

# RECEIPT

DATE

03/13/25

No.

927943

RECEIVED FROM

G.A. Peak Excavating, Inc.

\$

350.00

Three hundred fifty and <sup>00</sup>/<sub>100</sub>

DOLLARS

 FOR RENT FOR

DE-SW-1458

ACCOUNT	
PAYMENT	
BAL. DUE	

 CASH CHECK MONEY  
ORDER CREDIT  
CARD

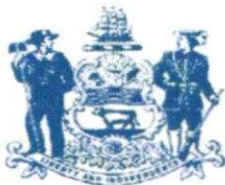
FROM

44750

TO

BY

M.M.



RECEIVED

MAR 13 2025

DNREC - WHS

STATE OF DELAWARE  
DEPARTMENT OF NATURAL RESOURCES  
AND ENVIRONMENTAL CONTROL  
DIVISION OF WASTE AND HAZARDOUS SUBSTANCES  
COMPLIANCE AND PERMITTING SECTION

89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

TELEPHONE: (302) 739-9403  
FAX: (302) 739-5060

**SOLID WASTE TRANSPORTER PERMIT APPLICATION**

**Instructions:** You must complete this application in its entirety and attach all applicable documentation. (Note: For applicants renewing an existing permit, this application requires the submission of updated information and documentation. References to material submitted under previous applications are no longer accepted.)

The application must be signed by the company owner or a corporate officer. A check or money order payable to the **"State of Delaware"** must accompany this application and be sent to:

Delaware Department of Natural Resources and Environmental Control  
Compliance and Permitting Section  
89 Kings Highway  
Dover, DE 19901

**1. Type of Permit**

- New – **SCRAP TIRES ONLY** Submit a check or money order, payable to the "State of Delaware," in the amount of \$75.00.
- New – **ALL OTHERS** Submit a check or money order, payable to the "State of Delaware" in the amount of \$350.00.
- Renewal: Permit # DE-SW- 1458 Expiration Date 6-30-25

Please indicate the term for which you desire your permit to be issued. Submit a check or money order, payable to the "State of Delaware," for the indicated permit fee.

**SCRAP TIRES ONLY**

**ALL OTHERS**

- One Year - \$75.00
- Two Years - \$125.00
- Three Years - \$175.00
- Four Years - \$225.00
- Five Years - \$275.00

- One Year - \$350.00
- Two Years - \$650.00
- Three Years - \$950.00
- Four Years - \$1250.00
- Five Years - \$1550.00

**2. Release to Public**

Do you wish to be included on the list of transporters that is provided to persons requesting a list of Delaware permitted solid waste transporters?  Yes  No

**3. Company Information**

Company Name G.A. Peak Excavating, Inc.

Location Address:	Mailing Address:
<u>2850 Clymer Avenue</u>	<u>2850 Clymer Avenue</u>
<u>Telford, PA 18969</u>	<u>Telford, PA 18969</u>

Contact: Grayson Peak Title: VP

Business Phone: 215-723-7830 Fax: n/a

E-mail: gapeakexcavating@gapeak.com

24 hr Emergency Contact Phone: 267-424-1446

**4. Company Ownership Information**

(a). Please indicate the company type:

- Proprietorship
- Partnership
- Corporation - If company is a corporation, indicate city, state, and date of incorporation.

City: Sellersville State: PA Date: 11/6/95

- Municipality
- Public institution
- Limited Liability Corporation (LLC) State: \_\_\_\_\_
- Other: (must specify) \_\_\_\_\_

(b). For each Owner, Partner, or Corporate Officer, attach a list with name, title, mailing address, date of birth, and % ownership. Include all stockholders owning greater than 5% outstanding shares.

Attachment X

(c). If company is owned by or affiliated with a parent company, attach parent company name, address & mailing address, and % ownership.

