

FORM E  
CONTRACTUAL CONSENT OF LANDOWNER

U.S. ER1 Inc. is the current landowner. The U.S. ER1 Inc. properties are in the process of being consolidated into single parcel 71U7NE32001006000 by Livingston Group, LTD., the developer of the overall site as part of obtaining subdivision and land development approval. As the current landowner, U.S. ER1 Inc. has provided contractual consent to the 18.45 acres of the property that includes the permit area. Upon completion of subdivision and land development approval, the recorded consolidation plan and an executed Form E Contractual Consent of Landowner will be submitted to the Department.



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|--|
| Date Prepared/Revised<br><b>January 2026</b> |
| DEP USE ONLY                                 |
| Date Received                                |

## FORM E CONTRACTUAL CONSENT OF LANDOWNER

This form must be fully and accurately completed. All required information must be typed or legibly printed in the spaces provided. If additional space is necessary, identify each attached sheet as Form E, reference the item number and identify the date prepared. The "date prepared/revised" on any attached sheets needs to match the "date prepared/revised" on this page.

Check Type(s) of Facility/Activity

- Hazardous
- Municipal
- Residual

General References: 25 Pa. Code, Section 271.123, 287.123.

**Instructions:** This form should be completed by **each** owner owning a parcel of land within the permit area. The parcel relative to **this** form and the outline of the entire proposed permit area should be identified on the map, to be attached.

### SECTION A. SITE IDENTIFIER

Applicant/permittee: **North East Waste Systems, LLC**

Site Name: **North East Waste Systems Transfer Facility**

Facility ID (as issued by DEP): **TBD by PaDEP**

### SECTION B. SECOND PARTY APPLICATIONS

Complete this part if person/municipality operates the facility on the land which is owned by someone else.

(I)(We), the undersigned, being the landowner(s) of 18.45 acres of land located in City of Hazleton, Luzerne County,  
(Name and Type of Municipality) (Name of County)

Pennsylvania, as described in the deed(s) recorded in the Record of Deeds Office at Deed Book(s) and page(s) Consolidation Plan for PIN # 71U7NE32001006000  
(Deed Book and Page)

original by the landowner upon which North East Waste Systems, LLC,  
(Solid Waste Management Facility Applicant)

hereinafter ("waste management facility applicant"), proposes to engage in waste storage treatment, processing, disposal, or associated pollution abatement or pollution prevention activities, (hereinafter "waste management activities"), for which application for permit will be made to the Department of Environmental Protection (hereinafter "The Department") under The Pennsylvania Solid Waste Management Act, Act 97 of July 7, 1980 (P.L. 380, 34 P.S., §6018 *et seq.*, hereinafter "the Act), and of which application this consent will be made a part, DO HEREBY ACKNOWLEDGE THAT THE SOLID WASTE MANAGEMENT FACILITY APPLICANT AND HIS/HER AGENTS AND REPRESENTATIVES HAVE THE RIGHT TO ENTER UPON AND USE THE LAND FOR THE PURPOSES OF CONDUCTING WASTE MANAGEMENT ACTIVITIES. The right the landowner grants herein **is not** the subject of pending civil litigation.  
(is/is not)

Furthermore, (I)(We), the undersigned, do here by irrevocably grant to the Commonwealth of Pennsylvania or any of its authorized agents, or employees, and grant to solid waste management facility applicant the right to enter upon the aforesaid land before the initiation of the solid waste management activities or operations, for the duration of the solid waste management activities or operations, and for a period of up to ten (10) years after final closure certification, for the purposes of inspection, monitoring, and maintenance and for the purpose of conducting such pollution abatement or pollution prevention activities required by the Act, or deemed necessary by the Department to carry out any purpose of the Act, the regulations promulgated thereunder and the terms of the permit as the Department deems necessary. (I)(We) do hereby grant in addition to the Commonwealth, for the aforesaid period of time, a right of entry across any adjoining or contiguous lands owned by (us)(me) in order to have access to the land described herein. It is specifically agreed and understood that this Contractual Consent gives the Commonwealth the right to enter, inspect the premises, and abate or prevent pollution as a matter within the police power but does not obligate the Commonwealth to do so, does not constitute any ownership interest by the Commonwealth in the aforesaid land, and does not affect or limit any rights available to the Commonwealth under applicable law.

