

STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
AIR POLLUTION CONTROL SOURCE CATEGORY PERMIT APPLICATION OR NOTIFICATION

<p>Permit Application for Removal of Lead-Containing Exterior Coatings from Outdoor Water Tanks by Dry Abrasive Blasting</p> <p><i>The Submission of This Information (Sections A-F) to the Department Satisfies the "Source Category Permit Application" Requirement of 7 DE Admin. Code 1102, Sections 2.1.2 and 10.0.</i></p> <p>Permit Application: <input checked="" type="checkbox"/></p>	<p>Department Use Only</p> <p>Permit Number</p>
<p>Notification for Removal of Exterior Coatings from Outdoor Water Tanks</p> <p><i>This Form (Sections A-D and F) Can Also Be Used to Notify the Department About Water Tank Coatings Removal Projects.</i></p> <p>Notification: <input type="checkbox"/></p>	<p>Received Stamp</p>

SECTION A - Administrative

1. Owner Name. First Name: _____ M.I.: _____ Last Name: _____

2. Company Name (if applicable): City of Newark

3. Address: 220 S. Main Street

City: Newark County: New Castle State: DE Zip Code: 19711

4. Date of Application/Notification: 05/15/2023

5. Name of Person Signing This Application/Notification: Tim Filasky

6. Title of Person Signing This Application/Notification: Director Public Works and Water Resources

7. Telephone Number Of Person Signing This Application/Notification: (302) 366-7000

SECTION B - Water Tank

8. Name of Tank: Arbour Park Tank

9. Physical Location of Tank: 307A Dove Dr. Newark, DE 19711

Coordinates (Decimal Degrees): Latitude: 39.65300 Longitude: -75.76300

SECTION C - Exterior Coating Removal

10. What Method of Removal Will be Used? Dry abrasive Blasting SSPC-SP6 w/ Level 1A Containment per SSPC-Guide 6

11. Expected Start and End Dates of Coating Removal: Start: 08/01/2023 End: 08/14/2023

12. Has/Will an Engineering Consultant Been Selected? Yes: No:

If Yes, List Name of Company: Mumford-Bjorkman Associates, Inc

13. Has/will a General Contractor Been Selected? Yes: No:

If Yes, List Name of Company: Expected out to Bid

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DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
SOURCE CATEGORY PERMIT APPLICATION OR NOTIFICATION (Page 2)

SECTION D - Water Tank Exterior Coating

- 14a. Does the Tank's Exterior Coating Contain Lead: Yes: No:
- 14b. Did Tank's Exterior Contain Lead Before Tank Was Last Recoated: Yes: No:
- 14c. Was the Coating Entirely Removed Then: Yes: No:
- 14d. Was Tank or Appurtenances Recoated with Non-Lead Containing Coating, Including Artwork:
Yes: No:
- (Proof Required for Questions 14a-d, See Instructions)

SECTION E - Source Category Permit Application (Not Required for Notification)

15. Is the Advertising Fee Included with the Application? Yes: No:
(See instructions for Fee)
- 16a. Is a Copy of the Applicant Background Information Questionnaire on Record at the Department?
Yes: No:
- 16b. If Answer to 16a. is No; Is a Copy of the Applicant Background Information Questionnaire Attached?
Yes: No:

I have read the Source Category Permit and will assure compliance with all permit conditions. I acknowledge that I cannot commence construction, alteration, modification, or initiate operation until I receive written approval (i.e., permit) from the Department. I acknowledge that I may be required to perform testing of the equipment to receive construction or operation approval, and that if I do not receive approval to construct or operate that I can appeal the decision.



05/15/2023

Signature

Date

SECTION F - Signature

I, the undersigned, hereby certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and any of its attachments as to the truth, accuracy, and completeness of this information. I certify based on information and belief formed after reasonable inquiry, the statements and information in this document are true, accurate, and complete. By signing this form, I certify that I have not changed, altered, or deleted any portions of this application/notification.



