SALEM COUNTY IMPROVEMENT AUTHORITY

Resolution # 2014-59

RESOLUTION

June 12, 2014

Of The Salem County Improvement Authority
In The County Of Salem, State Of New Jersey

AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO ADMINISTRATIVE CONSENT ORDER EA ID# NEA 140001-65582

WHEREAS the New Jersey Department of Environmental Protection [hereinafter "Department"] conducted an investigation on October 23, 2011 (INV 110001) and an inspection on October 25, 2013 (SCI130001) and made findings that SCIA failed to comply with various statutory requirements; and

WHEREAS the Department issued a Notice of Penalty Assessment and Administrative Order on November 7, 2011 for one of the alleged violations and calculated a penalty for other alleged violations found during its October 2011 investigation and October 2013 inspection; and

WHEREAS the Department and SCIA have engaged in settlement negotiations with respect to the alleged violations; and

WHEREAS SCIA received the attached proposed Administrative Consent Order [hereinafter "ACO"] from the Department dated May 19, 2014; and

WHEREAS the SCIA Board is satisfied that the ACO incorporates settlement terms that have been negotiated and that are acceptable to SCIA; and

WHEREAS the SCIA Board is satisfied that the ACO, which includes a requirement that SCIA perform a Supplemental Environmental Project, is in the best interests of not only the SCIA but also benefits the residents of Salem County; and

WHEREAS SCIA agrees to comply with and be bound by the terms of the ACO;

NOW THEREFORE BE IT RESOLVED that the SCIA Administrative Director is hereby authorized to execute the ACO EA ID# NEA 140001-65582 attached to this resolution on behalf of SCIA and to comply with its terms.

ATTEST:

Lew Schneider, Secretary

Robert E. Widdfield, Chairman
June 12, 2014
Date

CERTIFICATION

I hereby certify the above to be a true copy of a resolution adopted by the Salem County Improvement Authority Board at their regular meeting held June 12, 2014.

Lew Schneider, Secretary
IN THE MATTER OF

SALEM COUNTY IMPROVEMENT AUTHORITY
SOLID WASTE LANDFILL
52 MCKILLIP ROAD, ALLOWAY, NJ 08001

LA ID # NCA140001 - 65582

This Administrative Consent Order (ACO) is entered into pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection ("Department") by N.J.S.A. 13:1D-1 et seq., and the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq. (the "Act"), and duly delegated to the Manager, Bureau of Air Compliance & Enforcement - Southern, pursuant to N.J.S.A. 13:1B-4.

FINDINGS

1. SALEM COUNTY IMPROVEMENT AUTHORITY owns and/or operates the facility known as the SALEM COUNTY SOLID WASTE LANDFILL at 52 McKillip Road, Alloway Township, Salem County, New Jersey (ID# 65582).

2. Hereafter in this document, SALEM COUNTY IMPROVEMENT AUTHORITY shall be referenced as SCIA.

3. As the result of an investigation conducted on October 23, 2011 (INV110001), the Department has determined that SCIA failed to comply with applicable requirements as follows:

   A. Requirement: Pursuant to N.J.A.C. 7:27-5.2(a), no person shall cause, suffer, allow or permit to be emitted into the outdoor atmosphere substances in quantities which shall result in air pollution as defined herein. Air pollution is the presence in the outdoor atmosphere of one or more air contaminants in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, or would unreasonably interfere with the enjoyment of life or property throughout the State and in such territories of the State as shall be affected thereby and excludes all aspects of employer-employee relationship as to health and safety hazards.

   Description of Noncompliance: On October 23, 2011, you permitted odors from the Salem County Solid Waste Landfill to be emitted into the outdoor atmosphere in quantities which resulted in air pollution.
4. As the result of an inspection conducted on October 25, 2013 (SCI130001), the Department has determined that SCI1A failed to comply with applicable requirements as follows:

A. Requirement: Pursuant to N.J.A.C. 7:27-22.19(c) and N.J.A.C. 7:27-22.23(c), a permittee shall submit reports of all source emissions testing and monitoring required by the operating permit, and supporting information, to the Department in accordance with subsections (d) and (e) of this section. The reports shall conform to a format acceptable to the Department. The reports shall be certified pursuant to N.J.A.C. 7:27-1.39 by a responsible official.

