EXHIBIT 7

STORM WATER AND EROSION CONTROL SYSTEMS

STORM WATER MANAGEMENT BACKGROUND

The Pigeon Point Landfill is exempt from the NPDES Storm Water Program as administered by the Surface Water Discharge Section of the Division of Water Resources of the Department of Natural Resources and Environmental Control (DNREC), but is regulated under the Delaware Regulations Governing Solid Waste (DRGSW).

As required under the Delaware Regulation Governing Storm Water Discharges Associated with Industrial Activity (DRGSWDAIA), the DSWA submitted the NPDES Notice of Intent (NOI) form for the Pigeon Point Landfill on March 7, 2006 (**See Attachment 1**). This form declares our exemption from SARA Title III, Section 313 requirements as covered under §9.1.01.1.A.2b of DRGSWDAIA for landfills as we are regulated under DRGSW.

The storm water management system at the Pigeon Point Landfill was designed, constructed, and has been maintained to comply with the applicable standards of the DRGSW.

Although no specific permit was issued, the DSWA implemented a storm water-monitoring program, which is more fully described in **EXHIBIT 13**. Drawings of the storm water management system are included in **EXHIBIT 12**.

SEDIMENT AND EROSION CONTROL BACKGROUND

The landfill was closed in 1985 to the approximate grades shown on the October 1985 Closure Plan (**See Appendix 3**). Most of the top area of the landfill was finished to a shallow grade of approximately two (2) percent to promote drainage. Over time these areas began to settle due to the decomposition of waste and compression. DSWA periodically filled

depressed areas, as they developed in order to keep areas from accumulating ponds of storm water.

In 1998, DSWA made the decision that a major Cap Enhancement Project was going to be necessary for the following reasons: 1) to ensure that future settlement would not create depressions, which would accumulate ponds of storm water, 2) would also enhance storm water runoff, 3) would reduce infiltration of water into the waste mass, thereby reducing the amount of leachate being generated and requiring treatment.

DSWA contracted with Camp, Dresser, & McKee (CDM) to prepare the Cap Enhancement Project drawings (**See EXHIBIT 12**). In addition, on March 6, 2001, DSWA submitted an application to construct Erosion & Sediment Control Structures per Schnabel Engineering plans dated March 2001 to Mr. Randell Greer of DNREC. After responding to several DNREC comments, Permit No. 2001-006 was issued to DSWA's Erosion & Sediment Control Plan (**See Attachment 2**).

Construction of the sediment and erosion control system in conformance with the Permit requirements began in April 2002. On June 28, 2002, Schnabel submitted a request to DNREC to perform a modification to the approved plan during construction. During initial clearing of the site, the East Pump Station was found to be on the edge of a sedimentation basin. Schnabel requested to construct a berm around the Pump Station to segregate it from the sedimentation basin. On July 9, 2002 DNREC approved Schnabel's request and issued Permit No. 2001-006, Rev. 1 (**See Attachment 3**). The erosion and sediment control structures associated with the East side of the landfill were completed in the fall of 2002. In January 2003, placement of stabilized sludge began in accordance with the Cap Enhancement Plan in Phase 1 (East side).

On April 1, 2005 DSWA submitted a request to renew Permit 2001-006 to Mr. Randell Greer. On April 13, 2005 DNREC approved DSWA's request to renew Permit 2001-006 through July 9, 2008 (**See Attachment 4**).

MAINTENANCE, OPERATION, AND INSPECTION OF STORM WATER AND EROSION CONTROL SYSTEMS

The maintenance, operation, and inspection of Storm Water and Erosion Control Systems will continue to be performed in accordance with DRGSW and renewed Permit 2001-006. These activities are currently performed by the City of Wilmington's designated contractor as required under the PPLIA (**See Appendix 1**).

EXHIBIT 7

Attachment 1

NPDES NOTICE OF INTENT FORM FOR
PIGEON POINT LANDFILL
DATED MARCH 7, 2006

DELAWARE SOLID WASTE AUTHORITY

Board of Directors
Richard V. Pryor
Chairman
Ronald G. McCabe
Vice Chairman
Theodore W. Ryan
William J. DiMondi
Timothy P. Sheldon
Tonda L. Parks
Suzanne C. Moore

N.C. Vasuki, P.E., DEE
Chief Executive Officer

Pasquale S. Canzano, P.E., DEE
Chief Operating Officer

March 7, 2006

Ms. Amber Moore
Delaware Department of Natural Resources and Environmental Control
Division of Water Resources
Surface Water Discharge Section – NPDES Storm Water Program
89 Kings Highway
Dover, Delaware 19901

RE: NOI Forms/Exemptions

Dear Ms. Moore:

The Delaware Solid Waste Authority is pleased to submit the NPDES Notice of Intent (NOI) forms for our Cherry Island and Pigeon Point Landfills, as required under the Delaware Regulations Governing Stormwater Discharges Associated with Industrial Activity (DRGSWDAIA).

