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Department of Environmental Protection
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**CERTIFICATION
OF THE NOVEMBER 7, 2018
AMENDMENT TO THE GLOUCESTER COUNTY
DISTRICT SOLID WASTE MANAGEMENT PLAN**

BY ORDER OF THE COMMISSIONER:

A. Introduction

The New Jersey Solid Waste Management Act (N.J.S.A. 13:1E-1 et seq.) established a comprehensive system for the management of solid waste in New Jersey. The Act designated all twenty-one (21) of the state's counties, and the Hackensack Meadowlands District, as Solid Waste Management Districts, and mandated that the Boards of Chosen Freeholders and the Hackensack Meadowlands Development Commission (formerly known as the New Jersey Meadowlands Commission, now known as the New Jersey Sports and Exposition Authority or NJSEA) develop comprehensive plans for waste management in their respective districts. On September 26, 1980, the Department of Environmental Protection (Department or DEP) approved, with modifications, the Gloucester County District Solid Waste Management Plan (Plan).

The Act further provides that a district may review its Plan at any time and, if found inadequate, a new Plan must be adopted. The Gloucester County Board of Chosen Freeholders (Freeholders) completed such a review and on November 7, 2018 adopted an amendment to its approved Plan.

The November 7, 2018 Amendment (Amendment) proposes Plan inclusion of Rosey's Tank Cleaning, LLC Transfer Station/Materials Recovery Facility (RTC) located at 1940 Harris Drive, Block 486, Lot 39 in Deptford Township, for the collecting and processing of up to 25 tons per day (tpd) of wastewater (ID 72 Bulk liquids and semi-liquids) generated from the cleaning of conveyor pits and water reclamation pits at offsite car wash facilities.

The Amendment was considered complete for review by the Department on December 21, 2018 and copies were distributed to various administrative review agencies for review and comment, as required by law. The Department has reviewed this Amendment and has determined that the Amendment adopted by

the Freeholders on November 7, 2018 is approved as provided in N.J.S.A. 13:1E-24.

B. Findings and Conclusions with Respect to the Gloucester County District Solid Waste Management Plan Amendment

Pursuant to N.J.S.A. 13:1E-24a(1), I have studied and reviewed the November 7, 2018 Amendment to the Plan according to the objectives, criteria, and standards developed in the Statewide Solid Waste Management Plan and I find and conclude that the Amendment is consistent with the Statewide Solid Waste Management Plan. In this regard, the Freeholders are notified of the elements relative to the November 7, 2018 Amendment which are included below.

Elements of the November 7, 2018 Amendment

Element: Facility Operations

The Amendment proposes Plan inclusion of RTC located at 1940 Harris Drive, Block 486, Lot 39 in Deptford Township to collect and process up to 25 tpd of wastewater (ID 72 Bulk liquids and semi-liquids) generated from the cleaning of conveyor pits and water reclamation pits at offsite car wash facilities. The waste water is collected via vacuum trucks and brought to the facility for processing. The processing includes dewatering of the wastewater to separate the solids from the gray water. The gray water is then stored in aboveground tanks and the separated solids are dried and mixed with cement kiln dust or Barrier Material (saw dust) and disposed of in accordance with the Gloucester County Solid Waste Management Plan. The solids are transported in roll-off containers by company personnel. RTC does not accept cement kiln dust as part of its waste stream coming into the facility. The cement kiln dust is purchased by RTC to be used as a mixing, drying, or binding additive to the separated solids. The material leaving RTC is classified as ID 27 (Dry Industrial Waste).

RTC hours of operation are 7:00 a.m. to 6:00 p.m. Monday through Friday and 7:00 a.m. to 5:00 p.m. on Saturdays.

RTC is located on the north side of Harris Drive, in Deptford Township. Harris Drive is a secondary roadway off Hurffville Road (NJSH Route 41) approximately 2500 feet south of the NJSH Route 42 interchange with Hurffville Road. Harris Drive is a dead-end road which leads into an industrial park.

Element: Regulatory Requirements

The owner or operator of a solid waste transfer station must obtain a Solid Waste Facility (SWF) Permit from the Department prior to the commencement of regulated activities and shall also follow all pertinent regulations found at N.J.A.C. 7:26-2 et seq. and the design and operational requirements at N.J.A.C. 7:26-2B.5 and N.J.A.C. 7:26-2B.9, respectively. As per N.J.A.C. 7:26H-1.6(a), RTC must seek and be issued a Certificate of Public Convenience and Necessity from the Department prior to engaging in the business of solid waste collection or solid waste disposal as defined at N.J.S.A. 48:13A-3. In addition, no person shall engage in the treatment, storage, transfer, or disposal of solid waste in the State without a license as per N.J.A.C. 7:26-16.3(a) or without complying with all of the provisions of N.J.S.A. 13:1E-126 et seq. and the provisions of N.J.A.C. 7:26-16 and 16A.

