RECEIPT

DATE 7/6/26 No. 735840

RECEIVED FROM Nichols Excavation $650.00

Six hundred fifty and 00/100 DOLLARS

○ FOR RENT
⊘ FOR DE-SW-1353D

ACCOUNT		
PAYMENT		
BAL. DUE		

○ CASH
⊘ CHECK
○ MONEY ORDER
○ CREDIT CARD

FROM 252 TO

BY M.M.

3-11

DELAWARE DEPARTMENT OF
NATURAL RESOURCES AND ENVIRONMENTAL CONTROL

89 Kings Highway
Dover, DE 19901
302-739-9403
dnrec.delaware.gov

RECEIVED
JUL 06 2026
DNREC - WHS

SOLID WASTE TRANSPORTER PERMIT APPLICATION

Language Preference:

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- 1353D_____Expiration Date 9/30/2026

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	☐ One Year - $350.00
☐ Two Years - $125.00	☒ Two Years - $650.00
☐ Three Years - $175.00	☐ Three Years - $950.00
☐ Four Years - $225.00	☐ Four Years - $1250.00
☐ Five Years - $275.00	☐ 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 Nichols Nursery Inc dba Nichols Excavation

Location Address:	Mailing Address:
324 Markus Ct	324 Markus Ct
Newark, DE 19713	Newark, DE 19713

Contact: Beth Malascalza Title: Operations Manager

Business Phone: 302-224-3032 Fax: 302-224-3033

E-mail: bethm@nicholsconstructiongroup.com

24 hr Emergency Contact Phone [redacted]

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: _____ State: _____ Date: _____
- ☐ 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. Stephen J Nichols, President 100%

☐ Attachment _____ [redacted]

(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

5. Company locations in Delaware

List name and *street* address of each company location, including freight terminals, within the State of Delaware. 324 Markus Ct Newark, DE 19713

☒ Attachment _____
☐ No Delaware locations

6. Company Affiliates

List name, location and mailing addresses, nature of business relationship of all company Affiliates, which affiliates are engaged in the business of waste transport, treatment, storage, disposal, recovery or reclamation. (Affiliated companies are defined as those companies owned by the same owners, corporate officers, or parent company.)

☐ Attachment _____
☒ No affiliates

7. Type of Waste to be Transported

(a). Check all that apply. Refer to Delaware's *Regulations Governing Solid Waste* for definitions of waste categories.

☐ Residential waste
☐ Commercial waste (from **non-manufacturing, non-processing** businesses and offices
☐ Industrial waste (from a manufacturing or industrial process)
☒ Dry waste: ☒ construction/demolition debris
☒ trees/stumps
☒ other (must specify) contaminated soils
☐ Ash: ☐ municipal incinerator
☐ coal ash
☐ other (must specify) _____
☐ Infectious waste
☒ Non-hazardous petroleum-hydrocarbon contaminated soils
☐ Asbestos-containing waste
☒ Scrap Tires

(b). Does your company collect and transport residential (household) waste from single family homes, condominiums and apartment complexes in Delaware? ☐ Yes ☒ No

(c). If you answered "YES" to question 7.b., above, does your company provide recycling services to those customers? ☐ Yes ☐ No ☒ N/A

(d). If you offer recycling services, does your company collect and transport the recyclables separately from the waste generated by your customers? ☐ Yes ☒ No

(e). If you offer recycling services, are the recyclables ultimately taken to an incinerator (waste-to- energy) or landfill? ☐ Yes ☒ No

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) Cherry, Millsboro
☒ 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# 471547 MC# _____

☐ 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:

	FOR-HIRE INTERSTATE	ALL OTHERS
Residential Waste	$750,000.00 + MCS-90 ☐	$300,000.00 ☐
Commercial Waste	$750,000.00 + MCS-90 ☐	$300,000.00 ☐
Industrial Waste	$750,000.00 + MCS-90 ☐	$300,000.00 ☐
Dry Waste	$750,000.00 + MCS-90 ☐	$300,000.00 ☐
Ash	$750,000.00 + MCS-90 ☐	$350,000.00 ☐
Infectious Waste	$1,000,000.00 + MCS-90 ☐	$750,000.00 + MCS-90 ☐
Non-Hazardous Petroleum Contaminated Soils	$750,000.00 + MCS-90 ☐	$300,000.00 ☐
Asbestos	$1,000,000.00 + MCS-90 ☐ (For Hire & Private)	$300,000.00 ☐
Scrap Tires Only	$300,000.00 ☐	$300,000.00 ☐

11. Spill Control and Safety

List all spill control and safety equipment that 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 #1

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 All drivers CDL, get regular trainings, annual clearinghouse checks

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 we own all vehicles

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 _____ Date 6/22/2026

Print Name Stephen P Nichols Title Vice President

A legal owner or corporate officer must sign the application*

VEHICLE INFORMATION - See Item 13 of the application.

Use this form, or other format which provides the same information, to answer the VEHICLE IDENTIFICATION requirement of the application. List all vehicles, both motorized and container (if a license plate is required on the container) to be used to haul solid waste in the state of Delaware. In addition, list the vehicle owner, owner's address, and domicile address if different from the company address provided in the application.

MAKE - MODEL - YEAR	TYPE	VIN # (Serial Number)	LICENSE PLATE # and STATE of REGISTRATION	mfgr's GVWR	OWNERSHIP

SPILL CONTROL PLAN FOR SOLID WASTE HAULERS

(1) Spill control and safety equipment carried in each vehicle:
   1). Reflectors and/or flares
   2). Fire extinguisher
   3). First aid kit
   4). Heavy-duty gloves, hard hat
   5). Flashlight
   6).

(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:
   1).

   2).

