

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
PERMIT
FOR HAZARDOUS WASTE FACILITY POST-CLOSURE**

Permittee: Kelly Run Sanitation Inc.
Permit Number: EPA ID No. 004 810 222
Facility Location: Forward Township, Allegheny County, Pennsylvania

The United States Environmental Protection Agency (EPA) under the authority of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 (RCRA) and the Hazardous and Solid Waste Amendments of 1984 (HSWA), 42 U.S.C. §§ 6901-6992k, and regulations promulgated thereunder and set forth at 40 C.F.R. Parts 260-271, has prepared this permit (EPA Permit) for Kelly Run Sanitation Inc. (Permittee) for its facility located on 408 acres in Forward Township, Allegheny County, Pennsylvania (Facility).

A. CORRECTIVE ACTION

Section 3004(u) of RCRA, 42 U.S.C. § 6924(u), requires corrective action for all releases of hazardous waste or constituents from any solid waste management unit (SWMU) for all permitted treatment, storage, or disposal facilities, regardless of the time the waste was placed in the unit. While the EPA has granted the Commonwealth of Pennsylvania (the Commonwealth) authorization to operate a state hazardous waste program in lieu of the federal program, pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), the Commonwealth has not received authorization for the Corrective Action Program. EPA is, therefore, issuing this EPA Permit so that the Permittee can satisfy its Corrective Action requirements at the Facility.

On January 24, 2012, EPA issued a Final Decision and Response to Comments (FDRTC) in which it selected as the Final Remedy for the Facility the operation and maintenance of the Facility's landfill caps, monitoring systems, leachate detection and collection system, and groundwater remediation system and the compliance with and maintenance of institutional controls. The components of the Final Remedy, as described in the FDRTC, are required by this EPA Permit. The FDRTC is attached hereto as Attachment A and is made a part hereof.

The components of the Final Remedy are being implemented under the Facility's RCRA Post-Closure Permit, No. PAD 004 810 222, and Municipal Solid Waste Operating Permit, No. 100663, issued by the Pennsylvania Department of Environmental Protection (PADEP) to the Permittee (hereafter collectively referred to as DEP Permits). EPA has determined that protection of human health and the environment has been achieved at the Facility and will continue to be achieved at the Facility within the meaning of Section 3004(u) of RCRA as long as the necessary operation, maintenance and monitoring activities are performed, as required by the Facility's DEP Permits, and land and groundwater uses are restricted in order to minimize the potential for human exposure to contamination and protect the integrity of the Final Remedy.

To satisfy the Permittee's RCRA Section 3004(u) Corrective Action obligations at the Facility, this EPA Permit incorporates, and provides for the implementation of, all the provisions of the FDRTC and DEP Permits and all attachments thereto. The DEP Permits are hereby incorporated into this EPA Permit by reference and made a part hereof as Attachments B and C, respectively.

Any inaccuracies found in the information submitted by the Permittee in connection with this EPA Permit may be grounds for the termination, modification, or revocation and reissuance of this EPA Permit, and potential enforcement action (see 40 C.F.R. §§ 270.41, 270.42 and 270.43). The Permittee must inform EPA immediately of any deviation from, or changes in, the information which would affect the Permittee's ability to comply with applicable statutes, regulations, and/or permit conditions.

The Permittee shall comply with all terms and conditions set forth in this EPA Permit, including the attachment hereto. Additionally, the Permittee shall comply with all applicable federally enforceable hazardous waste regulations. Nothing in this EPA Permit shall limit EPA's authority to undertake, or require any person to undertake, response action or corrective action under any law, including, but not limited to, Section 104 or 106 of CERCLA, 42 U.S.C. §§ 9604 and 9606, and Section 7003 of RCRA, 42 U.S.C. § 6973. Nor shall any permit condition relieve the Permittee of any obligations under any law, including, but not limited to, Section 103 of CERCLA, 42 U.S.C. § 9603 to report releases of hazardous wastes, constituents, or substances to, at, or from the Facility.

B. EFFECTIVE DATE

This EPA Permit is effective as of January 24, 2012, and shall remain in effect through January 24, 2022, unless revoked and reissued (per 40 C.F.R. § 270.41), terminated (in accordance with 40 C.F.R. § 270.43), or continued (in accordance with 40 C.F.R. § 270.51(a)).

C. SIGNATURE

original signed
 Abraham Ferdas, Director
 Land and Chemicals Division
 U.S. Environmental Protection Agency, Region III

Date: 11/23/11

Attachment A: Final Decision and Response to Comments
 Kelly Run Sanitation Inc.
 EPA ID NO. PAD 004 810 222

Attachment B: Commonwealth of Pennsylvania
 Department of Environmental Protection
 Permit for Hazardous Waste Facility Post-Closure
 Kelly Run Sanitation Inc,
 PAD 004 810 222
 August 14, 2006

Attachment C: Commonwealth of Pennsylvania
Department of Environmental Protection
Municipal Solid Waste Operating Permit
Kelly Run Sanitation, Inc.
Permit, No. 100663
April 21, 2011