



State of New Jersey

CHRIS CHRISTIE
Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF LICENSING OPERATIONS, SOLID WASTE & PESTICIDE ENFORCEMENT
BUREAU OF SOLID WASTE COMPLIANCE AND ENFORCEMENT

BOB MARTIN
Commissioner

KIM GUADAGNO
Lt. Governor

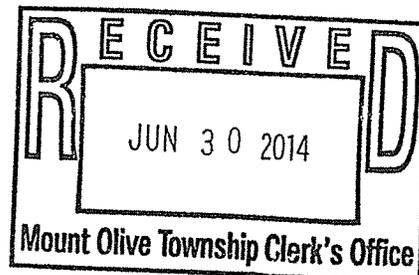
9 EWING STREET, MAIL CODE 09-01
P.O. BOX 420
TRENTON NJ 08625-0420
Tel. (609) 292-6305
Fax. (609) 292-4539

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(6/30/14)
cc: Admin
DPW

CERTIFIED MAIL/RRR
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NOTICE OF VIOLATION

EA ID #: PEA140001 - U2412



Name: MOUNT OLIVE TWP
PO Box 450
Mount Olive Twp., NJ 07828
Location: Waterloo Road, Mount Olive Twp., Morris County
Identifying #: U2412
Person interviewed and title: Sean Canning, Business Administrator

On 06/10/2014 a representative from NJDEP conducted a compliance evaluation of your facility. This **NOTICE** is issued based on facts observed by or known to the Department's representative issuing this **NOTICE**, to warn you that violation(s) of the Solid Waste Management Act, (N.J.S.A. 13:1E-1 et seq.) and the regulations promulgated thereunder (N.J.A.C. 7:26-1 et seq. and/or N.J.A.C. 7:26A-1 et seq.) and/or the Solid Waste Utility Control Act, N.J.S.A. 48:13A-1 et seq. and the regulations promulgated thereunder (N.J.A.C. 7:26H-1 et seq.) has been found.

DESCRIPTION OF VIOLATIONS – Violations with citation(s) to the specific Rules issued under the above Statutes:

Requirement: Pursuant to N.J.A.C. 7:26- 2.8(f), no person shall begin construction or operation of a solid waste facility without obtaining a Solid Waste Facility (SWF) permit unless exempt pursuant to N.J.A.C. 7:26-1.1, 1.7 or 1.8. [N.J.A.C. 7:26-2.8(f)]

Description of Noncompliance: Failing to obtain a SWF permit prior to constructing or operating a solid waste facility. Specifically, there is a large amount of illegal dumping along Waterloo Valley Road between Saxton Falls Quarry and Camp Pulaski and on Bell Street in Mount Olive Township. The illegally dumped waste consists of mattresses, furniture, electronics, bottles and cans, paper and cardboard, construction and demolition debris, and piles of asphalt millings.

PURPOSE OF THIS NOTICE - This is intended to serve as a **NOTICE** to you, to warn you of the above violations, in order to 1) provide you with an opportunity to voluntarily investigate the matter and, take corrective action to address the identified violation(s) and 2) identify those violations, and time periods, pursuant to the Grace Period Law, N.J.S.A. 13:1D-125 et seq. where your voluntary action can prevent formal enforcement orders and penalties issued by the Department (see violations marked with an asterisk above *). This **NOTICE does not** constitute a formal enforcement order, a final agency action or a final legal determination that a violation has occurred. Therefore, this **NOTICE** may not be appealed or contested.

Neither the issuance of this **NOTICE** nor any corrective actions taken by you to address the violation(s) cited, precludes the State of New Jersey or any of its agencies from initiating future enforcement action (including issuance of a formal enforcement order and the assessment of penalties) with respect to the violations listed above or for any other violations. In the event the Department determines to pursue future formal enforcement action, you will then be provided with an opportunity to appeal or contest such action.

RESPONDING TO THIS NOTICE – Voluntary corrective actions taken in response to this **NOTICE** can affect the Department’s determination on the need for or severity of any potential future enforcement action in this matter. In accordance with the Grace Period Law, the Department will not assess a penalty against you for the violations marked with an asterisk * above, if you take voluntary action to address and correct these violations at the time of issuance, or within the time periods indicated in this **NOTICE**. For violations identified in this **NOTICE** that **are not** subject to the Grace Period Law, the Department may consider any voluntary actions you take in response to this **NOTICE** as part of its determination 1) on whether to initiate future formal enforcement action for this site/matter and, 2) on the amount of any penalty that may be assessed in future enforcement actions. Please see items checked below regarding actions you may voluntarily undertake to address violations identified in this **NOTICE**:

CORRECTIVE ACTION(S) -The below Corrective Action(s) outline the timeframes pursuant to the Grace Period Law during which you may voluntarily take action to come into compliance. Depending on the nature of violations cited in this **NOTICE**, corrective action or compliance assistance recommendations for violations that are not subject to the Grace Period Law may also be listed below:

1. Immediately remove all illegally dumped waste on Waterloo Valley Road and Bell Street in Mount Olive Township. Provide receipts that indicate all waste is disposed of properly at registered facilities. Take measures to prevent future dumping. Comply with requirement: Within 30 days of receipt of this document. [N.J.A.C. 7:26- 2.8(f)]

COMPLIANCE RESPONSE FORM - Submission of a Compliance Response Form (attached) is voluntary. Completed forms should be sent to the Department contact indicated at the bottom of this **NOTICE**.

If received within 30 days of receipt it will preserve your protection from penalty under Grace Period Law.

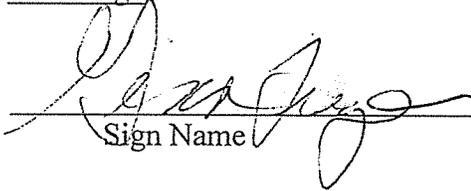
If received within days of receipt, it will be considered in potential future Department action regarding the violations.

IF YOU HAVE QUESTIONS REGARDING THIS NOTICE, the actions recommended, or if you would like to describe actions taken to address the identified violations, please contact the Department representative issuing this **NOTICE**.

Issued by: Gina Lugo

Date: June 23, 2014

Signature:



Sign Name