(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 coordinator:
   Name: Phone:

(5) The designated coordinator 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:
   Delaware: 911, (302) 739-9401 or 1-800-662-8802 (*Other numbers may be listed as follows, however, the listed Delaware numbers **must** be included in the spill control plan.*)
   Maryland:
   New Jersey:

(6) The designated coordinator will contract for clean-up services with another company. (*This is optional, however, if another company is to be contracted, please append a list of cleanup companies by either region or state.*)

(7) This plan will be carried in all vehicles, along with the permit.

NICHOLS EXCAVATION

SPILL CONTROL PLAN FOR SOLID WASTE HAULERS

(1) Spill control and safety equipment carried in each vehicle:
   1). Reflectors and/or flares
   2). Fire extinguisher
   3). First aid kit
   4). Heavy-duty gloves, hard hat
   5). Flashlight

(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 pre-trip inspections and fill out Pre-trip inspection report daily.

(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 d[redacted]inator:
   Name: Stephen Nichols

(5) The designated coordinator 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:

   Delaware: 911, (302) 739-9401 or 1-800-662-8802
   Maryland: 866-633-4686

(6) The designated coordinator will make decision to contract for clean-up services with another company.

(7) This plan will be carried in all vehicles, along with the permit.

Basic Business Guide for Hazardous Waste Management

Division of Waste and Hazardous Substances, Compliance and Permitting Section

Environmental Concerns

Businesses generate waste every day. Once generated, a business must determine if the waste is a hazardous waste. A business must handle and dispose of its hazardous waste in a manner that ensures the protection of human health and the environment. Achieving compliance with 7 DE Admin. Code §1302 Delaware's *Regulations Governing Hazardous Waste* (DRGHW) will minimize human health and environmental hazards associated with improper hazardous waste management. DRGHW may be found at de.gov/dwhs

Who is a hazardous waste generator?

A generator is defined in DRGHW as "any person [company], by site, whose act or process produces hazardous waste identified or listed in Part 261 of these regulations, or whose act first causes a hazardous waste to become subject to regulation." Household generated hazardous wastes are exempt from regulation (§261.4(b)). However, once combined with business-generated hazardous waste, all the waste becomes subject to regulation.

Identifying Hazardous Waste

A business must first identify all waste streams generated by the site. This includes waste sent to a wastewater treatment plant, recycled materials, off-specification products/raw materials, unusable and/or expired products/raw materials, and all byproducts. The next step is to gather information about the waste to determine all possible hazards associated with that particular waste stream. Information can be found using Safety Data Sheets (SDS), process and/or employee knowledge, and analytical laboratory data.

It is a generator's responsibility to make **accurate** hazardous waste determinations at the point of generation, before any mixing, diluting, or alteration occur (§262.11(a)). The following questions can assist you in making a hazardous waste determination.

1. Is it a solid waste?

Solid Waste is defined in full in §261.2, but in general consists of four types of discarded materials: abandoned materials, certain materials that are recycled in certain ways, materials that are inherently waste-like and military munitions.
Discarded materials are not limited to wastes that are physically in a solid state, as it includes liquid waste, semi-solid waste, and containerized gas.

2. Is the waste excluded or exempt from being a hazardous waste? *

Commonly excluded and/or exempted wastes include normal household refuse, samples sent to a testing laboratory, recycled scrap metal, demolition debris, wastewater discharged under a National Pollution Discharge Elimination System (NPDES) permit, and secondary materials that are returned to the original process(es) in which they were generated without first being recycled/reclaimed outside of the production process system.

3. Is the waste a listed hazardous waste? *

Commonly listed hazardous wastes include spent solvents, distillation bottoms from spent hazardous chemical reclamation, acute hazardous wastes, discarded commercial chemical products, and off-specification batches of chemical products.

4. Does the waste exhibit a hazardous characteristic? *

- [illegible] wastes have a flash point below 140°F (60° C) or is an ignitable compressed gas.
- [illegible] wastes are liquids with a pH ≤2 or ≥12.5.
- [illegible] wastes chemically react with substances, such as water, producing toxic fumes and/or are capable of detonation.
- [illegible] wastes will release toxic heavy metals (e.g., arsenic, cadmium, lead, mercury), pesticides, or volatile organic compounds (e.g., trichloroethylene {TCE}) under acidic conditions.

***NOTE:** Full details for exclusions, exemptions, characteristic hazardous wastes, and listed hazardous wastes can be found in the following sections of DRGHW, Part 261.

If your waste is **not** excluded or exempt, and you answered yes to question 2 and/or 3 for any waste produced by your business, your company is a [illegible]. This fact sheet will address the basic requirements for each generator category with regard to the management of hazardous waste.

Exclusions/Exemptions	**§261.4**
Characteristic Waste (D-listed)	**§261.24**
Non-specific Source Wastes (F-listed)	**§261.31**
Specific Source Wastes (K-listed)	**§261.32**
Acutely Toxic Wastes (P-listed)	**§261.33(e)**
Toxic Wastes (U-listed)	**§261.33(f)**

Determining Generator Category (§262.13)

Generator category is based on the amount of hazardous waste generated per calendar month. Your site will be either a very small quantity generator (VSQG), a small quantity generator (SQG), or a large quantity generator (LQG) of hazardous waste. When counting waste, do not include the amount of excluded and/or exempt waste, non-hazardous waste, used oil, or universal waste when determining your generator category.

See **Table 1** to help you determine your generator category based on the Monthly Generation Rate column.

