



SOUTHEAST REGIONAL OFFICE

December 27, 2023

Mr. Larry Smith
Facility Manager
Covanta Delaware Valley, L. P.
10 Highland Avenue
Chester, PA 19013

Re: Covanta Delaware Valley, L. P. -
Delaware Valley Resource Recovery Facility (DVRRF)
Plan Approval No. 23-0004B
Plan Approval Issuance
APS ID: 1077875, AUTH ID: 1421405, PF ID: 484329
City of Chester, Delaware County

Dear Mr. Smith:

Please find enclosed a Department of Environmental Protection (DEP) Plan Approval to construct, modify, reactivate, or install an air cleaning device on an air contamination source. This Plan Approval contains special conditions which must be fulfilled. Failure to do so violates Section 127.25 of DEP rules and regulations, which may result in enforcement action and denial of an Operating Permit.

A DEP Operating Permit will be issued if (1) the special conditions incorporated within the Plan Approval have all been fulfilled; (2) DEP is satisfied that the project was carried out as proposed in the application, and that the operation of the source(s) and any associated air pollution control equipment conforms with the operational information stated on the application; and (3) the DEP is satisfied that the air contaminant emissions from the source(s) comply with the requirements specified in, or established pursuant to, all applicable DEP rules and regulations.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800-654-5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

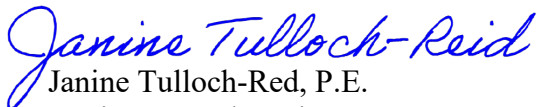
A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717-787-3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

If you have any questions concerning this matter, please contact me at the phone number located in the first page footer.

Sincerely,



Janine Tulloch-Red, P.E.
Environmental Engineer Manager
Facilities Permitting Section
Air Quality

Enclosure

cc: PADEP, Harrisburg, Division of Permits
USEPA, Region III (for TV facilities)
Ms. J. Guo Permit Reviewer
Ms. Gallagher, EGM
File No. 23-0004B
Re (WP)