- Attachment \_\_\_\_\_
- No parent company



**8. Treatment, Storage, and Disposal Facilities**

- (a). Do you cross state lines with the waste?  Yes  No
- (b). Identify in an attachment **all** solid waste Treatment, Storage, Disposal Facilities, Reclamation Facilities and Transfer Stations to which the waste will be transported.
- Delaware Solid Waste Authority locations: (attachment) \_\_\_\_\_
  - Clean Earth of New Castle, Inc. (thermal treatment facility for PHC-soils)
  - Delaware Recyclable Products, Inc. (dry waste, commercial, industrial, and PHC-soils )
  - Other in-state solid waste facilities, including private facilities: (attachment) \_\_\_\_\_
  - Out of state solid waste TSD facilities: (attachment) \_\_\_\_\_

**9. Other Transporter Permits**

- (a). Attach a copy of your home state solid waste transporter permit. (N/A if Delaware is your home state.)
- Attachment \_\_\_\_\_
  - Not applicable-No transporter permit required for these solid waste types in our home state.

- (b). List solid waste transporter permits held in other states.

- Attachment \_\_\_\_\_
- No transporter permits in other states

- (c). Indicate your Federal DOT number and Motor Carrier number:

DOT# 780143 MC# 733096-C

- N/A If N/A, please provide an explanation, on the following page, as to why you are not required to have a DOT or MC number.

**10. Proof of Financial Responsibility**

The transporter must submit proof of financial responsibility as established in section 7.2.4 of Delaware's *Regulations Governing Solid Waste*. This proof may be established by a Certificate of Insurance, with MCS-90 endorsement where applicable, or by other means approved by the Department. (The Certificate of Insurance must identify the **Department of Natural Resources and Environmental Control, Compliance and Permitting Section** as the certificate holder.)

- (a). Are you for-hire in interstate commerce?  Yes  No (For-Hire means you are in the business of transporting, for compensation or payment, wastes generated by a company other than your own.)
- (b). Do you transport in the State of Delaware Only (Intrastate)?  Yes  No
- (c). Do you transport Interstate?  Yes  No

- (d). Certificate of Insurance must be attached and include minimum automobile liability coverage as follows:

	<b>FOR-HIRE INTERSTATE</b>	<b>ALL OTHERS</b>
Residential Waste	\$750,000.00 + MCS-90 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Commercial Waste	\$750,000.00 + MCS-90 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Industrial Waste	\$750,000.00 + MCS-90 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Dry Waste	\$750,000.00 + MCS-90 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Ash	\$750,000.00 + MCS-90 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Infectious Waste	\$1,000,000.00 + MCS-90 <input type="checkbox"/>	\$750,000.00 + MCS-90 <input type="checkbox"/>
Non-Hazardous Petroleum Contaminated Soils	\$750,000.00 + MCS-90 <input checked="" type="checkbox"/>	\$350,000.00 <input type="checkbox"/>
Asbestos	\$1,000,000.00 + MCS-90 <input type="checkbox"/> (For Hire & Private)	\$350,000.00 <input type="checkbox"/>
Scrap Tires Only	\$350,000.00 <input type="checkbox"/>	\$350,000.00 <input type="checkbox"/>

### 11. Spill Control and Safety

List all spill control and safety equipment which will be carried on each vehicle. (**Note:** Separate lists by type of vehicle and type of waste may be required.) Attach a copy of the Spill Control Plan. The Spill Control Plan **must** contain the following elements: (1) List of safety and spill control equipment carried in the vehicle, (2) Driver preventive measures, (3) Driver immediate corrective actions, (4) Company internal communications, (5) Company external communications including the **Delaware Emergency Reporting Numbers: 1-800-662-8802 and 302-739-9401**, and (6) Cleanup and decontamination measures.

Spill Control Plan: Attachment  X

### 12. Driver Training

**IN SUMMARY OR OUTLINE FORM**, describe the procedures that your company takes to ensure that all company drivers are safe and competent drivers. Small owner-operators may describe their years of experience and driving record in lieu of a formal program.