Description of Noncompliance: Inaccurate Reporting: You submitted inaccurate information to the Department in your Six Month Deviation Report # SUB120004 for the start of 2012 by omitting the low flare temperature event occurring on 6/1/12 from this report, and instead inaccurately certified that there were no deviations during that time period.

B. Requirement: Pursuant to N.J.A.C. 7:27-22.19(f) and N.J.A.C. 7:27-22.23(c), Compliance Certification: submit annual compliance certification for each applicable requirement, within 60 days after the end of each calendar year during which this permit was in effect.

Description of Noncompliance: You failed to submit a Title V Annual Compliance Certification Report for year 2012.

C. Requirement: Pursuant to 40 CFR 60.755(a)(3) and N.J.A.C. 7:27-22.23(c), comply with the requirement: As per the approved schedule, if a positive pressure exists, action shall be initiated to correct the exceedance within 5 calendar days, except for the three conditions allowed under 40 CFR 60.755(b). If negative pressure cannot be achieved without excess air infiltration within 15 calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within 120 days of the initial measurement of positive pressure. Any attempted corrective measures shall not cause exceedances of other operational or performance standards. Instances of positive pressure in efforts to avoid a fire shall be submitted with the annual reports as provided in 40 CFR 60.757(f)(1).

Description of Noncompliance: You failed to fulfill all conditions and provisions of your Title V Operating Permit # BOP100001 - U1 - OS Summary - Ref #5. Specifically, your monthly wellhead PRESSURE monitoring indicates that there have been events which did not meet the 15-day corrective action deadline as specified by NSPS WWW that applies when a positive wellhead pressure reading is obtained, including (but not limited to) the June and July 2013 records that were reviewed during inspection.

D. Requirement: Pursuant to 40 CFR 60.755(a)(3) and N.J.A.C. 7:27-22.23(c), comply with the requirement: As per the approved schedule, if a well exceeds one of these operating parameters, action shall be initiated to correct the exceedance within 5 calendar days. If correction of the exceedance cannot be achieved within 15 calendar days of the first measurement, the gas collection system shall be expanded to correct the exceedance within 120 days of the initial exceedance. Any attempted corrective measure shall not cause exceedances of other operational or performance standards.

Description of Noncompliance: You failed to fulfill all conditions and provisions of your Title V Operating Permit # BOP100001 - U1 - OS Summary - Ref #6. Specifically, your records of monthly wellhead OXYGEN monitoring indicates that there have been events which went beyond the 15-day corrective action deadline as specified by NSPS WWW that applies when a high oxygen reading above 5% is obtained, including (but not limited to) the April, May and June 2013 records that were reviewed during inspection.
E. Requirement: Pursuant to N.J.A.C. 7:27-22.16(c) and N.J.A.C. 7:27-22.3(c), temperature at flare exit shall be a minimum temperature >= 1,500 degrees F.

Description of Noncompliance: You failed to fulfill all conditions and provisions of your Title V Operating Permit # BOP100001 - Unit # OSI - Ref # 5. Specifically, the flare had a low temperature exceedance on 6/1/2012 at 20:01:00 hours, when the temperature dropped to 1177-1426 degrees F, and failed to meet the minimum 1500 degrees F as required.

5. On November 7, 2011, the Department issued Administrative Order and Notice of Civil Penalty Assessment (ACO) # PEA110001 in the amount of $16,500 for the alleged ninth offense odor violation discovered during investigation # INV110001 as identified in paragraph 5 above.

6. The Department did not issue an order to address the alleged violations discovered during inspection # SCI130001 as identified in paragraph 4 above, and for which the Department has calculated a civil administrative penalty assessment in the amount of $12,000.

7. SCIA previously requested an administrative hearing for the alleged ninth offense odor violation identified in ACO # PEA110001 as referenced in paragraphs 3 and 5 above. The Department subsequently granted their hearing request.

8. Based on the facts set forth in these FINDINGS, the Department has determined that SCIA has violated Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq., and the regulations promulgated pursuant thereto specifically, N.J.A.C. 7:27-5.2(a), N.J.A.C. 7:27-22.19(c), N.J.A.C. 7:27-22.19(f), N.J.A.C. 7:27-22.16(c), N.J.A.C. 7:27-22.3(c), 40 CFR 60.755(a)(3) and 40 CFR 60.755(a)(5).