Table 1: Generator Category and Accumulation Limits

Size:	Monthly Generation Rate:	Maximum Accumulation:	Accumulation Time Limits:
VSQG	≤ 100 kg (~220 lbs) ≤ 1 kg (~2.2 lbs) acute hazardous waste ≤ 100 kg (~220 lbs) acute hazardous waste clean-up residue	1,000 kg (~2,200 lbs) or 1 kg (~2.2 lbs) acute hazardous waste	No limit
SQG	> 100 - < 1,000 kg (~220 - 2,200 lbs) ≤ 1 kg (~2.2 lbs) acute hazardous waste	6,000 kg (~13.200 lbs)	Ship waste off-site within 180 days of the date waste was first put into the container
LQG	≥ 1,000 kg (~2,200 lbs) > 1 kg (~2.2 lbs) acute hazardous waste > 100 kg (~220 lbs) acute hazardous waste clean-up residue	No limit	Ship waste off-site within 90† days of the date waste was first put into the container

† A LQG may exceed the 90-day accumulation time limit ONLY with prior approval from the CAPS.

Hazardous Waste Accumulation Limits

See **Table 1** for the maximum accumulation quantities and accumulation time limits. Please note that, VSQGs do not have accumulation time limits requiring hazardous waste be shipped within a specified number of days, but rather, VSQGs cannot exceed hazardous waste accumulation quantity limits and maintain VSQG status. Should a VSQG exceed the accumulation quantity limits, they must immediately comply with the regulatory requirements for the new larger generator category in which they fall.

Obtaining an EPA Identification (EPA ID) Number (§262.18)

SQGs and LQGs must complete a RCRA Subtitle C Site Identification (Notification) Form (EPA Form 8700-12) to obtain an EPA ID number free of charge. VSQGs are encouraged to obtain an EPA ID number, although it is not required. EPA ID numbers are specific to a location and you need only obtain an EPA ID once for each location. Once you obtain an EPA ID number for a location, it is to be used for all hazardous waste shipments. Forms and notification instructions are available on DNREC's website at: dnrec.alpha.delaware.gov/waste-hazardous/management/hazardous/reporting

Renotification (§262.18)

If a generator's information changes due to a change in generator category, business name, ownership, contacts, etc., an update to site information should be made by submitting a revised notification form with the "subsequent notification" box checked. Remember, EPA ID numbers are specific to a location. If your business relocates, you must submit a subsequent notification indicating you are no longer generating hazardous waste at the previous location AND submit a notification form to obtain an EPA ID number for the new location.

SQGs are required to re-notify DNREC of their generator status every four (4) years by completing and submitting the Site ID form (EPA Form 8700-12). Submittal of the Site ID form (in full) anytime within the four years before the September 1st deadline fulfills this requirement.

LQGs are required to re-notify DNREC each year by March 1st by completing the Site ID Form (EPA Form 8700-12), which can be submitted as part of the required Annual Report.

Hazardous Waste Accumulation Container Requirements

All containers of hazardous waste must remain closed unless adding or removing waste from the container. All containers of hazardous waste must be in good condition (e.g., not cracked or leaking) and compatible with the waste contained within. Incompatible wastes must not be mixed together within the same container unless complying with §265.17(b) which requires that mixing wastes does not results in fires, violent reactions, explosions, gaseous releases, or other dangers to human health and the environment. Containers of incompatible wastes are not be accumulated together in close proximity without physical separation.

VSQGs must mark containers of hazardous waste with the words "Hazardous Waste" or with the word "Waste" followed by a description to identify the contents of the container (e.g., Waste Acetone, Waste Solvent).

SQGs and LQGs must mark both Satellite Accumulation Area (SAA) and Central Accumulation Area (CAA) containers of hazardous waste with the words "Hazardous Waste" and an indication of the hazard of the contents. Hazard indicator examples include, but are not limited to (see **Figure 1** :

- The applicable RCRA hazardous waste characteristic (i.e. ignitable, corrosive, reactive, toxic), or
- DOT hazard communication, or
- OSHA hazard statement or pictogram, or
- NFPA chemical hazard label

Additionally, SQGs and LQGs must mark 180/90-day CAA containers of hazardous waste with the accumulation start date; this date is determined by the date waste is first placed into the CAA container or the date the container is moved from a SAA to the CAA to await off-site shipment. Prior to shipping wastes off-site, SQGs and LQGs are required to identify all applicable RCRA waste codes identified in Subparts C and D of Part 261, and mark containers with all applicable waste codes.

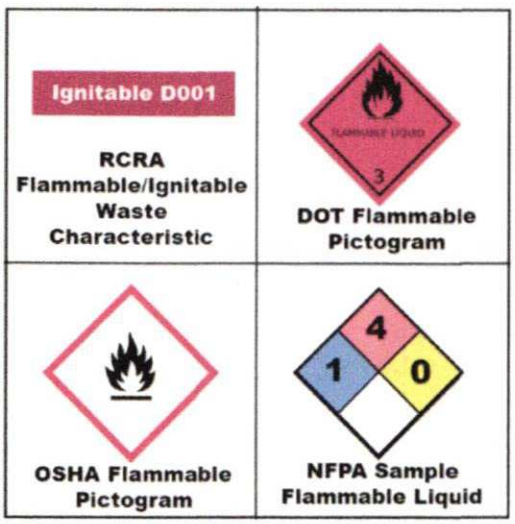


Figure 1: Hazard Indication Examples

Satellite Accumulation Areas (§262.15)

Sites operating as SQGs or LQGs are afforded the ability to accumulated hazardous waste SAAs. VSQGs do not have SAAs standards because hazardous waste is managed the same throughout the site regardless of where the waste is accumulated. A SAA is a hazardous waste accumulation area that is located at or near the point of generation, under the control of the operator and contains no more than 55 gallons of hazardous waste or no more than 1 quart of acute hazardous waste. The point of generation is the place in the process where hazardous waste is first generated. Examples of SAAs being at or near the point of generation would be an process line that drains spent material directly into a 55-gallon drum, or waste generated on a lab work bench where HPLC spent solvent accumulates in a 1-gallon jug prior to being emptied into a 55-gallon drum within the same lab. Alternatively, taking the hazardous waste generated from the lab into a shed that is located outside the building would not be considered "at or near the point of generation." In this scenario, both the shed and waste are required to be managed under CAA requirements.

