

US EPA ARCHIVE DOCUMENT

MEMORANDUM OF AGREEMENT
BETWEEN THE STATE OF DELAWARE
AND
THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

I. GENERAL

This Memorandum of Agreement (hereafter "Agreement") establishes policies, responsibilities, and procedures pursuant to 40 CFR 271.8 for the State of Delaware Hazardous Waste Program (hereafter "State Program") authorized under Section 3006 of the Resource Conservation and Recovery Act (hereafter "RCRA" or "the Act") of 1976 (Public Law 94-580, 42 USC § 6901 et seq.) and the United States Environmental Protection Agency (hereafter EPA) Regional Office for Region III. This agreement further sets forth the manner in which the State and EPA will coordinate in the State's administration of the State program.

This Agreement is entered into by the Secretary of DNREC Department of Natural Resources and Environmental Control (hereafter "Secretary" or "the State"), the lead agency for the State Program (as designated by the State pursuant to 40 CFR 271.6(b)), and the Regional Administrator, EPA, Region III (hereafter "Regional Administrator" or "EPA").

Nothing in this agreement shall be construed to restrict in any way EPA's authority to fulfill its oversight and enforcement responsibilities under RCRA. Nothing in this agreement shall be construed to contravene any provision of 40 CFR Part 271.

The parties will review the Agreement jointly at least once a year (and other times as appropriate) during the preparation of the annual State Grant Work Program (hereafter "State Work Program"), in connection with grant funding under Section 3011 of RCRA.

This Agreement may be modified upon the initiative of either party in order to ensure consistency with State program modifications made or for any other purpose mutually agreed upon. Any revisions or modifications must be in writing and must be signed by the Secretary and the Regional Administrator.

This Agreement will remain in effect until such time as State program authorization is withdrawn by or is voluntarily transferred to EPA according to the criteria and procedures established in 40 CFR 271.22 and 40 CFR 271.23.

This Agreement shall be executed by the Secretary and the Regional Administrator and shall become effective at the time the State's authorization takes effect, which shall be the date of publication in the Federal Register of EPA's decision to grant authorization to the State.

II. POLICY STATEMENT

Each of the parties to this Agreement is responsible for ensuring that its obligations under RCRA are met. Upon granting final authorization by EPA, the State assumes primary responsibility for implementing the RCRA hazardous waste program within its boundaries. EPA retains its responsibility to ensure full and faithful execution of the requirements of RCRA, including direct implementation in the event the State is unable to act. The Secretary and the Regional Administrator agree to maintain a high level of cooperation and coordination between their respective staffs in a partnership to assure successful and effective administration of the State program.

EPA assumes an oversight role upon granting final authorization to the State. EPA will oversee State program implementation in order to promote national consistency in implementation of the hazardous waste program, to allow EPA to report to the President and Congress on the achievements of the hazardous waste program, and to encourage States and the EPA to agree on desirable technical support and targets for joint efforts to prevent and mitigate environmental problems associated with the improper management of hazardous wastes. Oversight will be accomplished by EPA through written reporting requirements, permit overview, compliance and enforcement overview, and annual review of States' programs.

III. STATE PROGRAM REVIEW

A. General

The Regional Administrator will assess the Secretary's administration and enforcement of the State program on a continuing basis for equivalence and consistency with RCRA, with this Agreement, and with all applicable Federal requirements and policies and for adequacy of enforcement. This assessment will be accomplished by EPA review of the information submitted by the Secretary in accordance with this Agreement and the State Work Program, permit overview, compliance and enforcement overview, and annual review of State program activities. The Regional Administrator may also consider, as part of this regular assessment, written comments about the State's program administration and enforcement that are received from regulated persons, the

public, and Federal, State and local agencies. Copies of any such comments received by the Regional Administrator will be provided to the Secretary.

To ensure effective program review, the Secretary agrees to allow EPA access to all files and other information requested by the Regional Administrator and deemed necessary for reviewing State program administration and enforcement.

Review of DNREC files may be scheduled at quarterly intervals. Program review meetings between the Secretary and the Regional Administrator or their assignees will be scheduled at reasonable intervals not less than annually to review specific operating procedures and schedules, to resolve problems and to discuss mutual program concerns. These meetings will be scheduled at least fifteen (15) days in advance unless agreed to differently. A tentative agenda for the meeting will be prepared by EPA.