9. In order to resolve this matter without trial or adjudication, SCIA has agreed to entry of this ACO and to be bound by its terms and conditions. The Department has determined that the above violations have been corrected. SCIA agrees to operate in compliance with all applicable regulations and permits.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

A. HEARING REQUEST

10. By execution of this ACO, SCIA hereby withdraws its request for an administrative hearing before the Office of Administrative Law regarding enforcement action # PEA110001 for the ninth offense odor violation as referenced in paragraphs 3 and 5 above. In addition, SCIA hereby waives its right to an administrative hearing with respect to the violations identified as a result of inspection SCI130001 as referenced in paragraphs 4 and 6 above.

B. PENALTY

11. In settlement of the violations cited in the above findings, SCIA shall pay a total penalty of $5,250. Penalty payment shall be by check made payable to the Treasurer, State of New Jersey, remitted to the Division of Revenue at the address stated on the enclosed invoice, and shall be due by the date shown on that invoice.

12. If SCIA fails to pay the above reduced penalty and/or the SRF payment in paragraph 13 below in accordance with the terms and conditions of this Administrative Consent Order, then SCIA is liable for the full penalty amount. The full penalty amount will be included in a formal action that will also include formal withdrawal of this Administrative Consent Order.
SUPPLEMENTAL ENVIRONMENTAL PROJECT (SEP)

13. SCIA will purchase and distribute, free of charge, household-use Energy Star qualified light-emitting diode (LED) light bulbs (60w equivalent) to Salem County residents. Such project shall be conducted in accordance with the approved SEP proposal dated May 16, 2014. Because of the energy-efficient design, non-hazardous composition and longevity of LED technology, this project provides for various environmental benefits to Salem County residents as detailed in the proposal, including:
   - Reduced energy use, energy savings
   - Reduced dependence on power plant needs
   - Protection of environment/natural resources from hazardous materials

14. SCIA will conduct the SEP as described in paragraph 13 above at a minimum cost of $15,750.

D. SEP PROGRESS REPORTS AND SEP COMPLETION REPORT

15. SCIA shall submit quarterly progress reports to the Department, due within thirty days of the close of each calendar quarter. Such progress reports shall begin with the Second Quarter 2014 (due July 31, 2014), and shall end when this ACO is terminated. Each progress report shall explain the status of the SEP project, and shall include, but not be limited to, the following:
   A. identification of site and reference to this ACO;
   B. general status of the SEP's progress to date;
   C. difficulties encountered during reporting period, and actions taken to rectify;
   D. activities planned for the next reporting period;
   E. itemized copy of invoices showing any SEP funds spent during reporting period;
   F. identification of any distribution event(s) occurring during the reporting period (date and location);
   G. report the total number of light bulbs distributed during reporting period, listed by the recipients' residence municipality

16. SCIA shall submit a SEP completion report to the Department within thirty days of project completion. The SEP shall be considered complete when all SEP funds are spent and all light bulbs are distributed in accordance with the approved proposal.

E. STIPULATED PENALTIES

17. SCIA shall pay stipulated penalties to the Department, as set forth below, for failure to comply with the provisions of this ACO unless the Department has notified SCIA in writing that a stipulated penalty will not be assessed for violations of the compliance schedule pursuant to the force majeure provisions of this ACO.

<table>
<thead>
<tr>
<th>Calendar Days After Due Date</th>
<th>Per Calendar Day</th>
</tr>
</thead>
<tbody>
<tr>
<td>1-7</td>
<td>$500</td>
</tr>
<tr>
<td>8-14</td>
<td>$1000</td>
</tr>
<tr>
<td>15 or more</td>
<td>$2500</td>
</tr>
</tbody>
</table>

18. Within 45 calendar days after SCIA's receipt of a written demand from the Department for stipulated penalties, SCIA shall submit a check to the Department as outlined in paragraph 11 above.

19. If SCIA fails to pay stipulated penalties pursuant to the preceding paragraphs, the Department may take action to collect same, including, but not limited to, instituting civil proceedings to collect such penalties pursuant to R. 4:67 and R. 4:70 or assess civil administrative penalties for violations of this ACO.
20. The payment of stipulated penalties does not alter SCIA's responsibility to complete all requirements of this ACO.

