



November 12, 2015

Dr. Rengarajan Ramesh
Elcon Recycling Services, LLC
11 LeParc Drive
Princeton, NJ 08550

Re: Elcon Recycling Services, LLC
RCRA Hazardous Waste Permit Application –
Phase I Siting Module Portion
Falls Township
Bucks County
ID No. PAR000544486
APS No. 872052, AUTH No. 1075413

Dear Dr. Ramesh:

On May 29, 2015, the Pennsylvania Department of Environmental Protection (“DEP”) received the above-referenced Phase I application from Elcon Recycling Services, LLC (“ELCON”) for a proposed commercial hazardous waste storage and treatment facility to be located at 100 Dean Sievers Place within the Keystone Industrial Port Complex (former United States Steel Fairless Works site) in Falls Township, Bucks County.

The DEP Siting Team conducted a review of the above-referenced Phase I application materials for administrative completeness. DEP determined, by letter dated June 19, 2015, that the application package contained sufficient detail to proceed with a technical review for conformance with the Phase I exclusionary criteria for a commercial hazardous waste treatment facility.

Phase I exclusionary criteria can be found in 25 Pa. Code Sections 269a.21 through 269a.29. Pursuant to 25 Pa. Code Section 269a.12, “exclusionary” means that DEP will deny, without further review, a permit application for a new operation that it determines will be located in an excluded area delineated by the criteria. This Phase I application process allows the applicant the opportunity to commence the permitting process prior to investing the time and money to develop a full permit application in the event that the proposed location is in an excluded area.

In accordance with Section 309(c) of the Hazardous Sites Cleanup Act, 35 P.S. Section 6020.309(c), within five months of the receipt of an administratively complete siting module portion of a permit application for a commercial hazardous waste treatment or disposal facility, the DEP Siting Team must complete its review of the siting module to determine the conformity of the proposed site to the Phase I exclusionary criteria. During this 5-month review period, DEP is to conduct at least one public information meeting and one public hearing.

The 5-month review period for ELCON commenced on June 19, 2015, which was the date DEP determined the Phase I application to be administratively complete. A public meeting was held on August 12, 2015. A public hearing was subsequently held on September 30, 2015, and the comment period for the public hearing closed on October 14, 2015.

After review of ELCON's Phase I application and upon consideration of the comments received pursuant to the public meeting and the public hearing, the DEP Siting Team believes that ELCON has demonstrated conformance with the Phase I criteria and may proceed with the hazardous waste application process. ELCON may submit to DEP for review the remainder of its commercial hazardous waste permit application, which should include the Part B design and operation application and supporting checklist materials, the Phase II criteria module component, financial responsibility requirements, the appropriate application fee, and a summary of ELCON's pre-application meeting that is to be held in compliance with the pre-application public meeting and notice requirements of 25 Pa. Code Section 270a.83(b-d). Please note that, if new information or changed conditions are identified during review of the remainder of ELCON's hazardous waste permit application that impact this Phase I determination, DEP is not precluded from re-evaluating the facility site's conformance with the Phase I criteria.

Prior to submitting the remainder of its commercial hazardous waste permit application, it is recommended that ELCON schedule a pre-application conference with Mr. Sachin Shankar, P.E., Assistant Regional Director, to assist DEP in coordinating the review of all necessary applications for the project, to ensure timely processing, efficient use of resources, and thorough environmental review of the project. Mr. Shankar can be reached at 484.250.5940.

If you have any questions, please feel free to contact Mr. James Wentzel, P.E., Regional Manager, Waste Management Program, at 484.250.5960.

Sincerely,



Cosmo Servidio
Southeast Regional Director

cc: Township of Falls
Borough of Morrisville
Township of Lower Makefield
Bucks County Health Department
Ms. Barbieri - U.S. EPA, Region 3
Joel Bolstein, Esq. - Fox Rothschild, LLP
Ms. Fitzpatrick - IES Engineers
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