When more than 55 gallons of hazardous waste (or 1 quart of acute hazardous waste) are accumulated in a SAA, the excess must immediately be dated and moved to a CAA, on-site treatment facility, or shipped off-site for management. For the purposes of this paragraph, "immediately" means within the same shift in which the accumulation amount limit was exceeded. Please refer to the Satellite Accumulation Waste Management fact sheet for more information regarding SAA requirements.

180/90-Day Central Accumulation Areas

(§262.16 and §262.17)

A CAA is an area, or areas, established by a SQG or LQG for the purpose of accumulating hazardous waste. A CAA does not require a storage permit, provided all applicable regulatory requirements in §262.16 or §262.17, as applicable for the generator category, are met. CAAs can be any of the following: an area where hazardous waste containers are stored, a hazardous waste tank, a containment building, or a drip pad. The most common waste accumulation method used in CAAs is container storage, e.g., filled containers removed from SAAs, 55-gallon drums, totes, etc. Should your site accumulate hazardous waste in a tank, on a drip pad or in a containment building, please review the regulations pertinent to your generator category. The remainder of this section will address the requirements for a container-based CAA.

CAAs are required to have a secondary containment system in order to prevent releases of hazardous constituents into the environment. Secondary containment systems can be an enclosed building OR an area with an impervious floor surrounded by adequate curbing to collect spills. Secondary containment systems must be able to hold 10% of the total volume of all containers or the volume of the largest container, whichever is greater. The system must be free of cracks or gaps and sufficiently impervious so as to contain leaks and spills until the collected hazardous waste is detected and immediately removed.

SQGs and LQGs must conspicuously place "No Smoking" signage wherever there is any ignitable or reactive waste present. Remember that ignitable waste must not be accumulated near sources of ignition. LQGs cannot accumulate ignitable or reactive wastes within 50 feet (15 meters) of the site's property line without written approval from the authority having jurisdiction over the local fire code.

SQGs and LQGs must conduct and document weekly inspections for all CAAs. Weekly inspections must include looking for leaking containers, signs of deteriorated

containers, and signs of deterioration in the secondary containment system. The inspector should confirm there is enough aisle space to allow easy access and visibility to all containers of hazardous waste accumulated in these areas.

When a LQG decides to no longer utilize for the waste accumulation area/unit once all hazardous waste has been removed. LQGs accumulating waste in a CAA must meet certain conditions prior to closure of a waste accumulation area/unit. The LQG must either place a notice in the operating record within 30 days after closure identifying the location of the unit within the facility; or meet the closure performance standards (§262.17(a)(8)(iii) and (iv)) and notify DNREC using EPA Form 8700-12 within 90 days of closure. When closing an entire facility, the LQG must notify DNREC using EPA Form 8700-12 no later than 30 days prior to closing the facility and within 90 days after closing the facility that it has complied with the closure performance standards.

Waste Mixing (§262.13(f))

A VSQG mixing hazardous waste with non-hazardous solid waste will remain subject to VSQG requirements (§262.14) even though the mixture may exceed the permissible VSQG quantity limits **as long as the mixture does not exhibit one or more of the characteristics of a hazardous waste**. If the mixture exhibits a hazardous waste characteristic, the mixture is a newly generated hazardous waste and **must be counted and managed as hazardous waste along with any other hazardous waste generated in the calendar month.** VSQGs should not mix hazardous waste with used oil as a used oil/hazardous waste mixture to full hazardous waste regulations.

Mixtures of hazardous waste and solid waste by SQGs and LQGs are subject to:

- The mixture rule in §§261.3(a)(2)(iv), (b)(2) and (3), and (g)(2)(i);
- The dilution rule in §268.3(a);
- The LDR requirements of § 268.40 if a characteristic hazardous waste is mixed with a solid waste so that it no longer exhibits the hazardous characteristic; and
- The hazardous waste determination requirement in § 262.11.

VQG to LQG Waste Consolidation

(§262.14(a)(6)(viii) and §262.17(f))

A VSGQ may send their waste to a LQG operating under control of the same person without using a permitted hazardous waste transporter.

The VSQG must mark and label waste containers with the words "Hazardous Waste" and an indication of the hazards of the contents. The LQG must:

- Notify DNREC on Site ID Form (8700-12) of the activity and identify participating VSQGs (must be done 30 days in advance of first shipment)
- Maintain records of each shipment
- Add an accumulation start date to each VSQG container upon arrival at the LQG. If consolidating received waste into a new container, mark the earliest accumulation start date on the new CAA container.
- Do not accumulate the VSQG waste on site for longer than 90 days from day of receipt
- Manage waste as LQG hazardous waste ensuring TSDF disposal/treatment
- Report waste received in Annual Hazardous Waste Report

Hazardous Waste Shipments

A generator is responsible for its hazardous waste from the point of generation through its ultimate disposal, also known as "cradle to grave" management. Hazardous waste must be transported and disposed of properly to minimize human health and environmental hazards. It is the responsibility of the generator to choose a vendor who fulfills the following requirements:

- Transporters that have a current Delaware Hazardous Waste Transporter Permit
- Treatment, Storage, and Disposal Facilities (TSDF) that are permitted in the state in which the TSDF is located

You may contact the Compliance and Permitting Section (CAPS) at 302-739-9403 to request a current list of permitted Delaware Hazardous Waste Transporters.

VSQGs are not subject to a time limit requiring they ship hazardous waste off-site. However, VSQGs should be aware of the amount of hazardous waste accumulated throughout the site and ship waste off-site prior to exceeding maximum accumulation quantity limits.