- (a). Include requirements for special licenses (e.g. CDL, including any special endorsements), any special training received, including dates training was received (e.g. asbestos training), and any ongoing company programs. (e.g. weekly safety meetings or annual refresher courses);
- (b). Include your company procedure for periodic checks of the driver's records for moving violations, and your company policy on progressive counseling/discipline based on points;
- (c). Describe how drivers are instructed in the following:
  - (i) Knowledge of proper handling procedures for the type of solid waste being transported.
  - (ii) Familiarity with the approved accidental discharge containment plan. (Spill Control Plan)
  - (iii) Familiarity with the conditions of the solid waste transporter's permit.

Driver Training, attachment  X

### 13. Vehicle Identification

On the form provided with this application, list **MAKE, MODEL, YEAR, SERIAL NUMBER, LICENSE PLATE NUMBER, STATE OF REGISTRATION, MANUFACTURER'S GVWR and OWNERSHIP** of all vehicles used for the transportation of solid waste. You must list both motorized and container units. (If you maintain a list of company vehicles in a computer database you may submit a print out of the vehicles provided it contains the information requested herein.)

**NOTE: You must notify CAPS in writing of any changes to information contained within this application, such as additions or deletions of vehicles, in accordance with conditions of the issued permit.**

Vehicle List Attached

### 14. Vehicle Operator Information

Is a list of all vehicle operators attached?  Yes

What tax form do you submit to the IRS for your vehicle operators?

- Form W-2  
 Form 1099-Misc  
 Other

### 15. Environmental Record

List all criminal citations, arrests, convictions, civil or administrative violations, and civil or administrative enforcement actions, and the disposition(s) thereof for the violation or alleged violation of any environmental statute, regulation, permit, license, approval, or order, regardless of the state in which it occurred. Indicate whether it was a local, state, or federal violation or alleged violation. List all such items for the applicant, and if the applicant is other than an individual, for any employee while employed by the applicant, or any partner, officer, or director of the applicant as an individual or for any former business of such partner, officer, or director. For civil or administrative violations or alleged violations, list all such items for the last five (5) years from the date of the application. Information submitted under this section is subject to verification. **Failure to submit complete and accurate information may lead to permit denial or revocation.**

- Attachment \_\_\_\_\_  
 No violations within the specified time period

### 16. Certification

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this application and all attachments and that, upon personal knowledge and information, the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information.

\*\*Signature  **PRES.** Date 3-6-25

Print Name Grant Peak Title President

**\*\*A legal owner or corporate officer must sign the application\*\***



USDOT Number: \_\_\_\_\_ Date Received: \_\_\_\_\_

Please note, the expiration date as stated on this form relates to the process for renewing the Information Collection Request for this form with the Office of Management and Budget. This requirement to collect information as requested on this form does not expire. For questions, please contact the Office of Registration and Safety Information, Registration, Licensing, and Insurance Division.

A Federal Agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection of information displays a current valid OMB Control Number. The OMB Control Number for this information collection is 2126-0008. Public reporting for this collection of information is estimated to be approximately 2 minutes per response, including the time for reviewing instructions, gathering the data needed, and completing and reviewing the collection of information. All responses to this collection of information are mandatory. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to: Information Collection Clearance Officer, Federal Motor Carrier Safety Administration, MC-RRA, Washington, D.C. 20590.



Endorsement for Motor Carrier Policies of Insurance for Public Liability under Sections 29 and 30 of the Motor Carrier Act of 1980

FORM MCS-90

Issued to GA Peak Excavating Inc of Telford, PA
(Motor Carrier name) (Motor Carrier state or province)
Dated at 12:00:00 AM EDT on this 31 day of December, 2024
Amending Policy Number: CA100088919-01 Effective Date: 12/31/2024
Name of Insurance Company: FCCI Insurance Company

Countersigned by: Christina D. Wells
(authorized company representative)

The policy to which this endorsement is attached provides primary or excess insurance, as indicated for the limits shown (check only one):

- This insurance is primary and the company shall not be liable for amounts in excess of \$ 1,000,000 for each accident.
This insurance is excess and the company shall not be liable for amounts in excess of \$ for each accident in excess of the underlying limit of \$ for each accident.