THE LANDOWNER **Agrees** TO ALLOW THE ABOVE-NAMED SOLID WASTE MANAGEMENT APPLICANT  
(Agrees or Does Not Agree)

TO TRANSFER OR ASSIGN, BY WRITTEN AGREEMENT, THIS CONTRACTUAL CONSENT TO ANOTHER SOLID WASTE MANAGEMENT FACILITY APPLICANT.

**SECTION B. SECOND PARTY APPLICATIONS (continued)**

This Consent shall terminate and become null and void if the solid waste management facility applicant does not apply to the Department of Environmental Protection for a permit to conduct solid waste management activities on the aforesaid land within two (2) year(s) from the date of this Consent.  
 (Number of years)

Nothing in this Consent shall preclude or limit the landowner's authority to terminate the right or privilege of the solid waste management facility applicant to conduct waste management activities on the aforesaid land. In the event of said termination, the landowner shall allow the solid waste management facility applicant ample time to bring to closure all waste management activities. When necessary, the landowner shall allow the solid waste management facility applicant access to the land to carry out pollution prevention or pollution abatement activities as required by the Act or deemed necessary by the Department to carry out any purpose of the Act.

This Contractual Consent shall be deemed to be a recordable document. Prior to the initiation of solid waste management facility operations under the permit, this Consent shall be recorded by North East Waste Systems, LLC  
 (Solid Waste Management Facility Applicant)

and entered into the deed book (d.b.v.) index at the office of the recorder of deeds in the county(ies) in which the solid waste management facility is to be located.

**SECTION C. SINGLE PARTY APPLICATIONS**

Complete this part if person/municipality operates the facility on his/her/its own land. **Not applicable.**

(I)(We), the undersigned, being the landowner(s) of \_\_\_\_\_ acres of land located in

\_\_\_\_\_, \_\_\_\_\_ County,  
 (Name and Type of Municipality) (Name of County)

Pennsylvania, as described in the deed(s) recorded in the Record of Deeds Office at Deed Book(s) and page(s)

\_\_\_\_\_,  
 (Deed Book and Page)

and shown by crosshatched lines on the map attached hereto which is signed in the original by the landowner upon which waste storage, treatment, processing, beneficial use, disposal, or associate pollution abatement or pollution prevention activities, (hereinafter "waste management activities"), will be engaged in under the Pennsylvania Solid Waste Management Act, Act of July 7, 1980 (P.L. 380, 34 P.S., §6018 *et seq.*, hereinafter "the Act"), and of which application this consent will be made a part, hereby irrevocably grant to the Commonwealth of Pennsylvania or any of its authorized agents or employees, the right to enter upon the aforesaid land. The right of entry applies before the initiation of the solid waste management activities or operations, for the duration of the solid waste management activities or operations at the facility, and for a period of up to 10 years after final closure certification, for the purpose of inspection, monitoring and maintenance and for the purpose of conducting such pollution abatement or pollution prevention activities required by the Act, or deemed necessary by the Department to carry out any purpose of the act, the regulations promulgated thereunder and the terms of the permit as the Department deems necessary.

(I)(We) do hereby grant in addition to the Commonwealth, for the aforesaid period of time, a right of entry across any adjoining or contiguous lands owned by (us)(me) in order to have access to the land described herein. It is specifically agreed and understood that this contractual consent gives the Commonwealth the right to enter, inspect the premises, and abate or prevent pollution as a matter within the police power but does not obligate the Commonwealth to do so, does not constitute any ownership interest by the Commonwealth in the aforesaid land, and does not affect or limit any rights available to the Commonwealth under applicable law.

This Consent shall terminate and become null and void if the solid waste management facility applicant does not apply to the Department of Environmental Protection for a permit to conduct solid waste management activities on the aforesaid land within \_\_\_\_\_ year(s) from the date of this Consent.  
 (Number of years)

This Contractual Consent shall be deemed to be a recordable document. Prior to the initiation of solid waste management facility operations under the permit, this Consent shall be recorded by \_\_\_\_\_  
 (Landowner)

and entered into the deed book (d.b.v.) index at the office of the recorder of deeds in the county(ies) in which the solid waste management facility is to be located.