F. FORCE MAJEURE

21. If any event occurs which is beyond the control of SCIA and which SCIA believes will or may cause delay in the achievement of the compliance schedule provisions of this ACO, SCIA shall notify the Department in writing within 7 calendar days of becoming aware of the delay or anticipated delay, as appropriate. In the notification, SCIA shall reference this paragraph, describe the anticipated length of the delay, the precise cause or causes of the delay, and any measures taken or to be taken to minimize the delay. SCIA shall take all necessary actions to prevent or minimize any such delay.

22. The Department may adjust the deadlines in the compliance schedule of this ACO for a period no longer than the delay if the Department finds that:
   A. SCIA has complied with the notice requirements of paragraph 21;
   B. any delay or anticipated delay has been or will be caused by fire, flood, riot, strike, or other circumstances beyond the control of SCIA; and
   C. SCIA has taken all necessary actions to prevent or minimize the delay.

23. If the Department denies SCIA's force majeure request, SCIA may be subject to stipulated penalties. The burden of proving that any delay is caused by circumstances beyond the control of SCIA and the length of any such delay attributable to those circumstances shall rest with SCIA. Increases in the cost or expenses incurred by SCIA in fulfilling the requirements of this ACO shall not be a basis for an extension of time. Delay in an interim requirement shall not automatically justify or excuse delay in the attainment of subsequent requirements. Contractor's breach shall not automatically constitute force majeure.

G. GENERAL PROVISIONS

24. Neither the entry into this ACO nor the payment of the associated penalty shall constitute an admission of liability by SCIA for any of the violations listed herein.

25. Nothing contained in this ACO restricts the ability of the Department to raise the above Findings in any other proceeding, specifically including, but not limited to, proceedings pursuant to N.J.S.A. 13:4E-126 et seq. (commonly referred to as A-901).

26. This ACO shall be binding on SCIA, its respective agents, successors, assigns, and any trustee in bankruptcy or receiver appointed pursuant to a proceeding in law or equity.

27. This ACO shall be fully enforceable as a final Administrative Order in the New Jersey Superior Court.
28. SCIA agrees not to contest the terms or conditions of this ACO except that SCIA may contest the Department's interpretation or application of such terms or conditions in any action brought by the Department to enforce this ACO's provisions.

29. This ACO shall not relieve SCIA from obtaining and complying with all applicable federal, state and local permits as well as all applicable statutes, codes, rules, regulations and orders, including but not limited to the statutes and regulations cited herein.

30. No modification or waiver of this ACO shall be valid except by written amendment duly executed by SCIA and the Department or by the Department's written modification pursuant to the force majeure provisions herein.

31. Unless otherwise specifically provided herein, SCIA shall submit all documents required by this ACO, except penalty payments, to the Department by certified mail, return receipt requested or by hand delivery with an acknowledgment of receipt form for the Department's signature to:

Mary Teegarden, Interim Manager
Division of Air and Hazardous Materials Enforcement
Bureau of Air Compliance & Enforcement - Southern
2 Riverside Drive, Suite 201
Camden, NJ 08103

The date the Department receives the certified mail or executes the acknowledgment will be the date the Department uses to determine SCIA's compliance with this ACO.

32. Unless otherwise specifically provided herein, any communication made by the Department to SCIA pursuant to this ACO shall be sent to:

SCIA – Salem County Landfill
52 Mckillip Rd
Alloway, NJ 08001

33. SCIA shall not construe any unwritten or informal advice, guidance, suggestions, or comments by the Department, or by persons acting on behalf of the Department, as relieving SCIA of its obligations under its permit(s), this ACO, the Air Pollution Control Regulations, and/or the Air Pollution Control Act.

34. In addition to the Department's statutory and regulatory rights to enter and inspect, SCIA shall allow the Department and its authorized representatives access to the site at all times for the purpose of determining compliance with this ACO.
35. Nothing in this ACO shall preclude the Department from taking enforcement action against SCIA for matters not set forth in the findings of this ACO.

36. No obligations or penalties imposed by this ACO are intended to constitute debt(s) which may be limited or discharged in a bankruptcy proceeding. All obligations and penalties are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and the protection of public health, safety, welfare and the environment.