B. Identification of Major Hazardous Waste Handlers

The Secretary agrees to develop with EPA a list of hazardous waste facilities, generators and transporters in the State designated as "major" hazardous waste handlers. This designation is intended to identify, for administrative purposes, environmentally significant hazardous waste handlers, and to be used in concentrating inspection, permitting and reporting resources on those handlers. These lists shall be submitted as a part of this agreement. They shall be reviewed and updated annually and more often as necessary. Changes to these lists do not require a formal amendment to this Agreement so long as both the State and EPA agree in writing to any changes.

From the list of "major" handlers the Secretary agrees to develop and annually review with the Regional Administrator a list of facilities whose permit applications and draft permits will be reviewed by EPA. This smaller list constitutes major facilities for purposes of EPA permit overview.

The State agrees, that as a minimum, the following hazardous waste management activities are to be designated major.

1. Land disposal activities (except those which the State and EPA have determined, on the basis of the criteria in paragraph 3 below, should not be so designated);

2. Incinerators (except those which the State and EPA have determined, on the basis of the criteria in paragraph 3 below, should not be so designated); and,
3. Selected remaining storage and treatment facilities and transporters and generators based on the following criteria:
 - a. Type of operations,
 - b. History/Record of Noncompliance,
 - c. Size of operation,
 - d. Type of waste, and
 - e. Location

It is expected that approximately 10% of the facilities in the State should be designated as major. Additionally, 1 to 5% of the generators and transporters should be so designated.

IV. INFORMATION SHARING

A. General

As the national hazardous waste program matures, the respective roles and responsibilities in this State/Federal partnership will become more clear. As the respective information needs of the State and EPA evolve, changes to this section of the Agreement may be appropriate. During the annual review of this agreement the Secretary and the Regional Administrator will carefully examine the following information sharing provisions for needed revision.

B. EPA

1. EPA will keep the Secretary informed of the content and meaning of Federal statutes, regulations, guidelines, standards, policy decisions, directives, and any other factors that affect the State Program. EPA will also provide general technical guidance to the State. EPA will share with the Secretary any national reports developed by EPA from the data submitted through State reporting requirements.
2. EPA agrees to promptly forward to the Secretary information obtained prior to the effective date of this agreement any notifications provided on EPA Form 8700-12, including EPA identification numbers, by generators and transporters of hazardous waste and from owners and operators of hazardous waste treatment, storage, and disposal facilities located in the State. A copy of the original notification forms

and/or a computer print-out containing all the notification information will be provided. Such information will be provided to the Secretary or his designee within thirty (30) days of the effective date of this Agreement. EPA will also forward, on a monthly basis, notification information (including newly assigned EPA identification numbers) submitted by persons in the State who file such forms after the effective date of this Agreement. This information will be submitted to the Secretary within 10 days of the end of each month.

3. EPA agrees to provide to the State EPA identification numbers to be assigned to generators and transporters and to owners and operators of hazardous waste treatment, storage, and disposal facilities submitting notifications to the State after the effective date of this Agreement. EPA will do this after receiving a copy of the notification information from the State as provided in Section IV.C.6. of this Agreement.
4. EPA agrees to transfer to the Secretary or his designee a complete copy of any pending Part A and Part B hazardous waste management facility permit applications originally submitted to EPA pursuant to 40 CFR 270.10 by facilities located in the State and which have not already been transferred to the State, together with all pertinent file information. A complete copy of any pending Part A and Part B hazardous waste management facility permit application is one that has been reviewed for completeness and found to be complete. In a case where an NOD has been issued by EPA, the NOD response from the facility shall make the application complete. Pertinent file information includes applications (including accompanying narratives, plans, maps, etc.), draft permits, public notices, administrative notices, fact sheets and correspondence. Such materials will be provided within thirty (30) days after the permit application is complete.
5. EPA will also provide to the State, within ten (10) calendar days of receipt, Part A and Part B permit applications submitted directly to EPA by persons in the State after the effective date of this Agreement.
6. EPA agrees to make available to the State copies of any reports and data resulting from compliance inspections within 60 days of completion of the inspections.
7. EPA will make available to the Secretary other relevant information as requested which the State needs to implement its approved program.