Transfer stations are subject to the provisions of N.J.A.C. 7:27-8.2(c)17 which requires air pollution control permits for any equipment which vents a solid waste facility directly or indirectly into the outdoor atmosphere.

Finally, if the proposed operation has a storm water discharge (or storm water DSW), a process wastewater discharge and/or discharges a pollutant as defined in N.J.A.C. 7:14A-1.2, or includes activities that require a New Jersey Pollutant Discharge Elimination System (NJPDES) Permit as identified in N.J.A.C. 7:14A-2.4, the applicant shall contact the Department's Division of Water Quality to obtain a NJPDES Permit and/or a Treatment Works Approval for discharges prior to operation, if required.

C. Certification of the Gloucester County District Solid Waste Management Plan Amendment

In accordance with N.J.S.A. 13:1E-1 et seq., specifically N.J.S.A. 13:1E-21, which establishes specific requirements regarding the contents of the District Solid Waste Management Plans, I have reviewed the November 7, 2018 Amendment to the Plan and certify to the Freeholders that the November 7, 2018 Amendment is approved as further specified below.

The Plan inclusion of RTC located at 1940 Harris Drive, Block 486, Lot 39 in Deptford Township for the collecting and processing of up to 25 tpd of wastewater (ID 72 Bulk liquids and semi-liquids) generated from the cleaning of conveyor pits and water reclamation pits at offsite car wash facilities is approved.

This Certification shall not be construed as an expression of the Department's intent to issue a solid waste facility permit or permit modification for any proposed facility or operation.

The construction or operation of any solid waste facility shall be preceded by the acquisition of all necessary permits and approvals pursuant to N.J.S.A. 13:1E-1 et seq. and all other applicable laws. The issuance of operating permits pursuant to the Solid Waste Management Act is limited to those applicants found by the DEP and the Attorney General of the State of New Jersey to be deserving of licensing under the provisions of N.J.S.A. 13:1E-126.

D. Other Provisions Affecting the Plan Amendment

1. Compliance

All solid waste facility operators and transporters registered with the Department and operating within the County and affected by the Amendment contained herein shall operate in compliance with this Amendment and all other approved provisions of the Plan. Any facility operator or transporter who fails to comply with the provisions contained herein shall be deemed to be in violation of N.J.S.A. 13:1E-1 et seq., in violation of N.J.A.C. 7:26-1 et seq., and in violation of their registration to operate a solid waste facility or a collection system issued thereunder by the Department and shall be subject to the provisions and penalties of N.J.S.A. 13:1E-9 and 12 and all other applicable laws.

2. Certification to Proceed with Implementation of the Amendment

This document shall serve as the Certification of the Commissioner of the Department to the Freeholders and pursuant to N.J.S.A. 13:1E-24c. and f., the Freeholders shall proceed with the implementation of the approved components of the Amendment certified herein.

3. Definitions

For the purpose of this Amendment and unless the context clearly requires a different meaning, the definitions of terms shall be the same as those found at N.J.S.A. 13:1E-3 and -99.12, N.J.A.C. 7:26-1.4, -2.13, and N.J.A.C. 7:26A-1.3.

4. Effective Date of Amendment

The approved components of the Amendment contained herein shall take effect immediately.

5. **Reservation of Authority**

Nothing contained herein shall be construed as a limitation on any other action taken by the Department pursuant to its authority under the law. The Plan, including any amendment made thereto, shall conform to the Statewide Solid Waste Management Plan, with appendices, which includes the Department's planning guidelines, rules, regulations, orders of the Department, and includes the compilation of individual district plans and Amendments as they are approved.

E. **Certification of Approval of the Amendment by the Commissioner of the Department of Environmental Protection**

In accordance with the requirements of N.J.S.A. 13:1E-1 et seq., I hereby approve the Amendment, as outlined in Section C. of this certification, to the Gloucester County District Solid Waste Management Plan which was adopted by the Gloucester County Board of Chosen Freeholders on November 7, 2018.

3/4/19
Date



Catherine R. McCabe