



July 2, 2020

Mr. Mark Valori  
Adelphia Gateway, LLC  
1415 Wyckoff Road  
Wall, NJ 07719

Re: Incompleteness Review Letter  
Erosion and Sediment Control General Permit (ESCGP-3)  
Project Name: Adelphia Gateway Project - Phase 2B  
Permit Application Number: ESG 01 00 19 001  
Municipalities: Lower Chichester Township, Trainer Borough, and City of Chester  
County: Delaware County

Dear Mr. Valori:

The Department of Environmental Protection (DEP) has reviewed the above referenced application and has determined that it is incomplete. The following list specifies the items that must be included in the resubmittal of your application and/or the submission of additional information. The Pennsylvania Erosion and Sediment Pollution Control Program Manual and the Pennsylvania Stormwater Best Management Practices (BMP) Manual include information that will aid you in responding to some of the items listed below. The items are based on applicable laws and regulations, and the guidance sets forth the DEP's preferred means of satisfying the applicable regulatory requirements.

Please note that pursuant to 25 Pa. Code § 102.6(c), this information must be received within 60 calendar days, or DEP may consider the application withdrawn by the applicant.

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#### **Items for Resubmittal or Submission of Additional Information**

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1. In the ESCGP-3 application, Part 2 of Section I "Antidegradation Analysis" was not completed for E&S. For the portions of the project site that drain or discharge to a receiving water that is impaired for siltation, ABACT BMPs for E&S should be employed and marked in Part 2 of Section I accordingly. [Application]
2. On each E&S and Site Restoration plan drawing, please identify the name of the receiving stream, the designated and existing use under Chapter 93 of the receiving stream, the status of the receiving stream as siltation-impaired water, and the direction and distance to the receiving stream from the drawing sheet limits. [102.4(b)(5), 102.8(f)]

3. In the ESCGP-3 application checklist for Phase 2B, the applicant noted N/A for the filing fee. It is assumed from this response that the filing fees were paid for the entire project and submitted with the initial phase. Please provide proof of total disturbed acres for this phased project and the amount of fee already provided to be part of the Phase 2B package. [Application Checklist]
4. Please provide proof of delivery of the Act 14 notification from a commercial carrier, e.g. please provide the USPS tracking report that the Act 14 notification sent via certified mail was delivered for Phase 2B to all municipalities and Delaware County. [Application Checklist]
5. The response from PA State Historic Preservation Office does not include the City of Chester. It seems that portions of Phase 2B are located within the City of Chester. Please address. [Application Checklist]
6. Please provide a copy of the Master Plan for all phases - Phases 1, 2A, and 2B to be part of the Phase 2B package. [Application Checklist for Phased Projects]

You may request a time extension, in writing to respond to deficiencies beyond the sixty (60) calendar days. Requests for time extensions will be received by DEP and considered. You will be notified in writing of the decision either to grant or deny, including a specific due date to respond if the extension is granted. Time extensions shall be in accordance with 25 Pa. Code § 102.6(c).

As stipulated in 25 Pa. Code § 102.6(c) of DEP Chapter 102 rules and regulation (regarding complete applications) information requested by this office must be received within sixty (60) calendar days from the date of this letter, or DEP will consider the application withdrawn by the applicant and no further action will be taken on the application. Fees are not refunded when an application is considered withdrawn by the applicant.

Please provide a response letter addressing the above items and provide an electronic copy of the entire ESCGP-3 application package to my attention at PADEP.

If you have question about your application, please contact me at the below telephone number and refer to ESG 01 00 19 001.

Sincerely,

*Christopher Smith*

Christopher Smith, P.E.  
Chief, Construction Permits Section  
Waterways and Wetlands

cc: Ms. Shiny Mathew – Johnson, Mirmiran & Thompson (JMT)  
Delaware County Conservation District  
Municipal Engineer - Lower Chichester Township  
Municipal Engineer – Trainer Borough  
Municipal Engineer – City of Chester  
Mr. Smith  
Mr. Hohenstein  
Mr. Shankar