C. State

1. The Secretary agrees to inform the Regional Administrator of any proposed or adopted program changes which would affect the State's ability to implement the authorized program. Program changes of concern include modification of the State's legal authorities (i.e. statutes, regulations and judicial or legislative actions affecting those authorities), modifications of Memoranda Of Agreement or Understanding with other agencies, and modifications of resource levels (i.e., available or budgeted personnel and funds). The State recognizes that program revisions must be made in accordance with the provisions of 40 CFR 271.21.
2. The State will provide compliance monitoring and enforcement information to the Regional Administrator on a routine basis as specified in the State Work Program.
3. The State agrees to provide EPA with a copy of each State variance or waiver at the time it is granted. The State agrees that it will not exercise its variance authority, including emergency administrative orders, unless the result would remain not less stringent than and consistent with the Federal program, and consistent with other State programs.
4. The State agrees to issue provisional Identification Numbers to facilities for one-time use only.
5. The State agrees to submit to the Regional Administrator the following permit information at the frequency noted below.

	ITEM DESCRIPTION	FREQUENCY OF SUBMISSION
a.	A copy of permit application originally submitted to the State and subsequent revisions or additions to these applications on or after the effective date of this Agreement by all major hazardous waste management facilities in the State unless EPA has been carbon copied by the facility. The State may want to request an additional copy of the permit application from facilities for forwarding to EPA.	Within 15 days of their receipt by the State.

- b. Copies of (a) draft permits and (b) proposed permit modifications (c) permit denials and (d) accompanying explanatory material for all major hazardous waste management facilities in the State. Within five working days of their completion.
 - c. Copies of final permits, denials, and modifications, for all major hazardous waste management facilities in the State. Within 30 calendar days of their issuance.
 - d. For non-major facilities the State agrees to submit to EPA a copy the public notice of the intention to issue or deny the permit. In addition, the State will send EPA copies of notices of public hearings. At the time they are sent out for public comment.
 - e. The State agrees to provide telephone notification to the RCRA Permits Section of all State temporary and emergency permits and their nature prior to issuance. Copies of these permits shall be forwarded to EPA upon issuance. As soon as possible prior to issuance.
 - f. The State agrees to provide to EPA the public notices for approval of all closure plans. At the time the notice is made available to the public.
 - g. State agrees to provide closure plans upon request. Within 5 calendar days of receipt of request
 - h. The State agrees to notify EPA of all new facility permit applications for the purpose of determining facility classification (major/nonmajor). As soon as possible after receipt of application.
6. So that EPA can issue EPA identification numbers and maintain a national inventory of all hazardous waste handlers, the State agrees to provide EPA with the following notification information submitted to the State after the effective date of this Agreement by new hazardous waste generators, transporters and treatment, storage and disposal facilities in the State:

- °name and location of the handler
- °mailing address of the handler
- °name and telephone number of a contact person
- °process code and waste codes (if the handler is a TSDF)

The State will provide this information within ten working days after receipt of such notifications. This data will be submitted in the prescribed EPA format and comply with EPA definitions.

7. The State agrees to provide EPA with copies of reports or data resulting from any compliance inspection and subsequent enforcement actions, if EPA requests such copies.
8. Any additional reports as specified in the annual RCRA Work Program.

D. Site Visits

EPA is responsible for maintaining reliable national data on hazardous waste management. This data is used to report to the President and Congress on the achievements of the hazardous waste program and to support EPA's regulatory development efforts. Whenever EPA determines that it needs to obtain certain information, EPA will first seek to gain this information from the Secretary. The Secretary agrees to supply the Regional Administrator with this information if readily available and resources allow. If the State is unable to provide the information or it is necessary to supplement the State information, EPA may conduct a special survey or perform information collection site visits after notifying the Secretary. EPA will share with the Secretary any national reports developed by EPA as a result of such information collection.

E. Emergency Situations

Upon receipt of any information that the handling, storage, treatment, transportation, or disposal of hazardous waste is endangering human health or the environment, the party in receipt of such information shall immediately notify by telephone the other party(ies) to this Agreement of the existence of such situation. State contacts: Bill Razor, Ken Weiss (302) 736-4781, or 24 hrs. per day in New Castle County 911, Kent County 674-3111 and Sussex County 856-7011. EPA contacts: Environmental Emergency Branch in EPA at their 24-hr. Hot Line (215) 597-9898 or the National Response Center at their toll-free 24-hour number (800) 424-8802.