At this time, we are claiming exemptions from SARA Title III, Section 313 requirements as covered under § 9.1.01.1.A.2b of DRGSWDAIA for landfills as we are regulated under the Delaware Regulations Governing Solid Waste. This is noted under Section 6 of the NOI forms.

Should have questions regarding this correspondence, please feel free to contact me at your convenience.

With best regards,

Robin M. Roddy, P.E., BCEE
Facility Manager

c: N.C. Vasuki, P.E. DEE
P.S. Canzano, P.E., BCEE
R.P. Watson, P.E., DEE
A.M. Germain, P.E., BCEE
T.E. Houska, P.E., BCEE
Jeremy Homer, Esquire

ceb/daf/rmrnpdesnoiletter

Delaware Department of Natural Resources and Environmental Control
NOI FORM
For Obtaining Coverage Under
The Regulations Governing Storm Water Discharges Associated with Industrial Activities (Section 9, Subsection 1, Part 1)

Form
3-GP.SW/06

Submission of this form serves as notification of the intention of the facility identified on this form, to adhere to the provisions of ***The Regulations Governing Storm Water Discharges Associated with Industrial Activities*** (NPDES General Storm Water Permit Program).
THIS FORM MUST BE COMPLETE IN ORDER TO OBTAIN PERMIT COVERAGE. PLEASE REFER TO THE DIRECTIONS REGARDING THE FEE THAT IS REQUIRED.

1) Name of Facility Filing Noticing Intent:

Pigeon Point Landfill
Address: 1101 Lambson Lane, New Castle, DE 19720

Latitude: 39° 42' 19" N Longitude: 75° 31' 60" W

2) Provide a brief description of the types of industrial activities conducted at the facility.
- Recycling activities.
- Landfill Post Closure Care.

3) Name of the contact person responsible for facility compliance with the NPDES General Storm Water Permit.

Name: Robin Roddy Telephone Number: (302) 764-5385

4) List up to 4 SIC Codes which describe the activities conducted at the facility:

LF			

5) Name of the water body or municipal (pubic) storm sewer system which receives storm water runoff from the facility: Delaware River and Magazine Ditch

6) Indicate whether or not the facility is subject to SARA Title III, Section 313 Requirements.

Yes or No? **No:** This facility has been closed since 1985. DSWA is preparing an application for a new post-closure care permit and will be exempted as per § 9.1.01.1.A.2b where regulatory permitting and oversight falls under the DRGSW. Recycling activities at this facility are exempt as per discussion with Amber Moore of DNREC on 3/3/06.

7) Certification:

"I certify under penalty of law this document and all attachments were prepared under my direction, or supervision, in accordance with a system designed to assure that qualified personnel gathered and evaluated the information submitted. Based upon my inquiry of the person(s) directly responsible for gathering the information, the information is, to the best of my knowledge, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for willful violations."

PRINT NAME AND TITLE: Robin M. Roddy, P.E., BCEE Facility Manager

SIGNATURE: Robin M. Roddy Date: 3/7/06

EXHIBIT 7

Attachment 2

PERMIT NO. 2001-006
EROSION & SEDIMENT CONTROL PLAN

STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
DIVISION OF SOIL AND WATER CONSERVATION
89 KINGS HIGHWAY
DOVER, DELAWARE 19901

OFFICE OF THE DIRECTOR

TELEPHONE: (302) 739 - 4411
FAX: (302) 739 - 6724

SEDIMENT AND STORMWATER PLAN APPROVAL

Permit No.: 2001-006

Issued To: Mr. N. C. Vasuki
CEO
Delaware Solid Waste Authority
1128 S. Bradford St.
P.O. Box 455
Dover, DE 19903

July 2, 2001

Dear Mr. Vasuki,

Your plans for the Pigeon Point Landfill Cover, as submitted by your authorized agent, Mr. Carmelo J. Montana, P.E. of Schnabel Engineering Associates, Inc., have been reviewed and evaluated regarding the Sediment and Stormwater Management requirements of this Division and are approved with conditions (see attached).

Approval of a Sediment and Stormwater Plan does not grant or imply a right to discharge stormwater runoff. The owner/developer is responsible for acquiring any and all agreements, easements, etc., necessary to comply with State drainage and other applicable laws. In addition, all applicants receiving DNREC approval of Sediment & Stormwater Plans for construction activities which disturb greater than 1 acre are required to file a Notice of Intent (NOI) along with the appropriate fee in order to comply with Federal NPDES requirements (see attached form).