05/15/2023

Signature

Date

Please Submit This Form, Fees, and Attachments to:
DNREC Division of Air Quality
Attention: Area Source Compliance Manager
State Street Commons, 100 West Water Street, Suite 6A
Dover, DE 19904



DELAWARE DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL ("DNREC")

ENVIRONMENTAL PERMIT APPLICATION
BACKGROUND STATEMENT

Pursuant to 7 Del. C. Chapter 79

FILING STATUS:

This Background Statement is being filed with DNREC because:

- 1. It is an initial application for a new permit (or permits) and the applicant or applicant company has not held a permit issued by DNREC for a period of 5 or more years [See 7 Del. C. § 7902(a) and (b)];
- 2. It is required on an annual basis because the applicant or applicant company has been designated a chronic violator pursuant to 7 Del. C. § 7904 [See 7 Del. C. § 7902(a)(7) and (b)(2)]; or
- 3. It is required on an annual basis as the applicant or applicant company has been found guilty, pled guilty or no contest to any crime involving violation of environmental standards which resulted in serious physical injury or serious harm to the environment as defined in 7 Del. C. § 7902(c) [See 7 Del. C. § 7902(a)(7) and (b)(2)].

APPLICANT OR APPLICANT COMPANY'S NAME OR COMPANY'S NAME FILING STATEMENT	City of Newark
DATE OF APPLICATION OR DATE OF STATEMENT	5/15/2023
PERMIT(S) BEING APPLIED FOR OR STATEMENT FOR FILING STATUSES 2 OR 3	<input checked="" type="checkbox"/> Permit <u>Dry Abrasive Blasting</u> Type(s) <input type="checkbox"/> Statement for filing Statutes 2 or 3—If filing under these statuses, attach a statement of the date of designation as Chronic Violator or the date of Conviction/Plea.
OTHER DNREC PERMITS HELD	<input type="checkbox"/> N/A – No other permits held with DNREC <input checked="" type="checkbox"/> List of all DNREC permits currently held with dates of issuance and expiration attached.

ENVIRONMENTAL PERMIT APPLICATION BACKGROUND STATEMENT

Please note: Companies filing statements pursuant to Chapter 79 have the right to identify information to be afforded confidential status pursuant to 7 Del. C. § 7903(b) and the requirements set forth in Section 6, "Requests for Confidentiality" of the DNREC *Freedom of Information Act Regulation*.

PROVIDING ALL OF THE INFORMATION REQUESTED IN THIS FORM SATISFIES THE REQUIREMENTS OF 7 DEL. C. CHAPTER 79 ("ENVIRONMENTAL PERMIT APPLICATION BACKGROUND STATEMENT") UNLESS THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL ("DNREC") OR THE DELAWARE DEPARTMENT OF JUSTICE DETERMINES THAT ADDITIONAL SUBMISSIONS ARE NECESSARY. FAILURE TO PROVIDE THE INFORMATION REQUESTED OR PROVIDING ERRONEOUS INFORMATION IS GROUNDS FOR DENYING OR REVOKING AN ENVIRONMENTAL PERMIT/APPROVAL/LICENSE, AND FOR CIVIL AND/OR CRIMINAL PENALTIES.

A. (Authority – 7 Del. C. § 7902(a)(1&2) & § 7905) Attach a complete list (full names) of all current members of the applicant company's board of directors, all current corporate officers, all persons owning more than 20% of the applicant's stock or other resources, all subsidiary/affiliated companies with type of business performed, street addresses, all parent companies with addresses, all companies with which the applicant's company shares two or more members of the board of directors, and the name(s) of the person(s) serving as the applicant's local chief operating officer(s) with respect to each facility covered by the permit in question or for the statement required for filing Statuses 2 or 3. [Note: For companies that do not have a *facility* located in Delaware, no listing for the local chief operating officer(s) is required].

- Information attached
- Information attached, except for local chief operating officer as there is no facility located in the State of Delaware.

