



**August 10, 2023**

VIA ELECTRONIC MAIL

Mazen Haydar  
Environmental Manager  
Republic Service of PA LLC  
4400 Mount Pisgah Road  
York, PA 17406-8240

Re: Draft NPDES Permit- Industrial Waste  
Modern Landfill  
Application No. PA0046680  
Authorization ID No. 1364256  
Lower Windsor Township, York County

Dear Mr. Haydar:

The Department of Environmental Protection (DEP) has prepared the attached draft NPDES permit for Republic Service of PA LLC's (Republic Service) review and comment. Please review the permit closely so that you are familiar with all requirements and changes, including the conditions in Part C. Also attached is a Fact Sheet that explains the basis for development of the draft permit.

In particular, please note that a Chemical Additive Notification Form is required before the final permit is issued if the facility desires to use MemCleen A, a chemical additive that was included in the application. A blank form and instructions are attached. (The requirements pertaining to Chemical Additives are located in the draft permit at Part C.V. The DEP's definition of 'Chemical Additive' is included in the definitions section in Part A.II. of the draft permit. The attached Fact Sheet also discusses chemical additives for this facility.)

Also attached is a copy of a public notice that, in accordance with DEP regulations at 25 Pa. Code § 92a.82(b), Republic Service is required to post near the entrance to its premises and, if the facility or discharge location is remote from these premises, at the entrance to the facility or at the discharge location. These postings shall remain for 30 days.

DEP will publish notice of the draft permit in the Pennsylvania Bulletin in the near future. Republic Service may provide written comments on the draft permit up to 30 days following publication of this notice. Following the 30-day public comment period (which may be extended by 15 days at DEP's discretion), DEP will consider any comments received and make a decision on whether to issue a final permit.

Because the public has already expressed interest in this permit, a public hearing is being scheduled. Republic Service will be informed of the date and location when it has been established.

DEP is proposing to establish effluent limitations in the renewed permit that are more stringent than the existing permit. Since the existing treatment facility may not be able to immediately meet these proposed limits, a *preliminary* Compliance Schedule of three years has been *proposed* for the draft permit, subject to Republic Service of PA's input. The intent of the compliance schedule is to provide sufficient time to achieve compliance with the more stringent limits. Please review the preliminary Compliance Schedule as well as the option to gather and submit site specific information in Part C.III. of the attached draft permit. **Please notify us if you have any comments concerning the proposed compliance schedule prior to the conclusion of the public comment period.**

Republic Service is encouraged to contact DEP's Waste Management Program at 717-705-4706 to discuss any proposal to truck leachate from Conestoga Landfill to Modern Landfill. When Clean Water Program staff notified DEP's Waste Management Program staff of the proposal in the NPDES permit application, we were told that a change to the waste permit may be required.

The draft permit contains a number of reporting requirements, including the submission of Discharge Monitoring Reports (DMRs) and Supplemental Reports. These templates are not attached to the draft permit. DMR(s) will be issued with the final permit and will include all monitoring requirements in Part A of the permit. DEP's standard Supplemental Reports are available on DEP's website (visit [www.dep.pa.gov/edmr](http://www.dep.pa.gov/edmr) and select "Supplemental Reports"). A checklist will be prepared for the final permit as an inventory of the Forms that will need to be submitted as attachments to the DMR.

Please note that on August 28, 2021, updated NPDES regulations at 25 Pa. Code § 92a.62 related to annual fees became effective. The facility covered by the permit is classified in the Minor IW Facility with ELG fee category, which has an annual fee of \$3,000. Invoices for annual fees will be mailed to permittees approximately three months prior to the due date, which is the anniversary of the effective date of the facility's latest new or reissued permit prior to August 28, 2021. Please review Part A.III.E of the permit related to annual fees. These annual fees are effective now and may be billed before the draft permit is finalized, unless the facility is exempt from these fees under 25 Pa. Code § 92a.62.

If you have any questions, please contact Bonnie Boylan of my staff 717.705.4813 or [bboylan@pa.gov](mailto:bboylan@pa.gov).

Sincerely,

**Maria D. Bebenek**

Maria D. Bebenek  
Program Manager  
Clean Water Program

Attachments

cc: U.S. EPA Region III (electronically)  
PA Fish and Boat Commission (electronically)  
York Water Company (electronically)  
Red Lion Water Authority (electronically)  
PADEP SCRO Safe Drinking Water (electronically)  
William Gothier, Taylor Geoservices Inc. (electronically)  
Lower Susquehanna Riverkeeper (electronically)