October 22, 2019

Covanta Environmental Solutions, LLC
Attn: Ms. Karen Bleach
Vice President/General Manager, CES-West
3216 West Villard Avenue
Milwaukee, Wisconsin 53209

Dear Ms. Bleach:

Re: Solid Waste Processing Facility
Minor Modification
Covanta Environmental Solutions, LLC
Marion County
SW Program ID 49-64

Covanta Environmental Solutions, LLC’s minor modification application for its Indianapolis solid waste processing facility is approved. You, the permittee, must comply with Indiana’s rules for solid waste processing facilities (329 IAC 11) and the terms of this approval.

This minor modification allows Covanta Environmental Solutions, LLC to store wastewater in two 20,000-gallon frac tanks before transport off site to a permitted solid waste processing facility for processing through liquid direct injection. This operation will be located inside the existing facility building at 2515 South Holt Road in Indianapolis.

Public records for your facility are available in IDEM’s Virtual File Cabinet at www.in.gov/idem. Documents related to this approval include the application dated August 21, 2019 (VFC #82832001).

You can review the Indiana Code (IC) and the Indiana Administrative Code (IAC) references in this document at iga.IN.gov. IC references are under the “Laws” link; IAC references are under the “Publications” link.

This approval does not: convey any property rights of any sort or any exclusive privileges; authorize any injury to any person or private property or invasion of other private rights or any infringement of federal, state, or local laws or regulations; or preempt any duty to comply with other state or local requirements (329 IAC 11-11-4(a)).
If you wish to appeal this decision, you must file a request for administrative review with the Office of Environmental Adjudication within 18 days after the postmark of this letter. The enclosed Notice of Decision notifies you of additional important details regarding the appeal process and your rights and responsibilities for filing an adequate and timely appeal.

If you have any questions, please contact John Hale, the Permit Manager assigned this facility, by dialing (317) 232-8871 or by e-mail at jhale@idem.IN.gov.

Sincerely,

Rebecca Eifert Joniskan
Chieff Permits Branch
Office of Land Quality

Enclosures: Permit Requirements
Notice of Decision
Guide to Appeals Process
Letter to Indianapolis-Marion County Public Library, Decatur Branch
Letter to the Indianapolis Star

cc with enclosures: Marion County Health Department
Marion County Commissioners
Mayor, City of Indianapolis
PERMIT REQUIREMENTS

The following permit requirements are in addition to the permit requirements of the facility's permit renewal dated December 12, 2017 (VFC #80613432). Note: all page numbers are the page numbers of the PDF file referenced in the Virtual File Cabinet (VFC), not the original numbering of the document.

The following requirement is added to Section C (Pre-Operational Requirements):

C4. Prior to operation of the liquid direct injection waste water storage tanks, the permittee must:
   a. Submit the 20,000-gallon frac tank specifications to IDEM for approval.
   b. Increase the facility's financial assurance by $10,413.

The following requirement is added to Section D (Operational Requirements):

D17. The permittee is approved to store liquid solid waste in two 20,000 gallon tanks in accordance with the procedures described in Addendum IV to the Facility Operations Plan, "Liquid Direct Injection Storage and Management," submitted in documentation dated August 21, 2019 (VFC #82832001, p. 12 of 18).
NOTICE OF DECISION

The Indiana Department of Environmental Management (IDEM) issued a permit decision for the Covanta Environmental Solutions, LLC (SW Program ID 49-64) solid waste processing facility at 2515 South Holt Road, Indianapolis. This minor modification to the facility’s solid waste processing facility permit allows the permittee, Covanta Environmental Solutions, LLC, to modify the facility’s existing permit to authorize storage of waste water in two 20,000-gallon frac tanks before transport off site to a permitted solid waste processing facility for disposal through liquid direct injection. The permit is available for review at:

Indianapolis-Marion County Public Library, Decatur Branch, 5301 Kentucky Avenue, Indianapolis, 46221

The final decision is also available online via IDEM’s Virtual File Cabinet (VFC). Please go to: http://vfc.idem.in.gov/. You can search there for approval documents using a variety of criteria.

