



222 Delaware Avenue, Suite 1200
Wilmington, DE 19801-1611 U.S.A.
(302) 300-3434
Fax (302) 300-3456

www.btlaw.com

Michael A. DeNote
Of Counsel
302-300-3433
michael.denote@btlaw.com

July 10, 2024

VIA ELECTRONIC SUBMISSION

Department of Natural Resources and Environmental Control (“DNREC”)
Office of the Secretary
89 Kings Highway
Dover, DE 19901
Attn: Lisa Vest, Public Hearing Officer

**RE: Quarry Walk Wastewater Collection and Conveyance Systems and
Temporary Storage Tank Permits Public Hearing**

Ms. Vest:

Thank you for conducting the public hearing regarding the above referenced permits on June 25, 2024 (the “Hearing”). I write this letter on behalf of the applicant, Quarry Walk, LLC (the “Applicant”), in response to some of the public comments made both at the Hearing and submitted electronically during the public comment period. I will not respond specifically to any comment, but will provide a few facts that should clarify some misconceptions about the application.

First, as it relates to the Wastewater Collection and Conveyance Systems (the “Sewer System”), the Applicant will both construct and pay for the Sewer System. Once complete and inspected and approved by DNREC and New Castle County (the “County”), the Sewer system will be dedicated (*i.e.*, transferred) to the County and become part of their county wide sewer system. Despite a handful of comments to the contrary, the County will not be paying for (nor reimbursing the Applicant for) the cost to construct the Sewer System.

Second, as it relates to the Temporary Storage Tanks, it is the intent of the Applicant, and the homebuilder NVR, to complete the Sewer System as quickly as possible to minimize the time period that Temporary Storage Tanks are necessary. All materials for the Sewer System have been ordered and the Applicant is ready to start construction immediately upon approval of the permit. Once the Temporary Storage Tanks are installed, the Applicant and NVR will diligently abide by all applicable rules and regulation to ensure proper operation of the tanks.

Third, none of the improvements contemplated by the permits will be constructed in any wetland.

Ms. Lisa Vest
July 10, 2024
Page 2

Finally, an overwhelming majority of the comments made by the public both at the Hearing, and during the public comment period, were about the overall development of Quarry Walk and the approval process adopted by the DNREC Division of Parks and Recreation. Those comments, while thoughtful and numerous, are not relevant to the two permits before the Division of Water that were the subject of the public hearing on June 25th. There appears to be no specific comment to date claiming that the permit applications were legally deficient in any way.

We again thank you for your time and attention to this matter and are hopeful that the permits will be approved and released in due time.

Sincerely,

Michael A. DeNote

Michael A. DeNote, Esquire