



December 8, 2022

Hanson Aggregates Pennsylvania, LLC
Attn: Mr. Andrew Gutshall, P.G.
7660 Imperial Way
Allentown, PA 18195-1040

Re: Hanson Aggregates Pennsylvania, LLC
Rock Hill Quarry Operation
Surface Mining Permit No. 7974SM1
East Rockhill Township, Bucks County

Dear Mr. Gutshall:

The Pottsville District Mining Office has reviewed your request, dated December 7, 2022, asking the Department to extend the abeyance pertaining to the annual minimum tonnage requirement for active mining operation for the calendar year 2022.

It is DEP's interpretation of applicable law, consistent with the purpose of the Noncoal Surface Mining Conservation and Reclamation Act to prevent and eliminate hazards to public health and safety, that removal of the required minimum tonnage of minerals is precluded by DEP's December 5, 2018 order ceasing mining and rock crushing-sizing activities at the Rock Hill Quarry.

At such time that DEP makes a decision regarding the status of the ongoing cessation, it will evaluate the requirement that the permittee remove a minimum of 500 tons of minerals in the preceding calendar year in order to be considered an active operation.

This letter is neither an order nor any other final action of DEP. It neither imposes nor waives any enforcement action available to DEP under any of its statutes. If DEP determines that an enforcement action is appropriate, you will be notified of the action.

If you have any questions concerning this matter, please contact me at 570.621.3118.

Sincerely,

A handwritten signature in black ink, appearing to read "Randy R. Shustack", is written over a light blue horizontal line.

Randy R. Shustack
District Mining Manager
Bureau of District Mining Operations

cc: John J. Stefanko, Deputy Secretary
Daniel Sammarco, P.E., Director DMO
Ross Klock, EGM
Daniel Koury, Watershed Manager
Michael Kutney, P.G. EGM
Craig Lambeth, Office of Chief Counsel
Karyn Yordy, Executive Assistant
Patrick Patterson, SERO
Sachin Shankar, SERO
James Rebarchak, SERO
Jillian Gallagher, SERO
Taylor Nezat, Director of Communications
Rob Fogel, CRRC DEP
Marianne Morano – East Rockhill Township Manager
File
MS1-RockHill (12-22)

RRS:jaj