**SECTION D. CERTIFICATION**

In witness whereof and intending to legally bind (myself) (ourselves), (my) (our) heirs, legal representatives, successors and assigns, (I) (we) have hereunto set (my) (our) hand(s) and seal this \_\_\_\_\_, day \_\_\_\_\_, of \_\_\_\_\_, 20\_\_\_\_\_.

If the Landowner is an individual:

Not applicable  
(Signature of Landowner)

\_\_\_\_\_  
(Printed or Typed Name of Landowner)

ATTEST:

Not applicable  
(Signature of Witness)

\_\_\_\_\_  
(Signature of Witness)

Not applicable  
(Printed or Typed Name of Witness)

\_\_\_\_\_  
(Printed or Typed Name of Witness)

If the Landowner is a Corporation, Company, Limited Liability Company (LLC) or Partnership:

ATTEST:

X   
(Signature of President, Vice President, Manager or Partner)

Not applicable – Bill Rinaldi is the sole officer  
(Signature of Secretary, Treasurer, Member or Partner)

William Rinaldi  
(Printed or Typed Name)

\_\_\_\_\_  
(Printed or Typed Name)

President, U.S. ER1 Inc.  
(Title)

\_\_\_\_\_  
(Title)

Affix Corporate Seal:

SECTION E.

ACKNOWLEDGEMENT OF INDIVIDUALS OR PARTNERS

STATE OF Not applicable :  
: SS

COUNTY OF \_\_\_\_\_ :

On \_\_\_\_\_, before me, the undersigned Notary, personally appeared  
(Date)

\_\_\_\_\_, known to me (or satisfactorily proven) to be the  
(Name(s))

person whose name is subscribed to this instrument, and who acknowledged that \_\_\_\_\_ executed the same and  
(He, She or They)

desires it to be recorded.

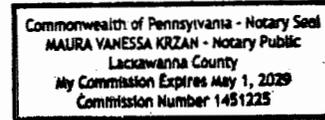
IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

SEAL) \_\_\_\_\_ My Commission Expires: \_\_\_\_\_  
(Notary Public) (Date)

ACKNOWLEDGEMENT OF CORPORATIONS, COMPANIES, OR LLCs

STATE OF Pennsylvania :  
: SS

COUNTY OF Lackawanna :



On 01/13/2026, before me, the undersigned Notary, personally appeared  
(Date)

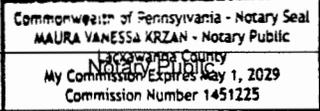
William Rinaldi, who acknowledged (herself) (himself) to be the  
(Name(s))

President of U.S. ER1 Inc.  
(Title of Person) (Name of Corporation, Company, or LLC)

and that s(he), as such officer, being authorized to do so, executed the foregoing instrument on behalf of the said corporation, company, or LLC and desires that this instrument be recorded.

