



April 21, 2022

CERTIFIED MAIL NO. 7009 2820 0000 5820 1923

Daniel Brown, Environmental Compliance Manager
Lancaster County Solid Waste Management Authority
1299 Harrisburg Pike
Lancaster, PA 17604

Re: Unilateral Permit Modification

LCSWMA Frey Farm Landfill
Permit No. 101389
Manor Township, Lancaster County

Dear Daniel Brown:

Enclosed is a permit modification to Solid Waste Permit No. 101389 for the operation of LCSWMA Frey Farm Landfill, issued in accordance with Article V of the Solid Waste Management Act, 35 P.S. Sections 6018.101, et seq.

Recently the Department has updated its Residual Waste Codes list to include a new waste code, 498. It will be used for Agricultural Mortality Wastes (Carcasses and Disease Waste). Please note that the new residual waste code is for wastes that LCSWMA Frey Farm Landfill is already authorized to receive for disposal. The purpose of this modification is to authorize the acceptance of that previously authorized waste type using the newly created 498 residual waste code. The Department is hereby unilaterally modifying Permit No. 101389 to include this new waste code. As of the date of this permit modification, you may apply to accept these waste materials via the Department's electronic Form U process.

Compliance with the terms and conditions set forth in the permit is mandatory. Please note that the issuance of this permit does not eliminate the necessity to comply with all federal, state, or local requirements at the permitted facility. You have the right to file an appeal as to these terms and conditions.

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.A. 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

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 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 <http://ehb.courtapps.com> 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 THIRTY (30) DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

If you have any questions about the enclosed permit or requirements of the Solid Waste Management Act, please call John Oren at 717.705.4907.

Sincerely,



Anthony L. Rathfon
Program Manager
Waste Management Program

Enclosure

cc: Michael Groff, LCSWMA
Manor Township Supervisors
Lancaster County Commissioners

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
WASTE MANAGEMENT PROGRAM
SOUTHCENTRAL REGION

FORM NO. 13-A

MODIFICATION TO SOLID WASTE DISPOSAL AND/OR PROCESSING PERMIT

Under the provisions of Act 97, the Solid Waste Management Act of July 7, 1980, as amended, Solid Waste Permit Number 101389, issued on May 27, 1988 to:

Lancaster County Solid Waste Management Authority
Frey Farm Landfill
3049 River Road
Conestoga, PA 17516
Manor Township, Lancaster County

For the facility located at:
Lat 39° 57' 30" Long -76° 27' 30"

is hereby modified to authorize the use of new Residual Waste Code 498 for Agricultural Mortality Wastes (Carcasses and Disease Waste).

Permit Conditions:

1. LCSWMA Frey Farm Landfill is authorized to accept and dispose of the following Residual Waste Code:
 - RWC 498 – Agricultural Mortality Wastes (Carcasses and Disease Waste)
2. Nothing herein shall be construed to supersede, amend or authorize violation of the provision of any valid and applicable law, ordinance or regulation, provided that said local law, ordinance or regulation is not preempted by the Pennsylvania Solid Waste Management Act, the Act of July 7, 1980, Act 97, 35 P.S. § 6018.101, et seq.

This modification shall be attached to the existing Solid Waste Permit described above and shall become a part thereof effective on April 21, 2022.

Anthony L. Rathfon
FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION