

Mackil, Molly J. (DNREC)

From: Mackil, Molly J. (DNREC)
Sent: Thursday, February 14, 2013 9:18 AM
To: 'gklasako@bpenvironmental.net'
Cc: Owens, Jennifer D. (DNREC); Ashby, Bryan A. (DNREC); Chase, Marla K. (DNREC); Davis, Glenn F. (DNREC)
Subject: FOIA Response - Pinnacle Foods
Attachments: NPDESPermit.pdf; NPDESMinorModification.pdf; FactSheet.pdf; FOIAPolicy.pdf

Mr. Lasako,

In response to your February 5, 2013, request for information pertaining to the Vlastic Pickle Plant (Pinnacle Foods), 29984 Pinnacle Way, Millsboro, DE 19939, tax parcel nos. 233-5.00-14.00, 233-5.00-15.00, 233-5.00-16.00, the Surface Water Discharges Section (SWDS) of the Division of Water, Department of Natural Resources and Environmental Control, responds:

Please see the attached NPDES Permit No. DE 0000736, a Minor Modification to the NPDES Permit and the associated Fact Sheet.

We have additional information including their application, legal notices, correspondence, Discharge Monitoring Reports (DMR's), public hearing information, QA/QC Reports, Bioassay data, laboratory information and compliance/noncompliance inspections, reports and letters. We understand you have an appointment to review records from the Groundwater Discharges Section on Monday, February 18, 2013 – at your option, you could review our additional records on the 18th as well. Please note these options below:

1. You can make an appointment with Marla Chase (marla.chase@state.de.us or 302-739-9946) to review these files (on the 18th or another date/time), mark the files or documents that you would like copies of, we would prepare an invoice in accordance with the attached policy, you would accept and pay the invoice if you want, we would make the copies and transmit to you, either that day or, more likely, a little later as our schedules allow.
2. Or, you can make an appointment as above, bring your own copier/paper to make copies you would like and bring a check for administrative time at \$20 per hour, payable that day. Please contact me with any questions.

Just as an fyi, the SWDS administers seven (7) programs, including Concentrated Animal Feed Operations (CAFO), Biosolids, Municipal Separated Storm Sewer Systems (MS4), Industrial Storm Water, National Pollutant Discharge Elimination System (NPDES), Pesticides, and Wastewater Construction permits.

Molly J. Mackil, P.E., LEED AP
Environmental Engineer IV
Surface Water Discharges Section, Division of Water
Dept. of Natural Resources and Environmental Control
State of Delaware
89 Kings Highway, Dover, DE 19901
Tel: 302-739-9352 Fax: 302-739-8369
molly.mackil@state.de.us

Mackil, Molly J. (DNREC)

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Sent: Tuesday, February 12, 2013 10:34 AM
To: Ashby, Bryan A. (DNREC); Davis, Glenn F. (DNREC); Hummel, Anthony E. (DNREC)
Subject: FW: FOIA Request
Attachments: 2013-02-05-01; NPDESPermit.pdf; NPDESMinorModification.pdf; FactSheet.pdf; FOIAPolicy.pdf

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Mackil, Molly J. (DNREC)

From: Davis, Glenn F. (DNREC)
Sent: Tuesday, February 12, 2013 1:52 PM
To: Mackil, Molly J. (DNREC)
Subject: RE: FOIA Request

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Glenn F. Davis
State of Delaware - DNREC
Program Manager
Compliance & Enforcement Branch
Surface Water Discharges Section

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From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 12, 2013 11:07 AM
To: Hummel, Anthony E. (DNREC)
Subject: RE: FOIA Request

OK, thanks, Ton. M

From: Hummel, Anthony E. (DNREC)
Sent: Tuesday, February 12, 2013 10:50 AM
To: Mackil, Molly J. (DNREC)
Subject: RE: FOIA Request

Molly:

Sorry I didn't get back to you sooner. Your attachments look to have it covered.

Thanks, Tony.

Anthony E. Hummel, PE
Environmental Engineer IV
Surface Water Discharges Section
State of Delaware
Department of Natural Resources and Environmental Control
Division of Water Resources
89 Kings Highway
Dover, Delaware 19901
(302)739-9946
anthony.hummel@state.de.us

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From: Ashby, Bryan A. (DNREC)
Sent: Wednesday, February 13, 2013 4:30 PM
To: Mackil, Molly J. (DNREC)
Subject: RE: FOIA Request

Fine by me.

Bryan

From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 12, 2013 1:57 PM
To: Ashby, Bryan A. (DNREC)
Subject: FW: FOIA Request

Glenn's OK with it. Molly

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From: Owens, Jennifer D. (DNREC)
Sent: Tuesday, February 05, 2013 8:38 AM
To: Lovell, Stewart E. (DNREC); Schepens, Dave J. (DNREC); Mackil, Molly J. (DNREC)
Subject: 2013-02-05-01

Please compile any data pertaining to the site below.

Jennifer Owens
Ground Water Discharge Section
Department of Natural Resources and Environmental Control
302-739-9948

From: Bothell, Jennifer M. (DNREC)
Sent: Tuesday, February 05, 2013 8:22 AM
To: Sargent, Tracy L. (DNREC); Owens, Jennifer D. (DNREC)
Subject: FW: FOIA Request; AL-190-01f

Hi ladies...I believe solid waste and water should have files on this facility...possibly Enforcement and Emergency Response as well...thanks...Jenny.