37. SCIA shall give written notice of this ACO to any successor in interest (thirty (30) calendar days prior to transfer of ownership or control of the facility or facilities which are the subject of this ACO and shall simultaneously notify the Department that such notice has been given. This requirement shall be in addition to any other statutory or regulatory requirements arising from the transfer of ownership or control of SCIA's facility. In addition, the parties agree that any contract, lease, deed or any other agreement that SCIA enters into to convey the property/facility that is the subject of this ACO shall include a provision which states that the successor, assignee, tenant or purchaser has agreed to assume the obligations imposed by this ACO.

38. The Department reserves all statutory and common law rights to require SCIA to take additional action(s) if the Department determines that such actions are necessary to protect public health, safety, welfare and the environment. Nothing in this ACO shall constitute a waiver of any statutory or common law right of the Department to require such additional measures should the Department determine that such measures are necessary.

39. This ACO shall be governed and interpreted under the laws of the State of New Jersey.

40. If any provision of this ACO is found invalid or unenforceable, the remainder of this ACO shall not be affected thereby and each provision shall be valid and enforced to the fullest extent permitted by law. The Department does, however, retain the right to terminate the remainder of this ACO if, after such finding, it determines that the remaining ACO does not serve the purpose for which it was intended.

41. This ACO represents the entire integrated agreement between the Department and SCIA on the matters contained herein.

42. The Department reserves the right to unilaterally terminate this ACO in the event SCIA violates its terms and to take any additional enforcement action it deems necessary.
43. This ACO shall terminate upon receipt by SCIA of written notice from the Department that all the requirements of this ACO have been satisfied.

44. This ACO shall become effective upon the execution hereof by all parties, subject to completion of any required public participation process.

DATED: June 12, 2014

SCIA
BY: [Signature]
NAME: Deborah Turner-Jax
TITLE: Executive Director
By this signature, I certify that I have full authority to execute this document on behalf of SCIA.

DATED: June 18, 2014

NJDEP
BY: [Signature]
NAME: Mary TooGood
TITLE: Interim Manager
By this signature, I certify that I have full authority to execute this document on behalf of NJDEP.
### PENALTY CALCULATION FORM

New Jersey Administrative Code 7:27-22.3(e) – Operating Permits

<table>
<thead>
<tr>
<th>Program Interest:</th>
<th>SCIA - Salem County Landfill</th>
</tr>
</thead>
<tbody>
<tr>
<td>Responsible Organization:</td>
<td>SCIA - Salem County Landfill</td>
</tr>
<tr>
<td>PI #:</td>
<td>65582</td>
</tr>
<tr>
<td>EA #:</td>
<td>NEAM10001</td>
</tr>
</tbody>
</table>

#### Equipment Class (based on estimate of air contaminant with greatest emission rate who emits it):  
1. Less than 0.5 Btu/hr.  
2. From 0.5 through 10 Btu/hr. or 0.5 through 0.5 Btu/hr for VOC and NGA.  
3. Greater than 10 Btu/hr. through 75 Btu/hr. or greater than 0.5 Btu/hr for VOC and NGA.  
4. Greater than 75 Btu/hr. or greater than 5.5 Btu/hr for VOC and NGA.  
5. If the equipment is regulated by NPS, NESHAP, PSDA, EOR, TWS, or HAP (Table 3).

#### SCI 130001 – 65582

<table>
<thead>
<tr>
<th>Action(s) Recorded With NJAC 7:27-22.3(e)</th>
<th>Class</th>
<th>Action(s) Recorded With NJAC 7:27-22.3(e)</th>
<th>Class</th>
</tr>
</thead>
<tbody>
<tr>
<td>Violation Item</td>
<td>Class</td>
<td>Offense #</td>
<td>Base Penalty</td>
</tr>
<tr>
<td>----------------</td>
<td>-------</td>
<td>-----------</td>
<td>--------------</td>
</tr>
<tr>
<td>Paragraph A</td>
<td>Innacurate Reporting in Title V Six Mo Rev Rep (NJAC 7:27A-3.6(6)(2)(c))</td>
<td>ViA</td>
<td>1st</td>
</tr>
<tr>
<td>Paragraph B</td>
<td>BOP100001 – FC Ref #7 Failed to submit 2012 Annual Compliance Cert 7:27-22.18(c)</td>
<td>ViA</td>
<td>1st</td>
</tr>
<tr>
<td>Paragraph C</td>
<td>BOP100001 – U1 – OS1 – Rrefs5 Low Flare Temp on 6/1/12 (Class 5)  HAPs - 320.8a Bp per OS1 ref #10</td>
<td>Class 5</td>
<td>1st</td>
</tr>
<tr>
<td>Paragraph D</td>
<td>BOP100001 – U1 – OS0 – Rrefs4 WWW – late correction of high oxygen wellheads (Class 5)  Fed Req. WWW</td>
<td>Class 5</td>
<td>1st</td>
</tr>
<tr>
<td>Paragraph E</td>
<td>BOP100001 – U1 – OS0 – Rrefs5 WWW – late correction of positive pressure wellheads (Class 5)  Fed Req. WWW</td>
<td>Class 5</td>
<td>1st</td>
</tr>
</tbody>
</table>

