



July 26, 2024

**ELECTRONIC DELIVERY TO: ASULKOWSKI@NOBLEENVIRO.COM**

Alex Sulkowski  
Westmoreland Sanitary Landfill, LLC  
111 Conner Lane  
Belle Vernon, PA 15012

Re: Permit Renewal  
Sanitary Landfill  
Rostraver Township, Westmoreland County  
I.D. No. 100277  
Authorization No. 1449209

Dear Alex Sulkowski:

The Department of Environmental Protection (Department) hereby issues, in accordance with Article V of the Solid Waste Management Act, 35 P.S. Sections 6018.101, *et seq.*, a renewal of Solid Waste Permit I.D. No. 100277 authorizing continued operation of the Sanitary Landfill.

Compliance with the terms and conditions set forth in Solid Waste Permit I.D. No. 100277 is mandatory. You have the right to file an appeal as to the modified terms and conditions.

This authorization does not relieve Westmoreland Sanitary Landfill, LLC, from applying for and obtaining any additional permits or approvals from local, state, or federal agencies required for this project. Please be advised that if any other permits are required for this project, they must be issued prior to undertaking the activities described in the permit application. Issuance of the attached permit renewal does not indicate an affirmative action on any other pending or future permit applications.

If you are uncertain as to whether or not other permits are needed for this project, please use the Department's "Pre-Application Consultation Tool" (PACT) which can be found at <https://www.ahs.dep.pa.gov/PACT/>. The online tool is designed to quickly and easily assist potential applicants in determining which types of environmental permits, authorizations, or notifications would be needed for specific projects. Based on the user's responses to a series of simple questions, PACT automatically provides an email response with information on permits and other information an applicant should consider.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board) pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa. C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board  
Rachel Carson State Office Building, Second Floor  
400 Market Street  
P.O. Box 8457  
Harrisburg, PA 17105-8457

TTY/TDD users may contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service by phone at 1.800.654.5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <https://ehb.pa.gov/> or by contacting the Secretary to the Board at 717.787.3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

**IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717.787.3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.**

**IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.**

If you have any questions about the attached permit renewal or requirements of the Solid Waste Management Act, please contact Ihab Abdulfatah of this office at [iabdulfata@pa.gov](mailto:iabdulfata@pa.gov) or 412.442.5204.

Sincerely,

Sharon Svitek  
Environmental Program Manager  
Bureau of Waste Management

Attachment: Permit Renewal

cc: Jason Rigone, Westmoreland County ([wplanning@co.westmoreland.pa.us](mailto:wplanning@co.westmoreland.pa.us))  
Tamira Spedaliere, Rostraver Township ([planning@rostraver.us](mailto:planning@rostraver.us))  
David Murray, Civil Design Solutions, Inc. ([dmurray@civildesign.org](mailto:dmurray@civildesign.org))  
Kenneth Lee, PADEP ([kenlee@pa.gov](mailto:kenlee@pa.gov))  
Scott Wineman, PADEP ([swineman@pa.gov](mailto:swineman@pa.gov))  
William Mura, PADEP ([wmura@pa.gov](mailto:wmura@pa.gov))  
Ihab Abdulfatah, PADEP ([iabdulfata@pa.gov](mailto:iabdulfata@pa.gov))  
Region

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
WASTE MANAGEMENT**

FORM NO. 13-A

MODIFICATION TO SOLID WASTE DISPOSAL AND/OR PROCESSING PERMIT

Under the provisions of Act 97, the Pennsylvania Solid Waste Management Act, the Act of July 7, 1980, P.L. 380, 35 P.S. §§ 6018.101, *et seq*, Solid Waste Permit I.D. No. 100277 reissued on July 20, 2015, to Westmoreland Sanitary Landfill, LLC, for the operation of the Sanitary Landfill, a Municipal Waste Disposal Site located in Rostraver Township, Westmoreland County, is renewed as follows:

1. This permit renews Solid Waste Permit I.D. No. 100277 originally issued May 24, 1991. It is issued in response to Solid Waste Management Permit Application I.D. No. 100277 dated July 26, 2023, and designated as Authorization No. 1449209 for permit renewal. Subsequent revisions and addendums submitted to the initial application are approved by the Department of Environmental Protection (Department) and are a part of this permit renewal.

This permit renewal is issued based on the assumption that the information submitted in the referenced application and defined in Permit Condition No. 2 is accurate. Any inaccuracies found in this information may be grounds for the revocation or modification of this permit and potential enforcement action.

2. The approved application consists of the following documents:

<u>Form No./Letter</u>	<u>Form Title</u>	<u>Date (Revision)</u>
Form GIF	General Information Form	7/12/23
Form A	Application for Municipal or Residual Waste Permit	7/20/23 (8/25/23)
Form B	Professional Certification	7/13/23
Form B1	Application Form Certification	7/13/23
Form MRW-C	Compliance History	6/22/23
Form 1	Facility Plan	7/12/23
Correspondence	Addendum – Public Notice Documentation and Bonding Worksheets	8/25/23

3. This permit renews Solid Waste Permit No. 100277 and authorizes continued solid waste management activities at the facility until July 26, 2034.

This renewal shall be attached to the existing Solid Waste Permit described above and shall become a part thereof effective on July 26, 2024.

*Sharon Svitek*

FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

**PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION  
WASTE MANAGEMENT**

Permit I.D. No. 100277

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4. Within thirty (30) calendar days of this permit renewal, the permittee shall submit to the Department an updated Form 46, Relationship Between Municipal Waste Management Plans and Permits. The Form 46 shall include any and all executed implementing documents from the host county of Westmoreland County, as well as from other Pennsylvania counties that have designated Sanitary Landfill to receive a specified volume of waste from their county.
5. Surety Bond Nos. DUA001212 in the amount of \$21,570,278.00 and DUA001213 in the amount of \$1,632,438.00 dated April 24, 2024, with Westmoreland Sanitary Landfill, LLC, as principal and AXIS Insurance Company as surety executed between the permittee and Department are accepted in support of this 270.0-acre permit.
6. Unless amended by this permit renewal or a previously approved permit modification, all design and operational requirements set forth in Solid Waste Permit No. 100277, issued on May 24, 1991, remain valid for this permit renewal.
7. Approval of this permit does not guarantee site stability or operational effectiveness or connote Department concurrence in all opinions or conclusions set forth in the application documents. Failure of this site to perform as intended or designed according to the application documents herein approved for any reason, or in accordance with the requirements of any applicable law or regulation or in a manner protective of human health and the environment shall be sufficient grounds for modification, revocation, or suspension of this permit.