Whenever required by the Federal Motor Carrier Safety Administration (FMCSA), the company agrees to furnish the FMCSA a duplicate of said policy and all its endorsements. The company also agrees, upon telephone request by an authorized representative of the FMCSA, to verify that the policy is in force as of a particular date. The telephone number to call is: (800) 226-3224.

Cancellation of this endorsement may be effected by the company or the insured by giving (1) thirty-five (35) days notice in writing to the other party (said 35 days notice to commence from the date the notice is mailed, proof of mailing shall be sufficient proof of notice), and (2) if the insured is subject to the FMCSA's registration requirements under 49 U.S.C. 13901, by providing thirty (30) days notice to the FMCSA (said 30 days notice to commence from the date the notice is received by the FMCSA at its office in Washington, DC).

Filings must be transmitted online via the Internet at https://portal.fmcsa.dot.gov/UrsRegistrationWizard/

(continued on next page)

**DEFINITIONS AS USED IN THIS ENDORSEMENT**

**Accident** includes continuous or repeated exposure to conditions or which results in bodily injury, property damage, or environmental damage which the insured neither expected nor intended.

**Motor Vehicle** means a land vehicle, machine, truck, tractor, trailer, or semitrailer propelled or drawn by mechanical power and used on a highway for transporting property, or any combination thereof.

**Bodily Injury** means injury to the body, sickness, or disease to any person, including death resulting from any of these.

**Property Damage** means damage to or loss of use of tangible property.

The insurance policy to which this endorsement is attached provides automobile liability insurance and is amended to assure compliance by the insured, within the limits stated herein, as a motor carrier of property, with Sections 29 and 30 of the Motor Carrier Act of 1980 and the rules and regulations of the Federal Motor Carrier Safety Administration (FMCSA).

In consideration of the premium stated in the policy to which this endorsement is attached, the insurer (the company) agrees to pay, within the limits of liability described herein, any final judgment recovered against the insured for public liability resulting from negligence in the operation, maintenance or use of motor vehicles subject to the financial responsibility requirements of Sections 29 and 30 of the Motor Carrier Act of 1980 regardless of whether or not each motor vehicle is specifically described in the policy and whether or not such negligence occurs on any route or in any territory authorized to be served by the insured or elsewhere. Such insurance as is afforded, for public liability, does not apply to injury to or death of the insured's employees while engaged in the course of their employment, or property transported by the insured, designated as cargo. It is understood and agreed that no condition, provision, stipulation, or limitation contained in the policy, this endorsement, or any other endorsement thereon,

**Environmental Restoration** means restitution for the loss, damage, or destruction of natural resources arising out of the accidental discharge, dispersal, release or escape into or upon the land, atmosphere, watercourse, or body of water, of any commodity transported by a motor carrier. This shall include the cost of removal and the cost of necessary measures taken to minimize or mitigate damage to human health, the natural environment, fish, shellfish, and wildlife.

**Public Liability** means liability for bodily injury, property damage, and environmental restoration.

or violation thereof, shall relieve the company from liability or from the payment of any final judgment, within the limits of liability herein described, irrespective of the financial condition, insolvency or bankruptcy of the insured. However, all terms, conditions, and limitations in the policy to which the endorsement is attached shall remain in full force and effect as binding between the insured and the company. The insured agrees to reimburse the company for any payment made by the company on account of any accident, claim, or suit involving a breach of the terms of the policy, and for any payment that the company would not have been obligated to make under the provisions of the policy except for the agreement contained in this endorsement.

It is further understood and agreed that, upon failure of the company to pay any final judgment recovered against the insured as provided herein, the judgment creditor may maintain an action in any court of competent jurisdiction against the company to compel such payment.

The limits of the company's liability for the amounts prescribed in this endorsement apply separately to each accident and any payment under the policy because of anyone accident shall not operate to reduce the liability of the company for the payment of final judgments resulting from any other accident.

