

November 30, 2022

LETTER SENT VIA EMAIL ONLY

Steven Rovner  
PA Waste, LLC  
1785 Bustleton Pike  
Feasterville, PA 19053

Re: Camp Hope Run Landfill – Permit # 101719  
Litigation – Request for Additional Information  
APS 944978; AUTH 1189259  
Boggs Township, Clearfield County

Dear Mr. Rovner:

This letter informs you of deficiencies in the pending application for the Camp Hope Run Landfill. If you want the Department to continue processing this application, please submit the additional information described below, which is in part a response to the Commonwealth Court's decision in *Commonwealth, Department of Environmental Protection v. Clearfield County and PA Waste, LLC* issued on October 4, 2022.

### **Deficiencies**

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1. Form 1 – Facility Plan

PA Waste should submit an amended Facility Plan that contains sufficient information to demonstrate compliance with 25 Pa. Code § 273.112. The amended Plan must identify the origin, composition and weight or volume of solid waste to be disposed at the landfill. As the Commonwealth Court ruled, the Facility Plan narrative need not be supported by waste contracts nor discuss the origin of waste destined for the landfill in relation to the “need” for the landfill. The narrative should address what the Court described as the Department’s responsibility to consider waste origin as it relates to protection of the public from the harms associated with transporting and disposing of municipal waste.

2. Suitability Analysis

PA Waste must submit an analysis, supported by credible information and expert opinion, demonstrating, after consideration of economic and environmental factors, that the proposed location of the landfill is at least as suitable as alternative locations, as required by 53 P.S. 4000.507(a)(2)(iii).

3. Right-of-Way

PA Waste must submit information that demonstrates compliance with 25 Pa. Code § 271.123. In particular, PA Waste must satisfy the Department that PA Waste has resolved the dispute concerning Camp Rattlesnake's claim of a right of way across the property where the landfill would be located, and, as such, that PA Waste has the right to construct and operate the landfill on the property proposed for development of the landfill.

Your response should be in the form of revisions to affected pages, forms or drawings in the application. Each revision or addition should bear the revision date and show what items have been revised or added. The Department suggests that you note revisions to the application with additions highlighted and deletions lined out, so changes are easily identified. All revised forms must have the title sheet marked with the latest revision date. A revised Page 2 of Form A – Application for Municipal or Residual Waste Permit must be re-signed by the applicant, notarized and marked with the revision date.

You must submit a response fully addressing each of the significant technical deficiencies set forth above within 20 business days or DEP may deny the application. If you believe that any of the stated deficiencies are not significant, instead of submitting a response to that deficiency, you have the option of asking DEP to decide based on the information with regards to the subject matter of that deficiency that you have already made available. If you choose this option regarding any deficiency, you should explain and justify how your current submission satisfies that deficiency. Please keep in mind that if you fail to respond, your application may be denied.

Should you have any questions regarding the identified deficiencies, please contact me at 570.327.3752 or [lhouser@pa.gov](mailto:lhouser@pa.gov) to discuss your concerns or to schedule a meeting. The meeting must be scheduled within the 20-business day period allotted for your reply. If you feel additional time is needed, please contact us regarding an extension to this submission deadline.

Sincerely,



Lisa D. Houser, P.E.

Environmental Engineer Manager  
Waste Management

cc: Smith Gardner, Inc  
Clearfield County  
Boggs Township  
Field  
File