B. (Authority - 7 Del. C. § 7905) Please check one of the following selections below, showing type of ownership for the applicant or applicant/statement company:

- Proprietorship List the state, county, book record and page number where the certificate is found (Attach hereto).
- Partnership List the state, county, book record and page number where the certificate is found (Attach hereto).
- Corporation (LLCs included) List the city, state, date of incorporation, corporation file number, current corporate standing, registered agent, and address of the registered agent (Attach hereto).
- Municipality
- Public Institution/
Government Agency
- Other _____

C. (Authority - 7 Del. C. § 7902(a)(3) & § 7905) Have any of the following been issued to or agreed to by the applicant or applicant/statement company, any employee, person, entity, or subsidiary/affiliated company, specified in response to Item A, for violation of any environmental statute, regulation, permit, license, approval, or order, regardless of the state in which it occurred, during the five years prior to the date of this application/statement

OFFENSE	YES	NO
Notice of Violation(s)		X
Administrative Order(s)		X
Administrative Penalty(ies)		X
Civil Action(s)		X
Civil Penalty(ies)		X
Civil and/or Administrative Settlement Agreement(s)		X
Permit/License/Approval Revocation		X
Arrest(s)		X
Conviction(s)		X
Criminal Penalty(ies)		X
Criminal Plea Bargain		X

D. (Authority - 7 Del. C. § 7902(a)(3), (a)(4) & § 7905) If you answered “yes” to any of the actions listed in Item C above for the applicant or applicant company or any other person identified in Item A, attach a description of the incidents or events leading to the issuance of each action, regardless of the state in which it occurred, for the 5 years prior to the date of the statement, and the disposition of each action, what state the action/offense occurred in, and any actions that have been taken to correct the violations that led to such enforcement action.

- N/A
- Information attached

E. (Authority - 7 Del. C. § 7902(a)(5) & § 7905) Attach a description of any felony or other criminal conviction for a crime involving harm to the environment or violation of environmental standards of any person or entity identified in Item A above that resulted in a fine greater than \$1,000 or a sentence longer than 7 days, regardless of whether such fine or sentence was suspended.

- N/A
- Description attached

F. (Authority - 7 Del. C. § 7902(a)(6) & § 7905) Attach copies of any and all settlements of environmental claims involving the applicant, associated with actions identified in response to Item D above, whether or not such settlements were based on agreements where the applicant did not admit liability for the action.

- N/A
- Information attached

Items for Filing Statuses 2 or 3 Only

G. (Authority - 7 Del. C. § 7902(a)(7) and § 7905) If the applicant or applicant/statement company has been found guilty, pled guilty or no contest, to any crime involving violation of environmental standards which resulted in serious physical injury or serious harm to the environment attach a summary of the events involved and a copy of the disposition of the action (See 7 Del. C. § 7902(c) for definitions of "serious physical injury" or "serious harm to the environment" before answering this question.)

N/A

Yes – Information Attached.

H. (Authority - 7 Del. C. § 7902(a)(8)) – If the applicant or applicant/statement company has been designated a chronic violator under 7 Del. C. § 7904, a detailed written report from an independent inspector who has inspected the applicant's premises for the purpose of detecting potential safety and environmental hazards to employees and the surrounding community. The Secretary may waive the duty to submit a detailed written report upon a showing of good cause by the applicant. A showing by the applicant that the acts which caused it to be designated as a chronic violator did not jeopardize public health shall constitute "good cause" under this paragraph.

I. (Authority - 7 Del. C. § 7902(a)(7)) – If the applicant or applicant/statement company has been designated a chronic violation under § 7904 of this Title, ***OR*** has been found guilty or pled no contest to any crime involving violation of environmental standards which resulted in serious physical injury or serious harm to the environment, a statement made under oath by the applicant or applicant/statement company's local chief operating officer with respect to the facilities covered by the permit, stating that: (a) disclosures made by the applicant/reporting company under federal and state environmental statutes and regulations during the preceding calendar year have been, to the chief operating officer's knowledge, complete and accurate, and (b) that the facility has implemented policies, programs, procedures, standards or systems reasonably designed, in light of the size, scope, and nature of facility operations to detect and promptly correct any noncompliance with state environmental statutes and regulations. The statement filed pursuant to this paragraph shall include an acknowledgement by the affiant that intentionally false statements submitted in compliance with this paragraph constitute criminal perjury as defined at 11 Del. C. §§1221-1222.

