

COUNTY OF DAUPHIN

Waste Management Plan Under Act 101

APPLICATION

FOR

DESIGNATION AS A DISPOSAL FACILITY

FOR CONSTRUCTION/DEMOLITION WASTE

Applicant Name and Address: _____

PLEASE RETURN COMPLETED APPLICATION TO:
DAUPHIN COUNTY DEPT OF SOLID WASTE MANAGEMENT & RECYCLING
1620 S. 19TH STREET, HARRISBURG, PA 17104

Construction/Demolition Waste Disposal Facilities

The County Municipal Waste Management Plan has designated several facilities as disposal facilities for Construction/Demolition (“C/D”) wastes. However, the County has a policy of accepting applications for designation of a facility as a C/D waste facility at any time.

Designation as a C/D Waste Facility does not guarantee that any County-generated C/D Waste will be delivered to the facility; however, only Designated C/D Waste Disposal Facilities may lawfully accept such wastes. To become a Designated C/D/ Waste Disposal Facility an Application is submitted. If accepted, the County will offer a contract to the facility consistent with the terms of the Application. Upon execution of the Disposal Agreement, the County will revise its Municipal Waste Management Plan to include the facility as a Designated C/D Waste Disposal Facility

Application Process

The County Department of Solid Waste Management & Recycling (Department) has adopted Rules and Regulations for applying for designation as an approved disposal facility. This Application is provided to facilitate the application process. The application process is as follows:

- Upon receipt of an indication of interest to provide disposal capacity for C/D waste, the Department will provide the inquirer with an application package, including this Application Form and a form Disposal Agreement for the Applicant’s review.
- The Application is to be completed and submitted within 30 days of the date of mailing by the Department.
- A separate Application is required for each disposal facility owned by an Applicant.
- The County will process the Application within 2 months. During that time the County will notify the Applicant of any deficiencies or questions, which the Applicant must promptly address. The County may also engage in discussions or negotiations with the Applicant with regard to the proposed terms and conditions of service. The County will approve or deny the Application within the 2 month time frame unless additional time is required to review supplemental information submitted in response to a County inquiry or to complete negotiations with the Applicant.
- If the Application is deemed acceptable, the Applicant will be notified and the County will offer to execute a Disposal Agreement drafted by the County in conformance with the terms of the Application and any negotiations. The proffered Disposal Agreement will be generally in the form provided with the application package, but may be modified to reflect the agreement of the parties.

- If the Applicant and the County agree on the terms of the Disposal Agreement and execute it, the County will revise its Plan and submit the revision to DEP for approval. Upon receipt of approval from DEP, the County will revise its Rules and Regulations to reflect that the Applicant is a Designated C&D Waste Disposal Facility for the period designated in the Agreement and will also update the list of Designated Facilities provided to Registered Haulers. The County will notify the Applicant of this action.
- Upon notice from the County, the Disposal Agreement will become effective.

Form of Application

The Application is drafted in the form of an offer by the Applicant to provide stated minimum tonnage waste disposal services for a “not-to-exceed” price for a fixed term. Should a Waste Disposal Agreement be executed, the information submitted in this Application will be incorporated in the Agreement by reference (unless specifically modified by the final negotiated terms of the Agreement) and will become a binding commitment by the Applicant.

Minimum Tonnage Schedule

The proposed Minimum Tonnage Schedule, if accepted in the final Agreement, shall become part of the County Municipal Waste Management Plan submitted to the Pennsylvania Department of Environmental Protection and will be binding on the Applicant.

Term

The Term of the Agreement shall become part of the County Municipal Waste Management Plan submitted to the Pennsylvania Department of Environmental Protection and will be binding on the Applicant. The desired term of all Disposal Agreements is ten years, but shorter terms may be acceptable in extraordinary cases if justified by the Applicant.

Applicant Experience And Operating History

A questionnaire is provided with the Application to provide information on the facility. If any additional information is necessary to provide a complete and accurate picture of future capacity (such as pending expansion applications), environmental and regulatory compliance matters, or other factors that may affect the ability of the facility to accept wastes at the proposed cost, please include this discussion on additional sheets.

PROPOSAL FOR DESIGNATION AS A DISPOSAL FACILITY
FOR CONSTRUCTION/DEMOLITION WASTE

To: The County of Dauphin, Department of Solid Waste Management & Recycling

The undersigned hereby offers to provide waste disposal services to the County of Dauphin under the following terms and conditions.

1. Applicant Information

APPLICANT NAME: _____

MAILING ADDRESS _____

CONTACT NAME _____

CONTACT TITLE _____

CONTACT TELEPHONE _____

CONTACT EMAIL _____

CONTACT FAX _____

(If alternate telephone or email addresses would be useful in communicating with the Applicant, provide these below.)