#### Signature of Inspector:  

![Signature]

Date:  

5/10/14

Total Penalty Assessment*:  

$12,000

*Not to exceed statutory maximum

Settlement Offer:  

$9,000

Should economic benefit be evaluated:  

Yes [X]  

No [ ]

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[Image of the document with the table and signature]
**State of New Jersey**

**PENALTY CALCULATION FORM**

New Jersey Administrative Code 7:27-8.2(c) - Prohibition of Air Pollution

<table>
<thead>
<tr>
<th>Program Interest:</th>
<th>SALEM COUNTY UTILITIES AUTH SANITARY LANDFILL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Responsible Entity:</td>
<td>SALEM COUNTY UTILITIES AUTH SANITARY LANDFILL</td>
</tr>
<tr>
<td>PI #:</td>
<td>65582</td>
</tr>
<tr>
<td>EA #:</td>
<td>PFA116001</td>
</tr>
</tbody>
</table>

**Date of Violation:** 10/23/2011

Air Contaminant: Landfill Gas Odors

- Maximum
- Base Penalty (Pursuant to N.J.A.C. 7:37A-3.10) $15,000 (1st offense)
  - (non-injurious)

**Remedial Measures Taken:**

<table>
<thead>
<tr>
<th>Remedial Measures Taken</th>
<th>Penalty Reduction or Increase (+ or -)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Immediate implementation to mitigate effects of violation:</td>
<td>0%</td>
</tr>
<tr>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Full or Partial implementation to prevent a recurrence of the same type of violation</td>
<td>-10%</td>
</tr>
</tbody>
</table>

**Magnitude of Problem:**

<table>
<thead>
<tr>
<th>Factor</th>
<th>Details</th>
<th>Penalty Reduction or Increase (+ or -)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Population Affected</td>
<td>&lt;3 signed statement of complaint</td>
<td>0%</td>
</tr>
<tr>
<td>Name of Air Contaminant</td>
<td>EHS, NESHAP, Criteria, Other Substances released as constituents of LASG incl. Group 2 YES: Methane (C2H6) 75-99.2, permitted at 0.57 gpy per BOP10-1 Section C Pollutant Emissions Summary</td>
<td>+20%</td>
</tr>
<tr>
<td>Amount of Air Contaminant Limit</td>
<td>&lt;23.8 g/hr</td>
<td>N/A</td>
</tr>
<tr>
<td>Area Covered (air contaminant)</td>
<td>&lt;1/2 sq. mile</td>
<td>N/A</td>
</tr>
<tr>
<td>Off-Site Property Damage</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Compliance History</td>
<td>Compliance with Permits</td>
<td>No 5.2(a) in last 12 yrs</td>
</tr>
</tbody>
</table>

**Prior Administrative Order(s) by Activity Number:**

<table>
<thead>
<tr>
<th>Action(s) With N.J.A.C. 7:27-3.2(a)</th>
<th>Injuries</th>
<th>Not Injuries</th>
</tr>
</thead>
<tbody>
<tr>
<td>PEA095601 (1st offense), PEA100001 (2nd offense), PEA100002 (3rd offense), PEA100003 (4th &amp; 5th offense), PEA100004 (6th &amp; 7th offense), PEA100005 (8th offense)</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

**Total Percent Reduction or Increase:** +10% (-$15,000)

**Total Amount of Penalty Assessed:** $16,500.00

*Not to exceed statutory maximum

**Signature of Investigator:** [Signature]

Ms. Donna L. Summers

**Date:** 11/17/11
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
AIR & ENVIRONMENTAL QUALITY
COMPLIANCE AND ENFORCEMENT