VSQGs must maintain, for a period of three (3) years, all tolling agreements, letters of acceptance, or manifests demonstrating delivery of their hazardous waste to an off-site destination facility. A VSQG may **NOT** take its waste to a Delaware Solid Waste Authority (DSWA) Household Hazardous Waste Collection Event for disposal.

SQGs must ship hazardous waste off-site within 180 days of the accumulation start date. LQGs must ship hazardous waste off-site within 90 days of the accumulation start date. SQGs and LQGs must maintain, for a period of three (3) years, all manifests demonstrating delivery of its hazardous waste to a permitted off-site destination facility (TSDF). Land Disposal Restriction (LDR) forms should accompany each manifest or be kept easily accessible for each hazardous waste stream generated at your location.

As a reminder, prior to shipping waste off-site, SQGs and LQGs are required to identify all applicable RCRA waste codes identified in Subparts C and D of DRGHW Part 261, and mark each container with all applicable waste codes. A generator must keep track of each hazardous waste shipment and its delivery to the TSDF. If the generator does not receive a copy of the TSDF signed manifest within 35 days of the initial manifest shipment date, the CAPS must be notified. An Exception Report must be submitted within five (5) calendar days if a manifest with the TSDF's signature is not received within 45 days of the initial manifest shipment date.

Planning for Emergencies

Hazardous waste generators can prevent emergencies by having up-to-date work practices, providing adequate training to their employees, and providing a clean and well-maintained working environment. In addition, emergency response procedures to address spills must be developed and implemented. Keep emergency equipment and spill kits in an easily accessible location with clear labels so they are ready for use in the event of an emergency.

SQGs and LQGs must (§§262.16(b) and 262.17(a)(6)):

- Designate an emergency coordinator
- Maintain emergency equipment (fire extinguishers, spill kits, and decontamination equipment)
- Have an internal communication/alarm system and/or telephone easily accessible near each accumulation area
- Provide and document adequate training for personnel handling hazardous waste
- Notify local authorities (e.g., fire department, police department, hospital or LEPC) of the site's hazardous waste activities and the location(s) where hazardous waste is accumulated.

Additionally, SQGs must (§262.16(b)(9)(ii)):

Post contact information for the emergency coordinator, the location(s) of emergency equipment, and the fire department's telephone number by the telephone nearest each accumulation area – this is for BOTH SAAs and CAAs.

Additionally, LQGs must (§262.262):

Develop a complete contingency plan that at a minimum, contain the following:

- Describe actions to be taken in an emergency
- Describe arrangements with local authorities
- List name and emergency phone number for all designated emergency coordinators
- List all emergency equipment on-site and its locations
- Have a site evacuation plan that states the signals which initiate evacuation, routes, and alternative routes.
- A Quick Reference Guide with all the components listed in §262.262(b).

A printed copy of the contingency plan must be maintained on-site. The plan must be periodically reviewed and amended when applicable.

Training Personnel

It is the responsibility of a hazardous waste generator to train employees on proper hazardous waste management. This is not the same as the commonly coined "Right-to-Know" training or "Slip, Trips, and Falls" training that many businesses offer its employees. Hazardous waste training must be specific to the hazards that employees might encounter while managing wastes determined to be hazardous.

SQGs and LQGs are required to train **ALL** employees who handle hazardous waste, this includes, but is not limited to the site's emergency coordinator(s), those who sign manifests, those conducting weekly inspections of SAAs/CAAs, or those who transfer wastes from SAAs/CAAs. Training may be conducted in a "classroom" setting or electronically.

LQGs must train new employees who handle hazardous waste within 6 months of their starting employment or the employee's working in a position where training is required. LQGs must conduct and maintain record of the initial and annual refresher training for all employees handling and managing hazardous waste. Remember that the emergency coordinator(s) must have adequate hazardous waste management training and that this training also needs to be refreshed annually. LQGs must also maintain a list of personnel who handle hazardous waste including their job title, written job description, and amount of training needed for their hazardous waste management duties.

VSQGs have no hazardous waste training record keeping requirements. However, the CAPS strongly recommend VSQGs develop a basic hazardous waste management training program to ensure its employees are familiar with the hazards of the wastes they handle. This training should include what to do during an emergency.

Recordkeeping Requirements

See **Table 2** on the next page for recordkeeping requirements for each generator category.

Table 2: Record Keeping Requirements by Generator Category

Requirement	VSQG	SQG	LQG
Maintain analytical data or other reports for waste stream characterizations	✓	✓	✓
Maintain manifests or other shipment documentation for 3 years	✓	✓	✓
Maintain manifest exception reports for 3 years (if applicable)	✓	✓	✓
Maintain Land Disposal Restriction (LDR) forms		✓	✓
Conduct and maintain records documenting weekly inspections at CAAs for 3 years		✓	✓
Provide one-time hazardous waste specific training to all employees handling hazardous waste		✓	
Provide annual hazardous waste specific training to all employees handling hazardous waste			✓
Make arrangements with local emergency response agencies (fire, police, and hospital) notifying them of the type of waste accumulated on-site and its hazards. Maintain records of notifications for 3 years from last being applicable		✓	✓
Designate emergency coordinator(s)		✓	✓
Post emergency information near Accumulation Area telephone(s)		✓	
Develop and continually update hazardous waste contingency plan and provide a copy to local emergency response agencies			✓
Maintain list of employees, job titles, and job descriptions for each employee handling hazardous waste			✓
File annual report by March 1 each year and maintain each for 3 years			✓

This fact sheet is a summary provided as a courtesy to businesses. It is not intended as a substitute for 7 DE Admin. Code 1302, Delaware's *Regulations Governing Hazardous Waste* (DRGHW), Parts 260-266, 268, 273 and 279. regulations.delaware.gov/AdminCode/title7/1000/1300/1302/

Department of Natural Resources
and Environmental Control
Compliance and Permitting Section
89 Kings Hwy
Dover, DE 19901
302-739-9403
dnrec.delaware.gov
de.gov/dwhs

Hazardous Waste Management: Waste Determinations

Division of Waste and Hazardous Substances, Compliance and Permitting Section

What is a Hazardous Waste Determination?

