

*Solid and Hazardous Waste Program
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Michael Chapman, Executive Director
Salem County Utilities Authority
P.O. Box 890
52 McKillip Road
Alloway, New Jersey 08001-0890

Dear Mr. Chapman:

On December 17, 2007, the Department of Environmental Protection's (Department) Solid and Hazardous Waste Program received the November 15, 2007 Salem County administrative action to amend the Salem County Solid Waste Management Plan (County Plan). The December 17, 2007 administrative action was developed in response to the June 17, 2007 certification by the Department of the January 3, 2007 County Plan amendment which responded to the requirements of the updated Statewide Solid Waste Management Plan.

The June 17, 2007 certification noted areas in the County Plan that needed further attention. These areas were: truck routes to solid waste facilities located within the county; the county plan inclusion process for solid waste and recycling facilities; the timetable for achieving the mandated 50% and 60% recycling goals; a description of the county's role in overseeing and coordinating the municipal recycling efforts; clarification of the municipal recycling ordinances County Plan consistency determination process; clarification of Salem County Utilities Authority enforcement authority under the County Environmental Health Act (CEHA); and, a timetable for the implementation of the RD&D recycling project at the landfill.

The November 15, 2007 administrative action has adequately addressed some of the issues noted in the June 17, 2007 certification. However, certain issues need further attention. The Department notes that the chart outlining the timetable for achieving mandated 50% and 60% recycling goals contains inaccurate data. As a result, the County must revise the increased recycling tonnages necessary to achieve the 50% mandate. Further, the County will have to estimate by material and generating sector the additional material and identify where it will come from. The County will also have to describe the strategies to achieve the goals identified above and revise, as necessary, the enforcement work plan also based on the above. The proposed county plan inclusion process for solid waste and recycling facilities does not provide specific timelines for actions by the county and the solid waste advisory council. Also, the Department requires more detail concerning the county's role in overseeing and coordinating the municipal recycling efforts. A subsequent

submission within 180 days is required to address these deficiencies. This required submission may be an administrative action pursuant to N.J.A.C. 7:26-6.11 et seq. The Department notes that the county cannot provide a timetable for the implementation of the RD&D recycling project at the landfill until subsequent approvals are received. This timetable may be submitted as further information becomes available.

Pursuant to N.J.A.C. 7:26-6.11(b) 2, 6, & 14, the Department considers modifications to the updated response to the Statewide Solid Waste Management Act an approvable administration action. Therefore, this request is hereby approved in part and remanded in part as an administrative action pursuant to N.J.A.C. 7:26-6.11(f). The Department approves the County Plan inclusion of the truck routes to solid waste facilities located within the county; the clarification of the municipal recycling ordinances County Plan consistency determination process; and, the clarification of the Salem County Utilities Authority enforcement authority under the County Environmental Health Act (CEHA). The Department remands to the County for further action the county plan inclusion process for solid waste and recycling facilities; the chart outlining the timetable for achieving the mandated 50% and 60% recycling goals; and, the clarification of the County's role in overseeing and coordinating the municipal recycling efforts.

If you have any questions relative to this action, please contact Najwa N. Ali of my staff at (609) 984-9773 or email at Najwa.Ali@dep.state.nj.us.

Sincerely,

Guy Watson, Chief
Bureau of Recycling and Planning