Program Interest
SALEM COUNTY SOLID WASTE FACILITY
52 NCKILLIP RD
Alloway, NJ 08001
65582

Type of Notice
ORIGINAL (NON-INITIAL)

Amount Due
$5,250.00

Billing Date
06/16/14
Due Date
07/21/14
NJEMS Bill ID
00000126761699

Summary

Total Amount Assessed
$5,250.00

Amount Received Before Creating Installment Plan (if installment plans is allowed)
0.00

Amount Transferred To Installment Plan
0.00

Installment Amount
0.00

Total Amount Credited
0.00

Total Amount Debited (Other Than Amounts Assessed)
0.00

Total Amount Due
$5,250.00

REMINDER:
- SEE BACK OF INVOICE FOR DEP CONTACT INFORMATION
- MAKE CHECKS PAYABLE TO: TREASURER - STATE OF NEW JERSEY
- WRITE PROGRAM INTEREST ID ON YOUR CHECK (SEE BOTTOM STUB)
- RETURN THE BOTTOM STUB WITH YOUR PAYMENT
- MAIL PAYMENT AND STUB TO NJ DEPARTMENT OF TREASURY (SEE BOTTOM STUB)

See back of page for billing inquiries.

INVOICE NO.
140801090

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
AIR & ENVIRONMENTAL QUALITY
COMPLIANCE AND ENFORCEMENT

Program Interest ID
65582

Type of Notice
ORIGINAL (NON-INITIAL)

Billing Date
06/16/14
Due Date
07/21/14
Amount Due
$5,250.00

Enter the Amount of your payment → $5,250.00

DO NOT FOLD, BEND OR MANGLE
RETURN THIS PORTION

TREASURER - STATE OF NEW JERSEY
NJ DEPARTMENT OF TREASURY
DIVISION OF REVENUE
PO BOX 417
TRENTON, NJ 08625-0417

SALEM COUNTY SOLID WASTE FACILITY
PO BOX 890
Alloway, NJ 08001-0890

EP10101010101010101010101010000500005080211111110000525000000000031-08010909A22
# NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

## AIR & ENVIRONMENTAL QUALITY

### COMPLIANCE AND ENFORCEMENT

<table>
<thead>
<tr>
<th>Program Interest</th>
<th>Type of Notice</th>
<th>Amount Due</th>
</tr>
</thead>
<tbody>
<tr>
<td>SALEM COUNTY SOLID WASTE FACILITY</td>
<td>ORIGINAL (NON-INITIAL)</td>
<td>$5,250.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Billing Date</th>
<th>Due Date</th>
<th>NJEMS Bill ID</th>
</tr>
</thead>
<tbody>
<tr>
<td>06/16/14</td>
<td>07/21/14</td>
<td>000000126761600</td>
</tr>
</tbody>
</table>

Administrative Consent Order (ACO)
Negotiated Enforcement Action
This bill was created by the Assessments Trigger.

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**ASSESSMENTS**

Start-End Date: 06/16/2014-06/16/2014  Activity: NEA140001
Assessment Type: PENALTY

Status: Open (Pending Payment)

Amount: $5,250.00

Total Amount Assessed: $5,250.00
June 18, 2014

CERTIFIED MAIL/RRR
#7005-1166-0004-4983-6776.

Debby Turner-Fox
SALEM COUNTY IMPROVEMENT AUTHORITY
199 EAST BROADWAY
FINLAW BLDG-LOWER LEVEL
SALEM, NEW JERSEY 08079

Re: SALEM COUNTY IMPROVEMENT AUTHORITY – PI # 65582
    New Jersey Administrative Code 7:27-22.3(e) and 5.2(a)
    Administrative Consent Order with
    EA ID#: NEA140001 - 65582 (Settles PEA110001-65582)

Dear Ms. Turner-Fox:

Enclosed please find an invoice and a fully executed copy of the referenced
Administrative Consent Order which contains the agreements reached between SALEM
COUNTY IMPROVEMENT AUTHORITY and the Department.

Thank you for your efforts in reaching this amicable agreement. If you have any further
questions, please contact Donna Summers at (856) 614-3601.

Sincerely,

Mary Toogood, Interim Manager
Bureau of Air Compliance & Enforcement - Southern

Enclosures

cc: Office of Legal Affairs