A hazardous waste determination is the use of generator knowledge and/or analytical testing to determine if a solid waste is a regulated hazardous waste. To be a hazardous waste, a solid waste must either display one or more characteristics of hazardous waste and/or meet the description of a listed hazardous waste in Delaware's *Regulations Governing Hazardous Waste* (DRGHW), Part 261. A waste determination dictates how a waste will be managed from the moment it is generated through its ultimate disposal destination. This fundamental principle of hazardous waste management is referred to as "cradle to grave." Generators of solid waste must **accurately** determine if the waste they generate is a hazardous waste as described in §262.11.

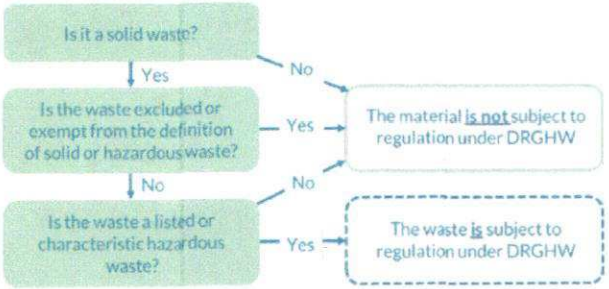
When to Make a Hazardous Waste Determination

A hazardous waste determination must be made at the point of waste generation (the act or process of producing the waste) before any waste diluting, mixing, or alteration (treatment) occurs. In addition, waste must be monitored and reassessed for physical or chemical changes if there is reason to believe that these changes may cause the waste to become hazardous or change the hazardous waste listing or characteristics already identified. For example, a sand blasting operation removes scale rust from metal. Data from analytical analysis show spent sand blast waste is a non-hazardous solid waste. When the business begins sand blasting painted metal surfaces, the sand blasting media becomes spent. A hazardous waste determination must be made immediately to determine the sand blast and paint chip mixture is not a hazardous waste.

How to Make a Hazardous Waste Determination

The four steps in the waste determination process are:

1. Determine if the material is a solid waste
2. Determine if the waste is excluded/exempt
3. Determine if the waste is listed
4. Determine if the waste is characteristic



Listed Wastes

The hazardous waste lists identify specific waste streams that are known to threaten human health or the environment. The four hazardous waste lists are:

1. **F-listed wastes** are from non-specific manufacturing process sources, including spent solvents, electroplating waste, dioxins, leachate, and petroleum refinery sludges.
2. **K-listed wastes** are from specific industrial sources, including inorganic pigments, pesticides, and organic chemicals. To use the K-list, a generator must first determine if their waste fits any of the K-list industry categories.
3. **P- and U-listed wastes** are unused commercial chemical products, intermediates and off-spec variants. Chemical mixtures only meet this listing description if the sole active ingredient of the product is on the P- or U-list.

Characteristic Wastes

The four characteristics of hazardous waste are:

1. **Ignitibility** – liquids with a flash point below 140° F, non-liquids that can ignite under standard conditions and burn vigorously and persistently, ignitable compressed gas, or oxidizers
2. **Corrosivity**– aqueous solutions with a pH less than or equal to 2 or greater than or equal to 12.5, or liquids with the ability to corrode steel at a rate greater than 6.35 mm (0.250 inch) per year at a test temperature of 55°C (130°F) as determined by Method 1110A of EPA's SW-846 (incorporated by reference within §260.11).
3. **Reactivity**– includes wastes that are unstable under normal conditions, or that react violently or are explosive with water
4. **Toxicity**– wastes with a concentration greater than or equal to the regulatory level of one of the constituents listed in §261.24. This characteristic is determined using the Toxicity Characteristic Leaching Procedure (TCLP) from a representative sample of the waste.

Full details for related definitions, exclusions, exemptions, characteristic toxic wastes and listed wastes are found in the following sections of DRGHW.

Solid Waste Definition	§261.2
Exclusions/Exemptions	§261.4
Characteristic Waste (D-listed)	§261.21-24
Non-specific Source Wastes (F-listed)	§261.31
Specific Source Wastes (K-listed)	§261.32
Acutely Toxic Wastes (P-listed)	§261.33(e)
Toxic Wastes (U-listed)	§261.33(f)

Account for All Possible Waste Codes

When making a hazardous waste determination, it is important to remember that a waste can display multiple characteristics and/or meet multiple listing descriptions. Accurate hazardous waste determinations must take into account all applicable listing descriptions and characteristics, each of which, is identified with a four-character waste code (e.g., D001, K051, P075, etc.). Small and large quantity generators must label all containers of hazardous waste with all applicable waste codes prior to off-site shipment. Alternatively, generators may use a nationally recognized electronic system, such as bar coding, to identify waste codes.

For example, a paint company wants to discard expired paint. They know that the paint is oil-based and determine it to exhibit the ignitable (D001) characteristic. The company concludes its hazardous waste determination and sends the ignitable paint waste to a disposal facility. The disposal facility decides to test the paint waste for heavy metals and discovers that the paint contains chromium (D007) levels above the regulatory limit. The paint company failed to consider that heavy metals can be used to pigment paint, thus failed to make an accurate hazardous waste determination. Failure to perform an accurate hazardous waste determination may lead to incomplete treatment or management at a disposal facility. In addition, generators must make accurate hazardous waste determinations at the point of generation to identify hazardous wastes that are restricted from land disposal and therefore subject to the requirements of Part 273. Hazardous waste determinations must be accurate!