(continued on next page)

<b>SCHEDULE OF LIMITS — PUBLIC LIABILITY</b>
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Type of carriage	Commodity transported	January 1, 1985
(1) For-hire (in interstate or foreign commerce, with a gross vehicle weight rating of 10,001 or more pounds).	Property (nonhazardous)	\$750,000
(2) For-hire and Private (in interstate, foreign, or intrastate commerce, with a gross vehicle weight rating of 10,001 or more pounds).	Hazardous substances, as defined in <a href="#">49 CFR 171.8</a> , transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or in bulk Division 1.1, 1.2, and 1.3 materials, Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; in bulk Division 2.1 or 2.2; or highway route controlled quantities of a Class 7 material, as defined in <a href="#">49 CFR 173.403</a> .	\$5,000,000
(3) For-hire and Private (in interstate or foreign commerce, in any quantity; or in intrastate commerce, in bulk only; with a gross vehicle weight rating of 10,001 or more pounds).	Oil listed in <a href="#">49 CFR 172.101</a> ; hazardous waste, hazardous materials, and hazardous substances defined in <a href="#">49 CFR 171.8</a> and listed in <a href="#">49 CFR 172.101</a> , but not mentioned in (2) above or (4) below.	\$1,000,000
(4) For-hire and Private (In interstate or foreign commerce, with a gross vehicle weight rating of less than 10,001 pounds).	Any quantity of Division 1.1, 1.2, or 1.3 material; any quantity of a Division 2.3, Hazard Zone A, or Division 6.1, Packing Group I, Hazard Zone A material; or highway route controlled quantities of a Class 7 material as defined in <a href="#">49 CFR 173.403</a> .	\$5,000,000

\*The schedule of limits shown does not provide coverage. The limits shown in the schedule are for information purposes only.

**Solid Waste Transporter Permit Application  
Company Ownership  
for G. A. Peak Excavating, Inc.**

4b. Grayson A. Peak  
Grant A. Peak



v.p. 50% owner  
pres 50% owner



2850 Clymer Avenue  
Telford, PA 18969  
215-723-7830 - 215-721-9972 fax

## GENERAL SPILL CONTROL PLAN FOR G.A. PEAK EXCAVATING, INC.

1. Spill control and safety equipment carried in each vehicle:
  - a. Reflectors and/or flares
  - b. Fire extinguisher
  - c. First aid kit
  - d. Heavy duty gloves, hard hat
  - e. Flashlight
  - f. Spill kit
2. All loads will be enclosed, covered or tarped to prevent accidental discharge of the waste during transport to the disposal facility
3. The driver will perform the following pre-trip inspections
  - a. Brakes, steering, lights
  - b. Tires, tailgate, latches
4. If there is an accident or other emergency which causes a portion of the load to be spilled, the driver, if uninjured, will contact the following designated company official:  
**Graye Peak 267-424-1446 or Grant Peak 215-852-0642**
5. The designated company official will contact the state and municipal authorities where the accident occurred. If the accident or spill has the potential to cause environmental damage, (either due to the nature of the waste, location of the accident, or additional factors such as leaking oil, gasoline or hydraulic fluid) the person contacted will notify the state emergency response team by calling one of the following numbers: **(See attached for a more complete list)**
  - Pennsylvania: 911, (717) 787-4343, (800) 373-3398 (only call if region number is not available)**
    - Southeast Region (Bucks, Montgomery, Chester, Delaware, Philadelphia)**  
**(484) 250-5900 2 East Main St., Norristown, PA 19401**
    - Northeast Region (Lehigh, Northampton, Schuylkill, Carbon, Monroe, Luzerne, etc.)**  
**(570) 826-2511 2 Public Square, Wilkes-Barre, PA 18711-0790**
    - South Central Region (Berks, Lancaster, Lebanon, etc.)**  
**(877) 333-1904 909 Elmerton Avenue, Harrisburg, PA 17110**
    - North Central Region (Bradford, Cameron, Centre, Lycoming, Montour, etc.)**  
**(570) 327-3636 208 W. Third. St., Suite 101, Williamsport, PA 17701**
    - Southwest Region (Allegheny, Armstrong, Beaver, etc.)**  
**(412) 442-4000 400 Waterfront Drive, Pittsburgh, PA 15222-4745**
    - North West Region (Butler, Clarion, Crawford, etc.)**  
**(814) 332-6945 230 Chestnut Street, Meadville, PA 1635-3481**
  - Delaware: 911, (302) 739-9401 or 1-800-662-8802**  
**89 Kings Highway, Dover, DE 19901**

