

## Churchill, Brian (DNREC)

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**From:** Anthony Scarpa <ajsinc1@aol.com>  
**Sent:** Monday, September 23, 2019 2:47 PM  
**To:** Churchill, Brian (DNREC)  
**Cc:** Ashby, Bryan A. (DNREC); agg@aggreenlaw.com  
**Subject:** Fwd: Clean Delaware request to Amend Agricultural Utilization Permit AGU 1702-S-03  
**Attachments:** Clean Delaware September 3.docx

Hi Brian,

On September 4th, I sent you the email below requesting a public hearing for Clean Delaware's modification of their disposal permit. Has DNREC reached a decision about the hearing and the release of the Clean Delaware/Collins, Russell & Slim Street field and well test records?

Thank you,  
Anthony Scarpa

-----Original Message-----

From: Anthony Scarpa <ajsinc1@aol.com>  
To: brian.churchill <brian.churchill@delaware.gov>  
Cc: bryan.ashby <bryan.ashby@delaware.gov>  
Sent: Wed, Sep 4, 2019 12:10 pm  
Subject: Clean Delaware request to Amend Agricultural Utilization Permit AGU 1702-S-03

Brian,

Attached is a letter in opposition to any amendment to the above permit. This matter should be the subject of a public hearing given the history of Clean Delaware's permit violations and neighborhood private well contamination.

I look forward to your response.

Thank you,  
Anthony Scarpa  
15430 Pemberton Way  
Milton, DE 19968  
908-963-9588

September 3, 2019

Mr. Brian Churchill  
DNREC – Division of Water Resources  
89 Kings Highway  
Dover, DE 19901

Dear Mr. Churchill,

Andrea Green forwarded a letter you sent her dated August 7, 2019 from Gerry Desmond of Clean Delaware, LLC. In the letter Mr. Desmond is requesting several amendments to the Clean Delaware, LLC Agricultural Utilization Permit AGU 1702-S-03.

I am opposed to any modifications to the Clean Delaware Permit until all outstanding permit violations are corrected and the private wells located in the Collins, Russell and Slim Street neighborhood, that have been contaminated by Clean Delaware, are restored to potable water.

In June of 2018 I submitted a FOIA request to DNREC asking for the well test records for the Clean Delaware site and the Collins, Russell and Slim Street neighborhood. My request was denied all the way up to the state attorney generals office. The basis for the denial was that Clean Delaware was “under investigation” for I assume permit violations.

There was a meeting of concerned water groups at the Milton Library last year after the FOIA request was denied with Lisa Born Ogden who told us that Clean Delaware was going to be fined for permit violations and that is why my request was denied. Since that time, I have not seen or heard of any fines being levied against Clean Delaware.

Of even greater concern is the proposed Artesian/Allen-Harim chicken wastewater spray field G located directly across the street from the highly contaminated Clean Delaware disposal fields. We have confirmed by a ground flow study conducted by a licensed hydrologist that the water that will be sprayed in Artesian Filed G will flow toward the contaminated Clean Delaware fields. The result will be the contaminate plume present in the Clean Delaware fields will be pushed toward the Collins, Russell and Slim neighborhood making their drinking water worse.

I find it very hard to understand how DNREC can ignore the Clean Delaware site when considering the Artesian/Allen-Harim construction and operating permit applications and how Clean Delaware can ask to expand their operations given their negative impact on surrounding private wells. All disposal of industrial and human waste should be halted until an environmental impact study and public health assessment is completed.

For these reasons I am requesting that this matter be scheduled for a public hearing so that impacted parties will have an opportunity to put their concerns on the record. I also request that all public records related to the testing of the Clean Delaware site and surrounding private wells in the Collins, Russell and Slim Street neighborhood be released by DNREC immediately. It is time for DNREC to stop allowing for profit corporations to violate the terms of their permits and to protect public health.

Cordially,  
Anthony Scarpa  
15430 Pemberton Way  
Milton, DE 19968  
908-963-9588