Hazardous Waste Determination Tools

Hazardous waste determinations can be made utilizing generator knowledge of materials and the process, utilizing laboratory data, or both. The following are a few examples of options available to generators.

Safety Data Sheets (SDSs)

SDSs can provide information regarding ignitability (flash point), corrosivity (pH), reactivity or toxicity of the virgin product(s) going into a process. However, they tend to be less useful when it comes to identifying the characteristics of waste generated from a process and provide no assistance in determining if the process meets one of those listed within the F- or K-listing descriptions. Because materials used in process are routinely mixed with other materials and are/or are subjected to a process that may cause a chemical alteration of virgin materials, these considerations must be included when making a hazardous waste determination through the use of a SDS.

It is also important to note, safety standards and terminology vary among regulatory programs. For example, "acute toxicity" by Occupational Health and Safety Administration (OSHA) standards may not be "acute" or "toxic" by DRGHW standards. Also, OSHA requires that a SDS list all chemical constituents that are present in quantities of at least 1% (or 0.1% if the chemical is a carcinogen), but does not require the SDS to list the percentage make-up of the chemicals within a material. This means that a material used in a process may contain a constituent that is not listed on the SDS, but which contributes to the generation of a hazardous waste. Some SDS will state the percentages and others will not, but it's important to consider what may – or may not – cause your materials to become hazardous waste when disposed.

Symbols

The Department of Transportation (DOT) uses symbols to indicate hazards associated with a product. These symbols area good indicator that a waste may display characteristics of hazardous waste. The following are some examples of DOT placards:

Analytical Data

A waste generator can use applicable analytical methods (e.g., TCLP) described in Part 261, Subpart C to demonstrate if a waste stream is hazardous or non-hazardous. Analytical data are typically used to determine whether a waste exhibits one or more hazardous waste characteristics. Please be aware that should the products or manufacturing process change, the analytical data for the waste stream may no longer be accurate or applicable and a new hazardous waste determination is required. While awaiting an analytical determination, potentially hazardous waste must be managed as a hazardous waste until demonstrated otherwise.

Waste Profiles

Waste management companies may offer to perform or assist a waste generator with making a hazardous waste determination. This involves testing the generated waste and/or providing knowledge of the waste based on the information obtained from the waste generator (e.g., a process description, a product list, etc.) to create a "waste profile." While the waste management company is providing the waste profile, the generator of the waste has the ultimate responsibility for ensuring the waste is properly characterized. A waste profile must be supported by either laboratory analysis or acceptable knowledge as described in §262.11(c-d).

Recordkeeping Requirements

Small and large quantity generators of hazardous waste, regardless of whether a waste is determined to be hazardous or non-hazardous, must maintain records of all waste determinations. At minimum, waste determination records **must** include the following:

- Tests, sampling, waste analysis or other determination results
- Tests, sampling and analysis documents used to demonstrate validity/relevance of methods used
- Documents used to determine generation process, composition and properties of the waste
- Records explaining the knowledge basis for the determination

Records must be maintained for at least three (3) years from the date that the waste was last sent on-site or off-site for treatment, storage or disposal. While not required, very small quantity generators of hazardous waste are encouraged to maintain these records.

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Department of Natural Resources
and Environmental Control
Compliance and Permitting Section
89 Kings Hwy
Dover, DE 19901
302-739-9403
dnrec.delaware.gov
de.gov/dwhs

NNI dba Nichols Excavation
Fixed Asset Listing
June 22, 2026

Item	Purchase Description	VIN	Tag Number	Gross Weight
Truck 072	2006 Mack CV713 Dump Truck	1M2AG11C26M033643	CL109651/ E65823D	73,280
Truck 073	2006 Mack CV713 Dump Truck	1M2AG11C46M033644	CL109650/ E65824D	73,280
Truck 075	2004 Mack CV713 Dump Truck	1M2AG11C64M013909	CL110054/ E65828D	73,280
Truck 094A	2006 Peterbuilt 379 Truck Tractor	1XP5DBOX86N890258	CL111969	80,000
Truck 097	2007 Mack CV713 Grante Tri/A Dump Truck	1M2AG11C37M061291	CL112237	73,280
Truck 110	2004 Mack CH6913 Tractor Trailer	1M1AA18Y64N155405	CL117355	80,000
Truck 119	2013 Kenworth T800 Dump Truck	1NKDL40X2DJ339211	CL119199/ E65826D	73280
Truck 125	2015 Kenworth T800 Dump	1NKDL40X5FR471299	CL119987/E65831D	73,280
Truck 126	2015 Kenworth T800 Dump Truck	1NKDL40X5FJ429603	CL119986/ E62504D	73,280
Truck 129	2019 Kenworth T800 Dump Truck	3BKDL40XXKF304217	CL120843/ E62505D	73,280
Truck 130	2019 Kenworth T800 Dump Truck	3BKDL40XXKF304220	CL120844/ E65827D	73,280
Truck 138	2019 Kenworth T800 Dump Truck	3BKDL40X0KF304226	CL121663/E65830D	73,280
Truck 141	2015 Kenworth T880 Dump Truck	1NKZXPEX8FJ451826	CL121984/E65829D	73,280
Truck 144	2020 Mack Pinnacle T64 Tractor	1M2PN4GYXLM006688	CL122369	60,320
Truck 149	2020 Mack GR64F Dump Truck	1M2GR4GC5LM016165	CL123813/ E65842D	73,280
Truck 150	2020 Mack GR64F Dump Truck	1M2GR4GC9LM016167	CL123814/E65841D	73,280
Truck 160	2024 Kenworth T880 Dump Truck	1NKZX4TX0RJ358787	CL124534	73280
Truck 161	2025 Mack Pinnacle Truck Trailer	1M1PN4GY4SM016409	CL124722	58,320

NNI dba Nichols Excavation
Employee Contact List

[redacted]