2. Not-to-exceed Fee Schedule for processing/disposal of Waste

Year 1	\$_____ per delivered ton
Year 2	\$_____ per delivered ton
Year 3	\$_____ per delivered ton
Year 4	\$_____ per delivered ton
Year 5	\$_____ per delivered ton
Year 6	\$_____ per delivered ton
Year 7	\$_____ per delivered ton
Year 8	\$_____ per delivered ton
Year 9	\$_____ per delivered ton
Year 10	\$_____ per delivered ton

The above fees reflect the total tipping fees charged to Haulers for wastes delivered to the facility, inclusive of all federal, state, and local taxes, fees and charges during each year, starting on the date of execution of a Waste Disposal Agreement,. No hauler delivering waste to this facility will be charged a higher fee than that stated above.

The above not-to-exceed fee schedule shall be valid for a period of three (3) months from the date of this Application and shall not be revised or withdrawn, except as agreed to by the County in writing.

3. Minimum Tonnage Schedule for processing/disposal services.

Year 1	_____	Tons per week
Year 2	_____	Tons per week
Year 3	_____	Tons per week
Year 4	_____	Tons per week
Year 5	_____	Tons per week
Year 6	_____	Tons per week
Year 7	_____	Tons per week
Year 8	_____	Tons per week
Year 9	_____	Tons per week
Year 10	_____	Tons per week

The Applicant guarantees that the minimum tonnage set forth above will be available for disposal of Dauphin County Regulated Wastes unless otherwise provided in the Waste Disposal Agreement.

The above minimum tonnage offer shall be valid for a period of three (3) months from the date of this Application and shall not be revised or withdrawn, except as agreed to by the County in writing.

4. Applicant Experience And Operating History

The Applicant has completed and submitted the “Designated Facility Questionnaire” which is appended to this Application and by executing this Application attests that the information provided therein is complete and accurate. Omission or falsification of relevant information is cause for cancellation of the Disposal Agreement and may result in criminal or civil prosecution.

5. Terms of Offer

The undersigned Applicant has read and considered the County Municipal Waste Management Plan, the County's current Rules and Regulations, the form Disposal Agreement, and other relevant documents and is familiar with local conditions that may affect the cost of providing the proffered services. Applicant proposes to furnish all labor, equipment, materials, tools, insurance, permits, disposal capacity, and all other things necessary to provide the processing/disposal services offered herein under the terms and conditions stated herein and in conformance with the standard terms and conditions of the final Disposal Agreement which is finally executed.

The undersigned understands that the submission of an Application to provide waste processing and disposal services is an offer to enter into a contract, that the County reserves the right to reject this offer, waive any informalities in the application process, and to negotiate any and all terms of the final Disposal Agreement, and that the final terms and conditions of said Disposal Agreement may differ from the terms and conditions of this offer or from the form Agreement provided with the Application package.

This Application and Offer to provide waste processing and disposal services is submitted pursuant to all necessary and appropriate corporate authority and authorization and is binding on the entity hereinabove named.

Date: _____ (Applicant name)

By: _____

Title: _____

ATTEST

By: _____

Title: _____

been convicted or found liable for, any act prohibited by state or federal law in any jurisdiction involving conspiracy or collusion with respect to any proposal for a public contract, except as specifically set forth in an attachment appended to this Affidavit.

6. The above-named Firm and the Affiant understand and acknowledge that the above representation are material and relevant and will be relied on by the Dauphin County Department of Solid Waste Management & Recycling in awarding the Disposal Agreement for which the Application is submitted. The Affiant and the above-named firm understand that any misstatement in this Affidavit is and shall be treated as fraudulent and may subject the Affiant and the firm to criminal and civil remedies, including but not limited to the rejection of the Application and/or breach of any Disposal Agreement subsequently entered into.

Signed _____

Title: _____

Sworn to and subscribed before me this _____ day of _____,
20____

(SEAL)

Notary Public

My Commission Expires _____

DAUPHIN COUNTY, PENNSYLVANIA
MUNICIPAL WASTE MANAGEMENT PLAN
C&D WASTE DISPOSAL FACILITY QUESTIONNAIRE

A. BACKGROUND INFORMATION

1. Name of Facility:

2. Name of Owner of Facility:
Contact Person:
Title:
Phone:

3. Address of Facility:

4. Address of Owner (if different from Address of Facility)

5. Person Supplying Information in this Proposal if different than Contact Person above:
Phone:

6. Road Directions to Facility from Harrisburg, PA:

7. Please Attach Site Location Map

B. PERMIT INFORMATION

For purposes of this section, describe the current permit conditions. The next section will request information regarding planned changes.

1. DEP Permit Number: _____
2. Permitted Waste Capacity _____ tpd
3. Permit Expiration Date
4. Expansion Capacity (if any):
5. Provide a copy of current operating permit.
6. Waste Types Permitted

Please state each type of waste permitted and identify for each type of permitted waste:

- 1) The maximum and average daily permitted quantities (in tons) of each of the listed types of waste,
- 2) Tonnage of each type of waste received in the previous twelve (12) months

5. Identify and describe all contracts, consent orders, settlement agreements, host municipality agreements, or other arrangements with any governmental entity applicable to the Facility and potentially affecting the Facility's operation or ultimate capacity.

6. List and explain any Inspection Deficiencies, Notices of Violation, Consent Orders, Consent Agreements, Penalties, Adjudications, or other alleged violations noted by any regulatory authority (PaDEP, EPA, or other entity) during the last five years.