F. Confidentiality

1. Any information obtained or used in the administration of the State program shall be available to EPA upon request without restriction. If the information has been submitted to the State under a claim of confidentiality, the State must submit that claim to EPA when providing information. Any information obtained from a State and subject to a claim of confidentiality will be treated in accordance with the regulations in 40 CFR Part 2.

Prior to disclosure of confidential information to an authorized representative who is not an employee of the Federal government, EPA may require the representative to sign an agreement prohibiting disclosure of such information to anyone not authorized by 7. Del. Code Chapter 63 or the terms of the agreement.

2. EPA agrees to furnish to the State information in its files which is not submitted under a claim of confidentiality and which the State needs to implement its program. Subject to the conditions in 40 CFR Part 2, EPA will furnish the State information submitted to EPA under a claim of confidentiality which the State needs to implement its program. All information EPA agrees to transfer to the State will be transferred in accordance with the requirements of 40 CFR Part 2.

V. PERMIT ISSUANCE

A. EPA Permitting

Upon final authorization of the State program EPA will suspend issuance of joint Federal/State permits for hazardous waste treatment, storage, and disposal facilities in the State. EPA and the State will continue to process the applications listed in Section V.C.

EPA intends to add permitting standards for processes not currently covered by the Part 264 standards. For example, the Part 264 standards do not currently cover treatment and storage of hazardous waste in certain types of underground tanks. When EPA does promulgate standards for additional processes, EPA will process and enforce RCRA permits in the State in the new areas until the State receives final authorization of equivalent and consistent State standards. At the time the State program is approved in the new areas, EPA will suspend issuance of Federal permits in the State. EPA will also transfer any pending permit

applications, completed permits or pertinent file information to the State within thirty (30) days of the approval of the State program in conformance with the conditions of this agreement.

B. EPA Overview of State Permits

While EPA may comment on any permit application or draft permit, EPA's overview function will focus primarily on those facilities identified by the State and EPA as major facilities for permit overview.

EPA will comment on State permit applications, draft permits, and proposed permit modifications as follows: EPA may, however, waive comments on the following permit actions if higher priorities exist.

<u>Item Description</u>	<u>Frequency of Submission</u>
EPA will comment in writing to inform the State of any deficiency in the content of any permit applications, draft permits or proposed permit modifications for Land Disposal and Incineration or major storage facilities.	Within 60 days of receipt or a mutually agreed upon timetable, or will request an extension for these comments as warranted.
<u>Upon request</u> of the State, EPA agrees to provide comments on permit applications, draft permits, and proposed permit modifications for non-major facilities which have been deemed complete by the State.	Within 60 days of receipt or will request an extension for these comments as warranted.
EPA will review all State emergency permits, and provide comments, if any, to the State prior to issuance.	Immediately by phone, followed by letter.
EPA will select and evaluate closure plans and provide comments to the State.	Immediately if the plan appears to present an unreasonable risk to human health or the environment. Otherwise, on a mutually agreed upon schedule.

EPA may request a copy of any permit application, draft permit or proposed permit modification, statement of basis, permit denial, or fact sheet, and any supporting documentation that went into the development of the draft permit. The State shall provide such information within one week of request.

EPA may comment in writing on any draft permit or proposed permit modification, whether or not EPA commented on the permit application, within sixty (60) days of its receipt.

Where EPA indicates, in a comment, that issuance, modification or reissuance of the permit would be inconsistent with the approved State program, EPA will include in the comment:

- a. A statement of the reasons for the comment (including the section of State law or regulations promulgated thereunder that support the comment); and
- b. The actions that should be taken by the Secretary in order to address the comments (including the conditions which the permit would include if it were issued by the Regional Administrator).

EPA will send a copy of any comments on the permit application, draft permit or proposed permit modification to the permit applicant. The State will be notified of this action.

EPA will withdraw any comment in writing when satisfied that the State has met or refuted the Agency's concerns and EPA will inform the permit applicant of any comments withdrawn.

Under Section 3008(a)(3) of RCRA, EPA may terminate a State issued permit in accordance with the procedures of Part 124, Subpart E, or bring an enforcement action in accordance with the procedures of 40 CFR Part 270 in the case of a violation of a State program requirement. In exercising these authorities, EPA will observe the conditions established in 40 CFR 271.19(e).

C. State Permitting

The State is responsible for expeditiously drafting, circulating for public review and comment, issuing, modifying, reissuing and terminating State-RCRA permits for all hazardous waste treatment, storage and disposal facilities in the State, and shall do so in a

manner consistent with RCRA, with this Agreement, with all applicable Federal requirements, and with the State's Program Description.