**New Jersey:** 911, (1-877)-927-6337

**Northern Regional Office (Bergen, Essex, Hudson, etc.)**

**(973) 656-4470 7 Ridgedale Avenue, Cedar Knolls, NJ 07927**

**Central Regional Office (Mercer, Middlesex, Monmouth, Ocean & Union)**

**(609) 943-3019 9 Ewing St., 3<sup>rd</sup> Floor, Trenton, NJ 08625-0420**

**Southern Regional Office (Atlantic, Camden, Cape May, etc.)**

**(856) 614-3658 2 Riverside Drive, Suite 201, Camden, NJ 08102**

**New York:** 311, (800) 457-7362, (518) 292-2200, (212) 639-9675

6. The designated company official will contract for clean-up services with another company
7. This plan will be carried in all vehicles, along with permit



2850 Clymer Avenue  
Telford, PA 18969  
215-723-7830 - 215-721-9972 fax

#12

- a. We are a small owner- operator business. Our drivers all have CDL's and are road tested. Our drivers have been in this industry rangin from 20 – 40 years. None of our drivers have had any major violations and non have ever been at risk for having their license suspended. We have a very strict hiring poliy with regards to driver's record checks and normally only hire employees with totallly clean driving records. We frequently provide our drivers with safety information and bulletins and post information for them to review.
- b. We check driver records when they are hired and then check them annually while they are employed. We also are a part of Grand View Hospital Consortium which we have hired to conduct random drug testing on our drivers.
- c.
  - a. Our drivers are educated upon hire with regards to the proper handling of the solid waste that they transport as well as regular drivers meeting where it is discussed.
  - b. Our drivers are notified in writing with regards to our Spill control plan and we have enclosed a copy of our spill control plan
  - c. Our drivers are educated upon hire with regards to the conditions of the solid waste transporters permit as well as being given a copy of the permit when hired as well as being provided in writing the Delaware adminstration code for DE Solid Waste Transporters

## **DEL ADMIN. Code 1301-7.0 For Delaware Solid Waste Transporters**

### **7.1 General Provisions (applicable to all persons transporting solid waste in Delaware)**

**7.1.1** No person shall transport solid waste, without first having obtained a permit from the Department, unless specifically exempted by these Regulations. Refer to Section 4 of these Regulations, PERMIT REQUIREMENTS AND ADMINISTRATIVE PROCEDURES.

**7.1.2** Any vehicle used to transport solid waste shall be so constructed or loaded as to prevent its contents from dropping, sifting, leaking, or otherwise escaping therefrom, in accordance with 21 Del.C. § 4371

**7.1.3** The transporter will be responsible for all costs of cleaning up a discharge of solid waste from the vehicle.

**7.1.4** Compliance with these regulations does not release a transporter from the obligation of complying with any other applicable laws, regulations or ordinances. Additional waste transporter regulations may apply to transporters of special wastes, e.g. infectious waste. Refer to Section 11 of these Regulations, SPECIAL WASTES MANAGEMENT.

**7.1.5** Each vehicle used to transport solid waste and required to have a transporter's permit must carry a copy of the permit in the vehicle. The permit must be presented upon request to any law enforcement officer or any representative of the Department.

**7.1.6** A written request to transfer a permit must be received 90 days prior to the date of the proposed transfer. For permit transfer procedures, refer to Section 4.1.8 of these Regulations, PERMITTING.

**7.1.7** Permitted solid waste transporters shall not use agents or subcontractors who do not hold permits for transporting solid waste.

### **7.2 Provisions Applicable To Transporters Required To Have A Solid Waste Transporter's Permit**

**7.2.1** Applicability. Section 7.2 applies to all transportation activities in Delaware except the following:

**7.2.1.1** Transportation of household waste generated in a Delaware residence and transported by the generator of the household waste or transported in a non-commercial capacity, in a vehicle having a gross vehicle weight less than or equal to 26,000 (twenty-six thousand) pounds.