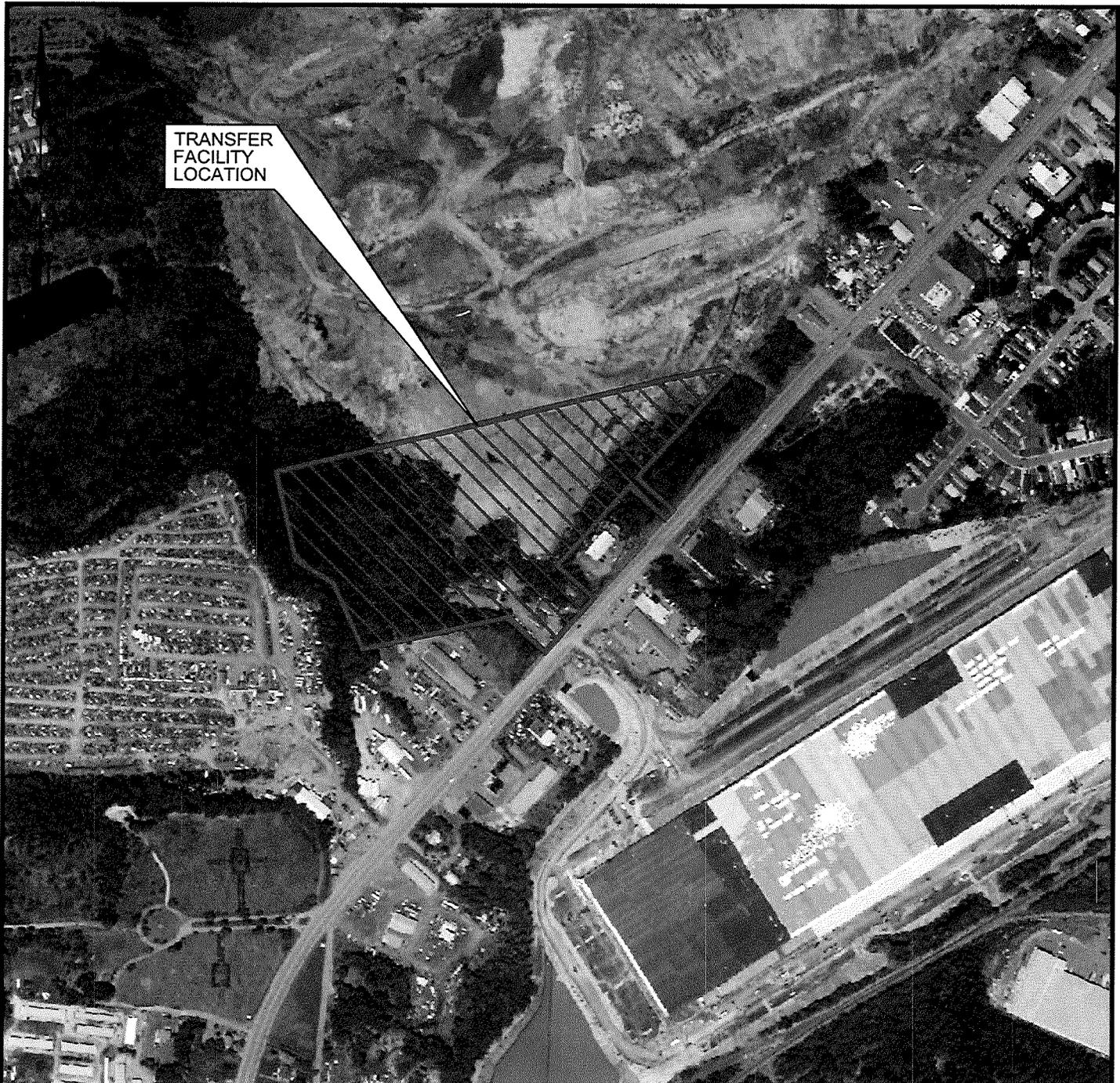
IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

(SEAL) \_\_\_\_\_ My Commission Expires: May 1, 2029  
(Date)



This instrument has been recorded in \_\_\_\_\_ County, Pennsylvania, this \_\_\_\_\_ day \_\_\_\_\_, at Book \_\_\_\_\_, Page(s) \_\_\_\_\_.

\_\_\_\_\_  
(Signed + Print Name) (Sealed)



TRANSFER  
FACILITY  
LOCATION

SIGNATURE

*William Rowlett*

PRINTED NAME

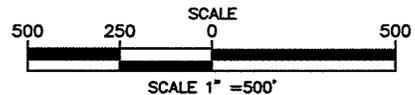
*William Rowlett*

PRINTED TITLE

*Pres*

DATE

\_\_\_\_\_



TAX MAP PARCEL DATA TAKEN FROM CONSOLIDATION PLAN BY LIVINGSTON GROUP, LTD. AND RECORDED AT THE LUZERNE COUNTY COURTHOUSE.



**NORTH EAST WASTE SYSTEMS, LLC  
NORTH EAST WASTE SYSTEMS TRANSFER FACILITY**

HAZLETON CITY LUZERNE COUNTY PENNSYLVANIA

**FORM E MAP**

DATE:

11/11/2025

DRAWN BY:

KEF

CHECKED:

paw

BAI DRAWING NO:

4STMGMT-009A003

State College Office

(814) 238-2060

Delaware Valley Office

(610) 495-5585

**FIGURE E-1**