Prior to receipt of Final Authorization all EPA RCRA permits have been issued jointly with the State. EPA and the State will continue to process all permit applications that were initiated in FY 83. Accordingly, the following applications will be processed jointly by EPA and the State until the final permit is issued by the State (responsibility as noted on the table).

<u>FACILITY</u>	<u>EPA</u>	<u>DNREC</u>	<u>ARRANGEMENTS</u>
GMC	T,A	A	DNREC
Stauffer Chemicals	T,A	A	DNREC
Atlantic Coast	T,A	A	DNREC
Du Pont Chestnut Run	T,A	A	DNREC
Du Pont Seaford	T,A	A	DNREC
Multichem	A	T,A	DNREC

T-Technical; A-Administrative

DNREC will make arrangements for public hearing including place, public notices, hearing officers, etc.

EPA will provide a technical expert for the public hearing for all of the above facilities, with the exception of Multichem.

The State agrees to consider all comments EPA makes on permit applications, proposed permit modifications and draft permits. The State will satisfy or refute EPA's concerns on a particular permit application, proposed permit modification, or draft permit in writing before issuing the permit or making the modification.

The State agrees to issue, all permits in accordance with Sections 122 & 124 of Delaware Regulations Governing Hazardous Waste and the requirements of 7 Del.C. Chapter 63 and to include as permit conditions all applicable provisions of Sections 122, 124 & 264 of the Regulations Governing Hazardous Waste. This agreement also applies to permits issued after final authorization but for which the processing may have begun before final authorization.

The State has adopted permitting procedures analogous to those at 40 CFR Parts 270 and 124.

The State shall establish permitting priorities using EPA priority guidance. The State will process Part B applications over a five-year period beginning on the effective date of this agreement. The State's workload shall be evenly distributed over the five-year period and as specified in the annual work program.

The State agrees that any compliance schedules contained in permits it issues will require compliance with applicable standards as specified in Section 122.32(a)(2) of the Delaware Regulations Governing Hazardous Waste.

The State will immediately notify EPA upon receipt of an administrative or judicial appeal of a permit. If the terms of any permit are affected in any manner by administrative or court action, the DNREC shall immediately notify the Regional Administrator of such revision and shall transmit a copy of such permit to the Regional Administrator with changes clearly marked. The Regional Administrator shall have 30 days to make written objection to, comments on or recommendations with respect to such changed permit.

VI. PERMIT ADMINISTRATION

A. EPA

Prior to the date of Final Authorization, all EPA RCRA permits were issued jointly with the State as State-RCRA permits. The EPA RCRA permit will continue in full force until it is requested by the permittee to be terminated or terminated for one of the causes found in 40 CFR 270.43. If the RCRA permit is not terminated, then the facility will operate under two permits. EPA will primarily rely on the State to enforce the terms and conditions of the EPA-RCRA permit.

B. State

The Secretary agrees to review all hazardous waste permits which were jointly issued with EPA under State Law prior to the effective date of this agreement and to modify such permits as may be necessary to require compliance with the State Regulations Governing Hazardous Waste Parts 260 through 265 and Parts 122 and 124 within 1 year of the effective date of this agreement.

VII COMPLIANCE MONITORING AND ENFORCEMENT

A. EPA

Nothing in this agreement shall restrict EPA's right to conduct site visits and compliance inspections of all hazardous waste generators, transporters and facilities. Site visits may be conducted for regulatory development or regulatory reform purposes. EPA will not ordinarily conduct such inspections of non-major hazardous waste generators, transporters and facilities; however, nothing in this agreement shall restrict EPA's right to inspect any hazardous waste generator, transporter or facility.

Before conducting an inspection of a generator, transporter or facility, the Regional Administrator will normally give the Director at least fifteen (15) days notice of the intent to inspect in accordance with 40 CFR 271.8(b)(3)(i).

If the Director performs a State compliance inspection and submits a report and data relevant thereto within that time to EPA, no EPA inspections will be made, unless the Regional Administrator deems the State report and data to be inadequate. In case of an imminent hazard to human health and the environment, the Regional Administrator may shorten or waive the notice period.

The frequency of EPA oversight and training inspections will be as agreed upon in the annual State Work Program. Normally, EPA will accompany the State on no more than 5% of the State's compliance inspections.