STATE OF DELAWARE – DEPT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL
ENVIRONMENTAL PERMIT BACKGROUND STATEMENT
CERTIFICATION

I HEREBY CERTIFY THAT I HAVE READ THE PRECEEDING SUBMISSION, HAVE PROVIDED ALL OF THE INFORMATION REQUESTED, AND THAT ALL OF THE INFORMATION PROVIDED IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Tim Filasky
SIGNATURE—APPLICANT OR
OFFICER OF APPLICANT / STATEMENT COMPANY

DATE: MAY 15 2023

NAME: Tim Filasky

TITLE: Director Public Works and Water Resources

COMPANY NAME: City of Newark

ADDRESS: 220 S. Main Street
Newark, DE 196711

TELEPHONE: 302-366-7000

FAX NUMBER: _____

REGISTERED AGENT NAME: _____

ADDRESS: _____

TELEPHONE: _____

FAX NUMBER: _____

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 16th DAY OF
May, 2023

Danielle S. Mapp-Purcell
NOTARY PUBLIC SIGNATURE (SEAL)

Danielle S. Mapp-Purcell
PRINTED NAME OF NOTARY PUBLIC

Delaware / New Castle
STATE / COUNTY

MY COMMISSION EXPIRES ON: 03/15/2024



jmb:20-24.doc/Rev. 8/2012



CITY MANAGER'S OFFICE
CITY OF NEWARK

220 South Main Street · Newark, Delaware 19711
302.366.7000 · Fax 302.366.7035 · www.newarkde.gov

Environmental Permit Application Background Statement

Attachment – Existing DNREC Permits

Water Allocation Permits – City of Newark, Dept. of Public Works and Water Resources

1. Columbia permit (88-0018BM) issued 5/12/23, expired 12/20/20. Awaiting DNREC approval for new permit.
2. Potomac permit (88-0018CM) issued 5/12/23, expired 12/20/20. Awaiting DNREC approval for new permit.
3. Wissahickon permit (88-0018DM) issued 5/12/23, expired 12/20/20. Awaiting DNREC approval for new permit.
4. White Clay Creek permit (88-0018AM) issued 5/12/23, expired 12/20/20. Awaiting DNREC approval for new permit.

NPDES Permit – City of Newark, Dept. of Public Works and Water Resources

1. National Pollutant Discharge Elimination System MS4 (NPDES Permit DE 0051152/State Permit WPCC 3025-03) issued 6/13/03, and administratively extended until a new permit is issued.
2. National Pollutant Elimination System Industrial Stormwater Permit (No permit number issued, General Permit authorization) issued (3/1/2023), expires (3/1/2028, or until a new GP for Industrial Stormwater is issued by the State).

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Stu Markham

Mayor

[E-mail](#)



John Suchanec

District 1 Council Member

[E-mail](#)

Corinth Ford

District 2 Council Member

[E-mail](#)



Jay Bancroft

District 3 Council Member

[E-mail](#)



Dwendolyn Creecy
District 4 Council Member
E-mail



Jason Lawhorn
District 5 Council Member
E-mail



Travis McDermott
District 6 Council Member
E-mail

VENDOR NUMBER	VENDOR NAME	CHECK NUMBER	CHECK DATE	CHECK AMOUNT
12648	STATE OF DE	171471	05/15/2023	\$540.00

INVOICE DATE	INVOICE NUMBER	DESCRIPTION	INVOICE AMOUNT
05/08/2023	050823	ARBOUR PARK TANK AIR PERMIT Voucher #: 178601 GL #: 5295204-8120	\$215.00
05/08/2023	0508232	ADVERTISMENT FEE FOR ARBOUR PARK TANK AIR PERMIT Voucher #: 178602 GL #: 5295204-8120	\$325.00

DO NOT ACCEPT UNLESS THIS CHECK IS PRINTED WITH A COLOR BACKGROUND, CONTAINS A VOID PANTOGRAPH, MICROPRINTING FACE AND BACK, UV FIBERS AND A WATERMARK ON THE REVERSE SIDE



City of Newark

General Account
220 South Main Street
Newark, DE 19711
(302) 366-7000

62-48/311

Vendor Number	Check Number	Check Date
12648	171471	05/15/2023


VOID 180 DAYS FROM DATE OF ISSUE


*** Five Hundred And Forty Dollars And Zero Cents ***

\$540.00

Pay To
The
Order Of

12648
STATE OF DE
ATTN: AREA SOURCE COMPLIANCE M
STATE STREET COMMONS
100 WEST WATER STREET
DOVER, DE 19904


Authorized Signature MP


Authorized Signature MP

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