



# pennsylvania

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NORTHCENTRAL REGIONAL OFFICE

February 26, 2013

Lycoming County Board of Commissioners  
48 West Third Street  
Williamsport, PA 17702

Union County Board of Commissioners  
Union County Government Center  
155 North 15<sup>th</sup> Street  
Lewisburg, PA 17837

Columbia County Board of Commissioners  
11 West Main Street  
Bloomsburg, PA 17815

Snyder County Board of Commissioners  
Snyder County Courthouse  
PO Box 217  
Middleburg, PA 17842

Montour County Board of Commissioners  
29 Mill Street  
Danville, PA 17821

Re: Regional Municipal Waste Management Plan  
Lycoming, Union, Columbia, Snyder and Montour Counties  
Approval of Plan Revision

Dear Commissioners:

On December 20, 2012, the Department of Environmental Protection ("DEP") received the Municipal Waste Management Plan Revision ("Plan Revision") submitted on behalf of Lycoming, Union, Columbia, Snyder and Montour Counties by the Lycoming County Planning Commission. Enclosed is the DEP's Plan Revision Approval for the Lycoming, Union, Columbia, Snyder and Montour Counties' Regional Municipal Waste Management Plan Revision ("Plan Revision Approval"). This Plan Revision Approval authorizes Lycoming, Union, Columbia, Snyder and Montour Counties to proceed in implementing the Plan Revision. Any additional implementing documents for the Plan Revision are required to be submitted to the DEP within one year from today's date, the date of the Plan Revision Approval. Implementing documents are due on or before February 26, 2014. This Plan Revision Approval is effective for a ten-year period, and expires on February 26, 2023.


The Counties must implement the Plan Revision and comply with the conditions set forth in the enclosed Plan Revision Approval document. Failure to implement the approved Plan Revision or comply with the conditions of the Plan Revision Approval is a violation of Section 1701 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act of July 28, 1988, P.L. 556, 53 P.S. Section 4000.1701, and may result in enforcement action by DEP.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa. C.S., Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717.787.3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800.654.5984. Appeals

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208 West Third Street | Suite 101 | Williamsport, PA 17701-6448

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must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board.

The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717.787.3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD. IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS 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 (717.787.3483) FOR MORE INFORMATION.

Questions concerning the plan revision approval or this letter should be directed to me at 570.327.3431. If your solicitor has questions, they may contact Amy Ershler, Assistant Counsel, at 570.321.6568.

Sincerely,



Patrick Brennan  
Program Manager  
Waste Management Program

Enclosure

cc: Megan Lehman, Environmental Planner for Lycoming County  
Larry Holley, DEP Central Office  
Amy Ershler, Assistant Counsel  
Joe Delgrippe, NCRO Recycling Coordinator  
DEP Regional File

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF WASTE MANAGEMENT

**Plan Revision Approval**  
**Municipal Waste Management Plan Revision dated 2013**  
**For Lycoming, Snyder, Union, Montour and Columbia Counties**

**Counties: Lycoming, Snyder, Union, Montour and Columbia**  
**Date Issued: February 26, 2013**

Under the provisions of the Municipal Waste Planning, Recycling and Waste Reduction Act of July 28, 1988, P.L. 556, 53 P.S. §§ 4000.101 – 4000.1904, (the Act), the Municipal Waste Management Substantial Plan Revision dated December 20, 2012 ("2012 Plan Revision"), submitted by the Lycoming County Planning Commission on behalf of the counties of Lycoming, Snyder, Union, Montour and Columbia to the Department of Environmental Protection (DEP) is hereby APPROVED. Lycoming, Snyder, Union, Montour and Columbia, Counties are authorized to implement the approved 2012 Plan Revision and execute any ordinances, contracts or other requirements necessary to implement the 2012 Plan Revision.

This plan approval is subject to the attached conditions, and also modification, amendment and supplement by the DEP. This approval is further subject to rescission by DEP for any violation of the applicable laws or the rules and regulations adopted thereunder, for failure to comply in whole or in part with the conditions of this plan approval and the provisions set forth in the approved 2012 Plan Revision (which is made a part hereof), or for causing any condition inimical to the public health, safety or welfare.



*Regional Program Manager*

FOR THE DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF WASTE MANAGEMENT

**Lycoming, Snyder, Union, Montour and Columbia Counties  
Municipal Waste Management Plan Revision Approval**

**Counties: Lycoming, Snyder, Union, Montour and Columbia  
Date Issued: February 26, 2013**

**Plan Approval Conditions**

1. Lycoming, Snyder, Union, Montour and Columbia Counties shall implement the 2012 Plan Revision received by DEP on December 20, 2012. Implementing documents were included with the revision.
2. The Counties may not act in a manner contrary to the approved 2012 Plan Revision or otherwise fail to act in a manner consistent with the approved 2012 Plan Revision.
3. As set forth in 25 Pa. Code §272.251, this plan approval is conditioned upon the requirement that the Counties submit an adopted revised plan at the earliest of the following events: 1) at least three years prior to the expiration of the capacity assurances necessary to dispose or process the municipal waste generated in the Counties, 2) at least three years prior to the expiration of the term of the Counties' approved plan (February 26, 2020), or 3) when otherwise required by DEP.
4. The Counties will ensure adequate disposal capacity is available to them for the entire ten-year period of the 2012 Plan Revision, expiring February 26, 2023. Each year the Counties shall examine the remaining disposal capacity available to the Counties and solicit additional disposal capacity as needed.