From: Gary Lasako [<mailto:gklasako@bpenvironmental.net>]
Sent: Tuesday, February 05, 2013 7:29 AM
To: FOIA, DNREC (DNREC)
Cc: Ron Dove
Subject: FOIA Request; AL-190-01f

To Whom It May Concern:

Pursuant to the Delaware Freedom of Information Act, please accept this request for all DNREC records for the following location:

Vlasic Pickle Plant (Pinnacle Foods)
29984 Pinnacle Way
Millsboro, DE 19939

Sussex County, DE Tax Parcels:
233-5.00-14.00
233-5.00-15.00
233-5.00-16.00

We request records from all of the DNREC divisions.

Feel free to contact me with any questions or concerns.

Thank you,

Gary Lasako
Geologist

BP Environmental, Inc.
8615 Commerce Drive, Unit One
Easton, MD 21601

P: 410.819.0919
F: 410.819.6555

Mackil, Molly J. (DNREC)

From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 05, 2013 9:43 AM
To: Ashby, Bryan A. (DNREC); Davis, Glenn F. (DNREC)
Subject: FOIA Request
Attachments: 2013-02-05-01; NPDESPermit.pdf; NPDESMinorModification.pdf; FactSheet.pdf; FOIAPolicy.pdf

Per the attached FOIA request, below is my DRAFT response. Please let me know if this is ok and/or let me know how to make it better! Thank you!

Mr. Lasako,

In response to your February 5, 2013, request for information pertaining to the Vlastic Pickle Plant (Pinnacle Foods), 29984 Pinnacle Way, Millsboro, DE 19939, tax parcel nos. 233-5.00-14.00, 233-5.00-15.00, 233-5.00-16.00, the Surface Water Discharges Section (SWDS) of the Division of Water, Department of Natural Resources and Environmental Control, responds:

Please see the attached NPDES Permit No. DE 0000736, a Minor Modification to the NPDES Permit and the associated Fact Sheet.

We have additional information including their application, legal notices, correspondence, Discharge Monitoring Reports (DMR's), public hearing information, QA/QC Reports, Bioassay data, laboratory information and compliance/noncompliance inspections, reports and letters. There are a couple of options here:

1. You can make an appointment with Marla Chase (marla.chase@state.de.us or 302-739-9946) to review these files, mark the files or documents that you would like copies of, we would prepare an invoice in accordance with the attached policy, you would accept and pay the invoice if you want, we would make the copies and transmit to you, either that day or later as our schedules allow.
2. Or, you can make an appointment as above, bring your own copier/paper to make copies you would like and bring a check for administrative time at \$20 per hour, payable that day. Please contact me with any questions.

Please note, additional information may have already been provided or may be forthcoming from other State agencies.

Just as an fyi, the SWDS administers seven (7) programs, including Concentrated Animal Feed Operations (CAFO), Biosolids, Municipal Separated Storm Sewer Systems (MS4), Industrial Storm Water, National Pollutant Discharge Elimination System (NPDES), Pesticides, and Wastewater Construction permits.

Molly J. Mackil, P.E., LEED AP
Environmental Engineer IV
Surface Water Discharges Section, Division of Water
Dept. of Natural Resources and Environmental Control
State of Delaware
89 Kings Highway, Dover, DE 19901
Tel: 302-739-9352 Fax: 302-739-8369
molly.mackil@state.de.us

Mackil, Molly J. (DNREC)

From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 05, 2013 10:44 AM
To: Graeber, Ronald E. (DNREC)
Subject: Draft FOIA response
Attachments: FOIA Request

This is what I have circulating to Bryan and Glenn for feedback/OK. Feel free to use, revise, whatever...

Molly

Mackil, Molly J. (DNREC)

From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 12, 2013 1:43 PM
To: Ashby, Bryan A. (DNREC); Davis, Glenn F. (DNREC)
Subject: FW: FOIA Request
Attachments: 2013-02-05-01; NPDESPermit.pdf; NPDESMinorModification.pdf; FactSheet.pdf; FOIAPolicy.pdf

I just found out that Mr. Lasako has an appointment with Ron Graeber/GWDS on Monday, February 18 at 9 am to examine their files. I heard from Tony Hummel and he is OK with my draft response. So that Mr. Lasako can review our files on the 18th as well, if he wants to, could I get feedback on our draft response by COB tomorrow? Thank you! M

From: Mackil, Molly J. (DNREC)
Sent: Tuesday, February 12, 2013 10:34 AM
To: Ashby, Bryan A. (DNREC); Davis, Glenn F. (DNREC); Hummel, Anthony E. (DNREC)
Subject: FW: FOIA Request

Friendly reminder – haven't heard back from anyone! I'd like to get a response to them by February 19th, so please let me know your thoughts one way or the other before then, if possible. Thank you! Molly

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To: Ashby, Bryan A. (DNREC); Davis, Glenn F. (DNREC)
Subject: FOIA Request

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Mr. Lasako,

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Molly J. Mackil, P.E., LEED AP
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