. 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 2**. 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=3583&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

## PUBLIC NOTICE

This public notice formally rescinds the prior public notice previously published in both the Delaware News Journal and the Delaware State News on 12/25/16, and hereby replaces the same with the following public notice: **Please note:** The following public notice concerns a completely separate proposed permitted activity from the previously published legal notice of 11/9/16 for Blessing Greenhouses & Compost, and is in no way associated with any other matters concerning Blessing Greenhouses & Compost currently pending before DNREC at this time. Blessing Greenhouses & Compost has applied to the Groundwater Discharges Section for a Non-Hazardous Liquid Waste Transporters Permit to transport non-hazardous liquid waste (belt filter pressed solids and dissolved air flotation biosolids) exclusively from Perdue (Milford) to Perdue AgriSoil (Seaford). The application and supporting documents may be inspected by appointment at the office of the Division of Water, Groundwater Discharges Section, 89 Kings Highway, Dover, 19901. For additional information or for an appointment to inspect the application, please contact Kathy Potter via email at [Kathy.Potter@state.de.us](mailto:Kathy.Potter@state.de.us) or by telephone at (302) 739-9948. For more information visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3577&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.

### Wastewater Facilities Construction Permit Application

The Delaware Department of Transportation is scheduled to proceed with a Highway Safety Improvement Project (HSIP) in 2017. Artesian Wastewater Management is installing approximately 9,400 linear feet (LF) of 8 inch, 850 LF of 14 inch and 8,200 LF of 16 inch sewer force mains in Harbeson along Routes 5 and 9. The proposed force mains extend approximately 7,600 ft. west, 850 ft. north and 2,000 ft. east of the Routes 5 and 9 intersection. The force mains are intended for future use, but are being installed in advance of the HSIP in order to prevent additional disruption to the area after the HSIP is complete. Questions regarding the applications and plans for the above are available for inspection by contacting: Keith Kooker, P.E., Environmental Finance, Office of the Secretary, 5 E. 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 on or before **February 5**. 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=3585&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

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>

**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 probably 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**

J. Carlton Wells & Sons, Inc. has requested an irrigation allocation for their farming operations. They have two wells located southwest of Ellendale in Sussex County. The requested daily withdrawal is 2,376,000 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 **January 30**. 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=3580&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 **January 31**. For additional information visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3570&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

#### **Subaqueous Lands Permit Application**

Dale Lomas-To authorize the placement of approximately 5 cubic yards of sand for beach nourishment and to install a 4 by 5 foot wide set of access stairs connecting to a previously authorized structure in the Rehoboth Bay at 38730 Seagull Drive, Rehoboth Beach

Cove Way Partners, LLC-To repair and replace 100 linear feet of bulkhead and to install a 6 by 40 foot long dock, a 6 by 20 foot long floating dock and a boat lift with one associated piling in a privately owned lagoon located off of the Indian River Bay at 29580 Cove Way, Bethany Beach, Sussex County

Sam Scholar-To remove an existing bulkhead and replace it by installing 242 linear feet of riprap by stepping out 5 feet channelward, a 4 by 20 foot long dock and to repair an 8 by 10 foot long Gazebo in the Bethany Loop Canal at 677 Tingle Avenue, Bethany Beach, Sussex County

U.S. Coast Guard CEU-To maintenance dredge approximately 1,000 cubic yards of material from the Indian River at the U.S. Coast Guard Station at 39373 Inlet Road, Rehoboth Beach and dispose of the material at the Delaware Solid Waste Authority Jones Crossroads facility near Georgetown, Sussex County

Habib and Nastaran Bolourchi-To authorize 66.6 linear feet of clean concrete riprap in Red Mill Pond located at 16540 Coastal Highway, Lewes, Sussex County

#### **Subaqueous Lands Lease and Marina Permit**

Warwick Cove LLC-To construct a minor alteration to Warwick Cove Marina by installing a 6 by 30 foot long floating pier extension, two 4 by 24 foot long floating finger piers, and four stand-alone pilings to create an additional four slips to an existing 10 slip marina in Warwick Cove off of the Indian River located southeast of Paleo Way, Millsboro, Sussex County

#### **Subaqueous Lands Lease and Permit Application**

Andrew Goldberger-To construct a 5 by 25 foot long dock and to install 125 linear feet of riprap along Millers Creek at Lot 53 Barney Lane, Frankford, Sussex County

## **LEGAL NOTICE**

The Department proposes to renew the "Statewide Activity Approval (SAA) for Sediment Removal from Streams in New Castle County" pursuant to the provisions of 7 Del. C., 7203, and the Department's Regulations Governing the Use of Subaqueous Lands. The SAA authorizes the removal of accumulated sediment, above or below the water's surface, that is associated with debris jams, bridge crossings, culverted road crossings, outfall structures and dams in subaqueous lands in New Castle County that are jurisdictional under the State Subaqueous Lands Act. The SAA permits these activities provided the activity is performed by New Castle County (NCCo), the New Castle Conservation District (NCCD), the City of Newark, the Department or their contractors, according to the terms and conditions of the SAA. The intent of the SAA is to reduce response times by the permitted agencies in clearing debris jams and excessive sediment deposits for the purpose of alleviating flood-related storm damage to stream-side properties. Projects qualifying for approval under the SAA require prior notification to the Department except in emergencies, and in some instances, will invoke an abbreviated review process for a decision by the Department. 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 **January 31**. For more information visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=3570&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

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 20**, Crystal Hohrein, Administrative Specialist III with the Division of Waste and Hazardous Substances, Solid and Hazardous Waste Management Section has left State employment. We wish her 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