



State of New Jersey

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CERTIFICATION OF THE DECEMBER 21, 2016 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 (previously known as the New Jersey Meadowlands Commission, and now known as 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 (County Plan).

The Act further provides that a district may review its County Plan at any time and, if found inadequate, a new County Plan must be adopted. The Gloucester County Board of Chosen Freeholders (County Freeholders) completed such a review and on December 21, 2016 adopted an amendment to its approved County Plan.

The December 21, 2016 Amendment (Amendment) proposes County Plan inclusion to relocate the DocuVault Delaware Valley, LLC (DocuVault) Class A & D Recycling Facility from 1240 Forest Parkway, Block 346.11, Lot 6, in West Deptford Township to 1395 Imperial Way, Block 347.04, Lots 7 & 8, in West Deptford Township.

The Amendment was received on January 24, 2017 and considered administratively complete for review by the Department on January 31, 2017 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 County Freeholders on December 21, 2016 is approved as provided in N.J.S.A. 13:1E-24.

B. Findings and Conclusions with Respect to the December 21, 2016 Gloucester County District Solid Waste Management Plan Amendment

Pursuant to N.J.S.A. 13:1E-24a (1), I have studied and reviewed the December 21, 2016 Amendment to the County Plan according to the objectives, criteria, and standards developed in the Statewide Solid Waste Management Plan and I find and conclude that the Amendment proposing relocation of DocuVault Class A & D Recycling Facility is consistent with the Statewide Solid Waste Management Plan. In this regard, the County Freeholders are notified of the elements relative to the December 21, 2016 amendment which are included below.

Elements of the December 21, 2016 Amendment

Element: Facility Operations

The Amendment to the County Plan proposes County Plan inclusion to relocate the DocuVault Class A & D Recycling Facility from 1240 Forest Parkway, Block 346.11, Lot 6, in West Deptford to 1395 Imperial Way, Block 347.04, Lots 7 & 8, in West Deptford and modify the following with no additional changes in operation:

- New contact person is Steve Kilpatrick, Senior Operations Manager.
- Acreage: 10.28-acre lot and 115,300 square feet facility.
- Vehicle access gained through the sides of the facility. After leaving the loading dock area, vehicles travel on Imperial Way, Grove Road, and Mid Atlantic Parkway. There are no weight or size limits on these roads.
- X-Ray recycling is shipped to Pyromet 999 at 5 Commerce Drive, in Aston, PA 19014.
- Electronic Media is shipped to CompuCom at 1225 Forest Parkway, West Deptford, NJ 08066.

Element: Regulatory Requirements

All Class D recycling centers must obtain a recycling center general approval prior to commencement of regulated recycling activities and shall also follow all pertinent regulations found at N.J.A.C. 7:26A-3.1 et seq. and the design and operational standards at N.J.A.C. 7:26A-4.1.

Recycling centers are subject to the provisions of N.J.A.C. 7:27-5, "Prohibition of Air Pollution". This regulation prohibits the release of odors and other air contaminants which interfere with the enjoyment of life and property. In addition, recycling centers may require an air quality preconstruction permit and operating certificate pursuant to N.J.A.C. 7:27-8.2(c), dependent upon the equipment and type of operations conducted at the facility.

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 NJPDES Permit and/or 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 county solid waste management plans, I have reviewed the December 21, 2016 Amendment to the approved County Plan and certify to the County Freeholders that the December 21, 2016 Amendment is approved as further specified below.

The December 21, 2016 Amendment proposes County Plan inclusion to relocate the DocuVault Delaware Valley, LLC, Class A & D Recycling Facility from 1240 Forest Parkway, Block 346.11, Lot 6, in West Deptford Township to 1395 Imperial Way, Block 347.04, Lots 7 & 8, in West Deptford Township, with minor modifications and no additional changes in operation, as included in section B of this certification is approved.

This certification shall not be construed as an expression of the Department’s intent to issue a recycling center approval for Class D materials. A recycling center approval shall only be issued where the applicant has submitted an administratively complete application, as per N.J.A.C. 7:26A-3.5, where all the substantive criteria for approval set forth in N.J.A.C. 7:26A-3.2, 3.3, and 3.4 are satisfied, where a fee has been paid in accordance with N.J.A.C. 7:26A-2, where none of the criteria for denial of a recycling center approval are met, as per N.J.A.C. 7:26A-3.12, and where the Department has issued an appropriate approval for said operation.

D. Other Provisions Affecting the Plan Amendment

1. Compliance

All solid waste facility operators and transporters registered with the Department and operating within the District and affected by the amendment contained herein shall operate in compliance with this Amendment and all other approved provisions of the County 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 Amendment

This document shall serve as the certification of the Commissioner of the Department to the County Freeholders and pursuant to N.J.S.A. 13:1E-24c. and f., the County 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 to the County Plan 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 County Plan, including any amendment made thereto, shall conform with 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 County 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 December 21, 2016.

Date

5/18/2017

Bob Martin, Commissioner
Department of Environmental Protection