Drivers Lic Class
CDL-A, M,N
CDL-A
CDL-B
CDL-B, X
CDL-A
CDL-CA
CDL-A
CDL-AM,N
CDL-A,N
CDL-A X
CDL-A
CDL-A,M,N
CDL-A,D, B&C
CDL-A
CDL-B
CDL-A,N
CDL- A
CDL-AM, N
CDL-B, X
CDL-CA,M,N
CDL-CA
CDL- BM

NICHEXC-01 TREED

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 12/22/2025

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
AP Benefit Advisors, LLC dba BHI
111 Continental Dr, Ste 405
Newark, DE 19713

CONTACT NAME: Tracy A Reed
PHONE (A/C, No, Ext): (302) 995-2029 FAX (A/C, No): (302) 995-2220
E-MAIL ADDRESS: tracy.reed@assuredpartners.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A : Peninsula Insurance Company	14958
INSURER B : Selective Insurance Company of South Carolina	19259
INSURER C : Donegal Mutual Insurance Co.	13692
INSURER D : Southern Insurance of Virginia	26867
INSURER E :	
INSURER F :	

INSURED
Nichols Nursery, Inc
324 Markus Court
Newark, DE 19713

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	X COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE	$ 1,000,000
	CLAIMS-MADE X OCCUR			1000434095	12/31/2025	12/31/2026	DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 500,000
							MED EXP (Any one person)	$ 15,000
							PERSONAL & ADV INJURY	$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	$ 2,000,000
	POLICY PRO-JECT LOC						PRODUCTS - COMP/OP AGG	$ 2,000,000
	OTHER:							$
B	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
	X ANY AUTO			1000434087	12/31/2025	12/31/2026	BODILY INJURY (Per person)	$
	OWNED AUTOS ONLY / SCHEDULED AUTOS						BODILY INJURY (Per accident)	$
	X HIRED AUTOS ONLY / X NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	$
								$
C	X UMBRELLA LIAB X OCCUR						EACH OCCURRENCE	$ 5,000,000
	EXCESS LIAB CLAIMS-MADE			1000434096	12/31/2025	12/31/2026	AGGREGATE	$ 5,000,000
	DED X RETENTION $ 0							$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY Y/N						X PER STATUTE / OTH-ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) Y	N/A		1000434094	12/31/2025	12/31/2026	E.L. EACH ACCIDENT	$ 500,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	$ 500,000
							E.L. DISEASE - POLICY LIMIT	$ 500,000
A	Rented/Leased Equip			1000434095	12/31/2025	12/31/2026	Limit	400,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

Department of Natural Resources & Environmental Control
Sold Hazardous Waste Management Board
89 Kings Highway
Dover, DE 19901

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

b Employer's identification number 51-0300588

c Employer's name, address, and ZIP code

NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

e Employee's first name and initial Last name

310001379

[redacted]

DE 1-510300588-001

12a See instructions for Box 12

12b

12c

12d

This information is being furnished to the Internal Revenue Service

1 Wages, tips, other compensation

2 Federal income tax withheld

3 Social security wages

4 Social security tax withheld

5 Medicare wages and tips

6 Medicare tax withheld

7 Social security tips

8 Allocated tips

9

10 Dependent care benefits

11 Nonqualified plans

13 Statutory employee / Retirement plan / Third-party sick pay

14 Other

19 Local income tax

20 Locality name

Form W-2 Wage and Tax Statement 2025 Department of the Treasury-Internal Revenue Service OMB # 1545-0008 Copy B To Be Filed With Employee's FEDERAL Tax Return

---

b Employer's identification number 51-0300588

c Employer's name, address, and ZIP code

NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

e Employee's first name and initial Last name

[redacted]

DE 1-510300588-001

12a See instructions for Box 12 S

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20 Locality name

Form W-2 Wage and Tax Statement 2025 Department of the Treasury-Internal Revenue Service OMB # 1545-0008 Copy B To Be Filed With Employee's FEDERAL Tax Return

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20 Locality name

15 State Employer's state I.D. No.

b Employer's identification number 51-0300588

c Employer's name, address, and ZIP code

NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

e Employee's first name and initial Last name

[redacted]

12a See instructions for Box 12 | $

12b | $

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12d | $

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14 Other

15 State	Employer's state I.D. No.	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name
DE	1-510300588-001					

Form W-2 Wage and Tax Statement 2025 Department of the Treasury-Internal Revenue Service OMB # 1545-0008 Copy B To Be Filed With Employee's FEDERAL Tax Return

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NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

[redacted]

12a See instructions for Box 12 | $

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NICHOLS NURSERY INC

324 MARKUS CT

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[redacted]

12a See instructions for Box 12

S $

12b $

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1 Wages, tips, other compensation

2 Federal income tax withheld

3 Social security wages

4 Social security tax withheld

5 Medicare wages and tips

6 Medicare tax withheld

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8 Allocated tips

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10 Dependent care benefits

11 Nonqualified plans

13 Statutory employee ☐ Retirement plan ☒ Third-party sick pay ☐

14 Other

Local income tax

20 Locality name

Form W-2 Wage and Tax Statement 2025 Department of the Treasury-Internal Revenue Service OMB # 1545-0008 Copy B To Be Filed With Employee's FEDERAL Tax Return

b Employer's identification number 51-0300588

c Employer's name, address, and ZIP code

NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

[redacted]

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DE 1-510300588-001

15 State

16 State wages, tips, etc.

17 State income tax

18 Local income tax

19 Locality name

20 Locality name

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NICHOLS NURSERY INC

324 MARKUS CT

NEWARK DE 19713-1151

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STEPHEN P NICHOLS

3 MISTY COURT

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15 State DE Employer's state I.D. No. 1-510300588-001

16 State wages, tips, etc. 1

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