This plan approval pertains only to compliance with the "Sediment and Stormwater Regulations", effective January 23, 1991, and the Erosion and Sediment Control Handbook, dated 1989. Please understand that the approval of this plan does not relieve you from complying with any and all federal, state, county, or municipal laws and regulations.

We provide technical assistance, environmental education, and training to those we regulate. If we may be of any assistance to you, regarding the sediment and stormwater aspects of this project, please contact us at the address and number listed above.

Very truly yours,

Randell K. Greer
Environmental Engineer

cc: Frank Piorko, Program Manager
Carl Montana, Schnabel Engineering, Inc.

Delaware's good nature depends on you!

CONDITIONS OF APPROVAL

NOTIFICATION

1) Notify the DNREC Sediment and Stormwater Management Section of your intention to begin construction five (5) days prior to commencing. Failure to do so constitutes a violation of the approved plan.

INSPECTIONS

2) Regular on-site inspections of your project will be conducted by DNREC personnel to monitor the performance of the approved plan to determine if additional erosion and sediment controls are necessary.

3) Keep available on-site, during all phases of construction activity, a copy of the approved Sediment and Stormwater Management Plan.

GRADING

4) At any location where sediment laden runoff may exit the property, perimeter controls shall be installed to prevent sediment from being transported off-site.

5) Any sediment transported off-site to roads or road rights-of-way including ditches shall be removed. Any damage to ditches shall be repaired and stabilized to original condition.

6) Grading shall not impair surface drainage, create an erosion hazard, or create a source of sediment to any adjacent watercourse or property owner.

7) Local grading requirements may supplement these grading conditions.

CHANGES TO THE APPROVED PLAN

8) This project is to be undertaken in accordance with the plans submitted and as approved. If changes are necessary at any time during the completion of the project, submit revised plans, prior to further construction, to this office at the above address to receive a supplemental approval.

PERMANENT STORMWATER MANAGEMENT COMPONENT

9) Failure to implement the permanent stormwater management practices as mentioned herein constitutes a violation of the conditions of this plan approval; it may result in the suspension or revocation of building permits or grading permits issued by the local jurisdiction; and it may result in legal action by the DNREC to bring the site into compliance with the approved Sediment and Stormwater Management Plan and the Delaware Sediment and Stormwater Regulations.

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
NOTICE OF INTENT (NOI) STORMWATER DISCHARGE FOR CONSTRUCTION ACTIVITY

The following information must be submitted in order to receive coverage under the National Pollutant Discharge Elimination System program:

Project Name_____

Type of Project: Residential___ Commercial ___Industrial____ Other_____

County or Municipality_____

Latitude and longitude to the nearest 15 seconds_____

Name of receiving water_____

Project estimated start and finish dates_____

Any person identified in the Sediment and Stormwater Management Plan as the owner(s)/developer(s) and or agent and designer shall sign a copy of the following certification statement prior to commencing any land disturbing activities:

> *"I/we certify under penalty of law that I understand the terms of and conditions of the Delaware National Pollutant Discharge Elimination System (NPDES) General Permit Regulations for Storm Water Discharges Associated with Land Disturbing Activities."*

In addition, the Owner(s)/Developer(s) shall notify all contractors engaged in site grading or other site work of the contractors obligations under the Clean Water Act and the existing State Law.

_____	_____	_____
Date	Owner/Developer Signature	Owner/Developer Name and Title (Printed or Typed)
_____	_____	_____
Date	Designer Signature	Designer Name and Title (Printed or Typed)
_____	_____	_____
Date	Agent (If Applicable)	Agent Name and Title (Printed or Typed)

This Notice of Intent (NOI) shall be accompanied by a filing fee of $10 per application; make checks payable to DNREC. Do not submit this to the appropriate plan review agency, the NOI should be sent to:

DNREC
Division of Soil and Water Conservation
89 Kings Highway
Dover, DE 19901
302-739-4411

EXHIBIT 7

Attachment 3

PERMIT NO. 2001-006, REV. 1

RECEIVED
JUL 17 2002
DSWA

STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
DIVISION OF SOIL AND WATER CONSERVATION
89 KINGS HIGHWAY
DOVER, DELAWARE 19901

OFFICE OF THE DIRECTOR

TELEPHONE: (302) 739 - 4411
FAX: (302) 739 - 6724

SEDIMENT AND STORMWATER PLAN APPROVAL

Permit No.: 2001-006, Rev. 1

Issued To: Mr. N. C. Vasuki
CEO
Delaware Solid Waste Authority
1128 S. Bradford St.
P.O. Box 455
Dover, DE 19903

July 9, 2002

Dear Mr. Vasuki,

Your revised plans for the Pigeon Point Landfill Cover, as submitted by your authorized agent, Mr. Carmelo J. Montana, P.E. of Schnabel Engineering Associates, Inc., have been reviewed and evaluated regarding the Sediment and Stormwater Management requirements of this Division and are approved with the original conditions.