**7.2.1.2** On-site transportation of solid waste (i.e., the point of generation and the point of treatment or disposal are on the same site and the vehicle transporting the solid waste will not at any time leave the site).

**7.2.1.3** Transportation of solid waste generated on a farm in Delaware and transported by the generator of the waste (this exclusion shall not apply to the transportation of infectious waste, petroleum-hydrocarbon contaminated soils, or waste containing asbestos).

**7.2.2** Instruction and Training. All drivers of solid waste transportation vehicles, and all of the transporter's employees who may handle solid waste subject to these regulations, shall receive instruction in how to perform transportation duties in a way that ensures compliance with all applicable regulations and requirements. The instruction shall include, but not necessarily be limited to, the following:

**7.2.2.1** Knowledge of current DOT Motor Carrier Safety Regulations.

**7.2.2.2** Safe vehicle operations to avoid creating hazards to human health, safety, welfare, or the environment.

**7.2.2.3** Knowledge of proper handling procedures for the type of solid waste being transported.

**7.2.2.4** Familiarity with the approved accidental discharge containment plan.

**7.2.2.5** Familiarity with the conditions of the solid waste transporter's permit. It shall be the responsibility of the transporter to ensure that all drivers and other employees that may handle solid waste receive instruction as described above as frequently as necessary to maintain a level of knowledge that will ensure safe operation of the vehicle during transportation of the solid waste and proper management of an accidental discharge. A description of the driver training program shall be included with the permit application.

### **7.2.3 Vehicle Requirements**

**7.2.3.1** All vehicles used in the transportation of solid waste shall be operated and maintained so as to be in compliance with all state and federal regulations and not present a hazard to human health or the environment through unsafe vehicle conditions. The permittee is responsible for the operation and maintenance of all vehicles including leased vehicles operated under his/her permit.

**7.2.3.2** All vehicles must carry safety and emergency equipment in accordance with applicable DOT regulations to ensure protection of the public and the environment.

**7.2.3.3** All vehicles must carry spill containment materials appropriate to the type of solid waste being transported.

**7.2.3.4** Each vehicle engaged in the transportation of solid waste must be fully enclosed or covered to prevent the discharge or release of solid waste to the environment.

**7.2.3.5** The transporter's name shall be prominently displayed on both sides of the vehicle in figures at least three inches high and of a color that contrasts with the color of the vehicle.

**7.2.3.6** The transporters' permit number shall be prominently displayed on both sides and the rear of the vehicle in figures at least three inches high and of a color that contrasts with the color of the vehicle.

**7.2.4** Proof of financial responsibility for sudden and accidental discharges shall be maintained by the transporter. This financial responsibility may be established by any one or a combination of the following:

**7.2.4.1** Automobile liability insurance

**7.2.4.1.1** For-hire carriers in interstate commerce shall at all times maintain insurance coverage that is in compliance with 49 CFR Part 387 and shall submit a Certificate of Insurance with MCS-90 endorsement demonstrating compliance with this regulation.

**7.2.4.1.2** Transporters who transport bulk liquid or bulk gaseous industrial waste, shall at all times maintain commercial automobile liability insurance with a combined single limit of at least \$750,000 with MCS-90 endorsement and shall submit a Certificate of Insurance with MCS-90 endorsement demonstrating compliance with this regulation.

**7.2.4.1.3** Transporters who transport infectious waste in interstate commerce shall at all times maintain commercial automobile liability insurance with a combined single limit of at least \$1,000,000 with MCS-90 endorsement. Transporters who transport infectious waste in intrastate commerce shall at all times maintain commercial automobile liability insurance with a combined single limit of at least \$750,000 with MCS-90 endorsement. Infectious waste transporters shall submit a Certificate of Insurance with MCS-90 endorsement demonstrating compliance with this regulation.

**7.2.4.1.4** All other carriers shall at all times maintain commercial automobile liability insurance with a combined single limit of at least \$350,000 and shall submit a Certificate of Insurance demonstrating compliance with this regulation.