APPEAL PROCEDURES

If you wish to challenge this decision, IC 13-15-6-1 and IC 4-21.5-3-7 require that you file a Petition for Administrative Review. If you seek to have the effectiveness of the permit stayed during the Administrative Review, you must also file a Petition for Stay. The Petition(s) must be submitted to the Office of Environmental Adjudication (OEA) at the following address within 15 days of the date of newspaper publication of this Notice:

Office of Environmental Adjudication
Indiana Government Center North, Room N103
100 North Senate Avenue
Indianapolis, IN 46204

The Petition(s) must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision, or otherwise entitled to review by law. Identifying the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, or date of this notice will expedite review of the petition. Additionally, IC 13-15-6-2 and 315 IAC 1-3-2 require that your Petition include:

1. the name, address, and telephone number of the person making the request;
2. the interest of the person making the request;
3. identification of any persons represented by the person making the request;
4. the reasons, with particularity, for the request;
5. the issues, with particularity, for the request;
6. identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type granted or denied by the Commissioner’s action; and
7. a copy of the pertinent portions of the permit, decision, or other order for which you seek review, at a minimum, the portion of the Commissioner’s action that identifies the person to whom the action is directed and the identification number of the action.

Pursuant to IC 4-21.5-3-1(f), any document serving as a petition for review or review and stay must be filed with the OEA. Filing of such a document is complete on the earliest of the following dates:

1. the date on which the petition is delivered to the OEA;
2. the date of the postmark on the envelope containing the petition, if the petition is mailed to the OEA by United States mail; or
3. the date on which the petition is deposited with a private carrier, as shown by a receipt issued by the carrier, if the petition is sent to the OEA by private carrier.

In order to assist permit staff in tracking any appeals of the decision, please provide a copy of your petition to John Hale, IDEM, Solid Waste Permits, IGCN 1154, 100 North Senate Ave., Indianapolis, IN 46204-2251.

The OEA will provide you with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders regarding this decision if you submit a written request to the OEA. If you do not provide a written request to the OEA, you will no longer be notified of any proceedings pertaining to this decision.

More Information on the review process is available at the website for the Office of Environmental Adjudication at http://www.in.gov/oea/.
October 22, 2019

Indianapolis-Marion County Public Library, Decatur Branch
5301 Kentucky Avenue
Indianapolis, Indiana 46221

Re: Documents for Public View

Dear Sir/Madam:

A copy of a permit decision for the Covanta Environmental Solutions, LLC solid waste processing facility is enclosed. Also enclosed is a copy of the public notice announcing this permit decision and indicating the documents’ availability at your library. This public notice will appear in a local newspaper soon. Please make these documents available to the public for the next 20 days since this permit can be appealed.

Please date and sign the enclosed verification of receipt form and mail it to our office in the envelope provided.

If you have any questions or comments about the permit notice, please contact me by dialing (317) 232-8871 or by e-mail at jhale@idem.IN.gov.

Sincerely,

[Signature]

John Hale
Solid Waste Permits Section
Office of Land Quality

Enclosures: Notice of Decision
Permit Letter
Verification of Receipt Form
Agency Addressed Envelope

cc with enclosures: Marion County Health Department
 Marion County Commissioners
 Mayor, City of Indianapolis
VERIFICATION OF RECEIPT OF PUBLIC REVIEW MATERIALS

NAME OF LIBRARY AND LOCATION:
Indianapolis-Marion County Public Library, Decatur Branch
5301 Kentucky Avenue
Indianapolis, Indiana 46221

FACILITY NAME AND LOCATION:
Covanta Environmental Solutions, LLC
2515 South Holt Road
Marion County, Indiana

MATERIALS RECEIVED:
Notice of Decision
Permit Letter
Agency Addressed Envelope

DATE RECEIVED/MADE AVAILABLE TO THE PUBLIC:

____________________________________

SIGNATURE OF RECEIVING PARTY:

____________________________________  Date:

PLEASE RETURN THIS VERIFICATION IN THE ENCLOSED STAMPED, SELF-ADDRESSED ENVELOPE.