Approval of a Sediment and Stormwater Plan does not grant or imply a right to discharge stormwater runoff. The owner/developer is responsible for acquiring any and all agreements, easements, etc., necessary to comply with State drainage and other applicable laws.

This plan approval pertains only to compliance with the "Sediment and Stormwater Regulations", effective January 23, 1991, and the Erosion and Sediment Control Handbook, dated 1989. Please understand that the approval of this plan does not relieve you from complying with any and all federal, state, county, or municipal laws and regulations.

We provide technical assistance, environmental education, and training to those we regulate. If we may be of any assistance to you, regarding the sediment and stormwater aspects of this project, please contact us at the address and number listed above.

Very truly yours,

Randell K. Greer
Environmental Engineer

cc: Frank Piorko, Program Manager
Carl Montana, Schnabel Engineering, Inc.

EXHIBIT 7

Attachment 4

DNREC APPROVAL TO RENEW
PERMIT NO. 2001-006
THROUGH JULY 9, 2008

SCAN

DELAWARE SOLID WASTE AUTHORITY

Board of Directors
Richard V. Pryor
Chairman
Ronald G. McCabe
Vice Chairman
J. Donald Isaacs
Theodore W. Ryan
William J. DiMondi
Timothy P. Sheldon
Tonda L. Parks

N.C. Vasuki, P.E., DEE
Chief Executive Officer

Pasquale S. Canzano, P.E., DEE
Chief Operating Officer

April 1, 2005

Ref: PPLF-05.36

Mr. Randell Greer
State of Delaware
Department of Natural Resources and Environmental Control
Division of Soil and Water Conservation
89 Kings Highway
Dover, DE 19901

RECEIVED
APR 13 2006
DSWA

RE: Delaware Solid Waste Authority
Pigeon Point Landfill
Sediment and Stormwater Plan Approval

Dear Mr. Greer:

I am writing to request an extension to Delaware Solid Waste Authority's Sediment and Stormwater Plan #2001-06. As you know, DSWA initiated a contouring project at the closed Pigeon Point Landfill. VFL Technologies, under contract with DSWA, is currently constructing the contouring plan. Erosion and sediment control structures were installed during 2002 in accordance with the *Contouring Plan and Final Erosion and Sediment Control Plans* dated March 2001, revised July 2002, prepared by Schnabel Engineering.

The contouring project began in 2002 and is ongoing. The length of the project is dependent on the delivery and placement rate of the contouring fill material. As we discussed, I estimate the project will continue for another five (5) years.

If you have any questions, please contact me at (302) 764-5385.

Sincerely,

Robin M. Roddy, P.E.
Facility Manager

RMR:ur

c: R. P. Watson, P.E., DEE
W. W. Pleasanton
J. Rohrbach, P.E. (VFL)

1128 S. Bradford Street, P.O. Box 455, Dover, Delaware 19903-0455
Phone: (302) 739-5361 Fax: (302) 739-4287
CITIZENS' RESPONSE LINE: 1-800-404-7080 www.dswa.com

Printed on Recycled Paper

MASTER FILE-NCWMC-2

STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
DIVISION OF SOIL AND WATER CONSERVATION
89 KINGS HIGHWAY
DOVER, DELAWARE 19901

OFFICE OF THE
DIRECTOR

TELEPHONE: (302) 739 - 4411
FAX: (302) 739 - 6724

RECEIVED
APR 15 2005
CHERRY ISLAND LANDFILL

Memorandum

DATE: April 13, 2005

TO: Robin M. Roddy, P.E.
Delaware Solid Waste Authority

FROM: Randy Greer, Engineer VI
Sediment & Stormwater Program RKG

RE: Pigeon Point Landfill
Sediment & Stormwater Plan Extension

CC: Jamie Rutherford, Program Manager
Anne Germain, DSWA

Robin,

We have reviewed your request for an extension to plan approval #2001-006 for the above referenced project. According to our records, the last approval date for Revision #1 for this project was July 9, 2002. Thus the approval would be due to expire on July 9, 2005. Based on your letter, it appears the existing site conditions have not changed significantly since the original approval. Therefore, the current plan should still be adequate to manage the site. Your request to extend the approval has been granted for an additional three (3) year period, with a new expiration date of **July 9, 2008**. If the site conditions change significantly during that period, please contact this office for a determination as to whether a plan revision is necessary. If you have any questions, please call me at 302-739-4411.