**7.2.4.2** Self insurance equal to or exceeding the above automobile liability insurance limits, and approved by the Department.

**7.2.4.3** Other proof of financial responsibility approved by the Department.

**7.2.5** Management of Accidental Discharges

**7.2.5.1** All applicants for a permit to transport solid waste shall submit to the Department a plan for the prevention, control, and cleanup of accidental discharges of the solid waste. No permit will be issued to a transporter until such a plan has been submitted to and approved by the Department.

**7.2.5.2** A copy of the plan shall be maintained in each vehicle engaged in the transportation of solid waste.

**7.2.5.3** All accidental discharges of solid waste from a vehicle shall be immediately and completely remediated. If the solid waste cannot be immediately and completely remediated, or if it has the potential to cause damage to the environment or to public health, the discharge shall be immediately reported to the Department. (Accidental discharges of infectious waste are regulated under Section 11, Part 1)

**7.2.5.4** The transporter will be responsible for all costs of remediating a discharge of solid waste from the vehicle.

**7.2.6** Recordkeeping. The following records must be retained by the transporter for at least three years:

**7.2.6.1** The solid waste transporter's permit.

**7.2.6.2** Documentation of the training provided to drivers.

**7.2.6.3** Insurance documents sufficient to demonstrate compliance with Section 7.2.4 of these regulations.

**7.2.6.4** Records of spills or releases of solid waste that exceed five (5) pounds or one (1) cubic foot that occur during the transportation of solid waste in Delaware, and descriptions of the remedial actions taken.

**7.2.6.5** The transporter's annual report required under Section 7.2.7.

**7.2.7** Reporting and Documentation

**7.2.7.1** Each transporter that picks up and/or deposits solid waste in Delaware shall submit an annual report on a form provided by the Department, summarizing information from the preceding calendar year. This report shall be submitted to the Department by April 1 of the year following the year covered by the report. The information contained in the report shall include, but not be limited to, the following:

**7.2.7.1.1** Types and weights of solid waste transported in, into, or out of the state.

**7.2.7.1.2** Actual amounts of solid waste by weight and type delivered to each destination when transported to or from facilities equipped with truck scales. Amounts may be estimated only when truck scales are not available during the waste transportation process.

**7.2.7.1** Any vehicle transporting solid waste through Delaware shall carry documentation indicating the state in which the solid waste was picked up, the date on which it was picked up, and the state in which it will be deposited.



2850 Clymer Avenue  
Telford, PA 18969  
215-723-7830 - 215-721-9972 fax

#13 Vehicle Identification

All are registered in the state of Pennsylvania

All are owned by G. A. Peak Excavating, Inc.

Year	Make/Model	Vin	GVWR	License Plate
1998	Peterbilt 379 Dump Truck (#11)	1NP5LBOXXWN464469	73,280	AF39406
1999	Peterbilt 379 127" Tractor (#10)	1XP5DB0X8XN474339	80,000	AG52865
2001	Mack Dump Truck (#9)	1M3P114K21M002265	73,280	AG92238
2003	Peterbilt 379 Dump Truck (#12)	1NP5YBTX130806408	73,280	AH24753
2005	Peterbilt 379 Dump Truck (#16)	1NP5L4EXX5N863482	73,280	AH35744
2005	Peterbilt (#22)	1NP5X4EX15N847305	73,280	AH57641
2006	Peterbilt 379 Dump Truck (#19)	1NP5LB0X16N884864	73,280	AG54184
2007	Peterbilt 379 L Dump Truck (#14)	1NP5L40X37N678670	73,280	AF57767
2018	Peterbilt 389 Dump Truck (#21)	1NPXX4EX5JD481535	80,000	AH27040
2009	Peterbilt 389 (#20)	1XPXDBTX89N778164	80,000	AG65661



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#### #14 Vehicle Operator Information

1. Grayson Peak
2. Michael Snell
3. William Johnson
4. Dylan Manero
5. David Brown
6. Harry Lawell
7. Gregory Peak