EPA agrees to make available to the State copies of any reports and data resulting from compliance inspections within 60 days of completion of the inspections. After notice to the State, EPA may take action under Section 3008 of RCRA against a holder of a State issued permit on the ground that the permittee is not complying with a condition of that permit.

EPA may take action under Section 3008 of RCRA against a holder of a State issued permit on the ground that the permittee is not complying with a condition that the Regional Administrator in commenting on that permit application or draft permit stated was necessary to implement approved State program requirements, whether or not that condition was included in the final permit.

The Regional Administrator may take enforcement action against any person determined to be in violation of RCRA in accordance with Section 3008(a)(2). If EPA determines that the State has not taken timely and appropriate enforcement action against a violator, EPA shall notify the State, i.e., Notice of Violation or letter, prior to taking enforcement action against a violator. Such notification shall identify the nature of the violation, the reasons why an enforcement action is necessary and give the State 30 days to take appropriate enforcement action. No later than 30 days after receipt of notification from EPA, the State shall respond in writing to EPA detailing the enforcement action, if any, it has taken and why such action, or inaction, is appropriate. If EPA determines that the State's action or inaction is not appropriate, EPA may proceed against a violator with any or all of the enforcement options available under Sections 3008, 3013, and 7003 of RCRA and any other applicable Federal Statute and will notify the State of such enforcement action. Notification of federal enforcement action against a violator may be made orally and shall be followed by written notification to the State. No notification of any type shall be required when EPA is exercising its emergency powers.

B. State

The State agrees to operate a timely and effective compliance monitoring system to assess and monitor compliance with permit conditions, facility standards and generator and transporter requirements and shall do so in a manner consistent with all applicable Federal requirements, and with the State's Program Description.

The State will monitor, evaluate, and take appropriate action for violations of all reporting requirements by hazardous waste generators, transporters, and facilities under the State program. This shall include a timely substantive review of such reports to determine the compliance status of persons filing the reports. Priorities for reviewing these reports will be as agreed in the annual State Work Program.

The State agrees to retain all records for at least three years unless there is an enforcement action pending. In that case all records will be retained until such action is resolved.

The State agrees to carry out a program for monitoring the compliance by generators, transporters, and facilities with applicable program requirements (See 40 CFR 271.15 and 271.16. Compliance inspections will be done to ascertain whether a generator, transporter or facility is meeting manifest requirements, generator and transporter requirements, and facility standards for recordkeeping, operation and maintenance, self-monitoring, reporting, and other activities as defined in the annual State Work Program. Priorities for compliance monitoring will be agreed upon in the annual State Work Program.

The State agrees to provide EPA with copies of reports or data resulting from any compliance inspection, if EPA requests such copies as specified in 40 CFR § 271.27.

The State agrees to take timely and appropriate enforcement action against persons in violation of generator and transporter standards (including manifest requirements), facility standards, permit requirements, compliance schedules, and all other program requirements, including violations detected by State or Federal compliance inspections. In instances where EPA determines that the State has not initiated timely and appropriate enforcement action against a violator, EPA shall proceed with any and all of the enforcement options available under RCRA or any other applicable statute.

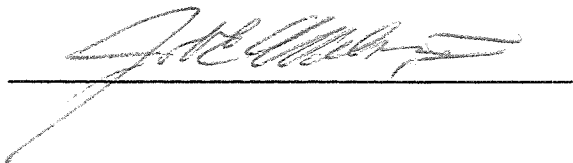
The State agrees to take the enforcement lead with appropriate enforcement action against persons in violation of any State program requirement, including but not limited to violations detected by State or Federal inspections. The State will maintain procedures for receiving and ensuring proper consideration of information about violations submitted by the public.

Appropriate State enforcement response may include not more than two warning letters for any violation, followed by timely initiation and prosecution of enforcement proceedings which may be, as determined on a case-by-case basis, administrative or judicial in nature. Any civil penalty assessed, sought, or agreed upon by the Director shall be appropriate to the violation, as defined in 40 CFR 271.16(c).

MEMORANDUM OF AGREEMENT
BETWEEN THE STATE OF DELAWARE
AND
THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

STATE OF DELAWARE
Department of Natural
Resources and Environmental
Control

U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION III



John E. Wilson, III, Secretary
Delaware Department of
Natural Resources

Date 12/13/83



Thomas P. Eichler
Regional Administrator

Date 12/14/83