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SOLID WASTE ADVISORY COUNCIL
THOMAS CERVASIO, CHAIRMAN
THERESA LETTMAN, VICE CHAIRPERSON

**OCEAN COUNTY
DEPARTMENT OF SOLID WASTE MANAGEMENT**

129 Hooper Avenue
P.O. Box 2191
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Telephone (732) 506-5047
FAX (732) 244-8396

June 18, 1999

John Castner, Director
Division of Solid and Hazardous Waste
NJ Department of Environmental Protection
PO Box 414
Trenton, NJ 08625-0414

Re: Southern Ocean Landfill

Dear Mr. Castner:

As you are well aware, the issue of closure of the Southern Ocean Landfill (SOLF) continues to be a concern to the residents of Ocean County. Recently, it was discovered that the owner of the SOLF discontinued removing leachate from the onsite storage pond due to lack of payment to the Ocean Township Municipal Utilities Authority. NJDEP responded with a court action against the SOLF owner but there was no clear indication of resumption of leachate removal. In response, the Ocean County Board of Chosen Freeholders authorized \$15,000 to the Ocean Township Municipal Utilities Authority for the outstanding continuing cost of leachate removal on an interim basis. It is hoped that by the time these funds are exhausted a workable landfill closure plan will be approved by the Department including provisions for the removal of leachate.

The County would like to use \$15,000 from the Resource Recovery Investment Tax Fund to pay for the cost of interim leachate management at the SOLF facility. Disbursements from the Resource Recovery Investment Tax Fund are currently limited to costs for the County's Recycling and Household Hazardous Waste Programs. I am requesting to amend the Ocean County District Solid Waste Management Plan under an Administrative Action pursuant to N.J.A.C. 7:26-6.11. This amendment authorizes use of the Resource Recovery Investment Tax Fund to include any costs associated with the closure or improvements required at the County's two regional landfills, the inactive SOLF and the operating Ocean County Landfill Corporation facility to which waste was directed by the District Solid Waste Management Plan.

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SPECIAL ASSISTANCE/ACCOMMODATIONS available, please call (732) 506-5047

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John Castner, Director
Division of Solid and Hazardous Waste
NJ Department of Environmental Protection
June 7, 1999

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Alan W. Avery, Jr.
Director

AWA:mac

cc: Members, Board of Chosen Freeholders
Julie N. Tarrant, Comptroller, CFO
Ernest J. Kuhlwein, Jr., Assistant Director, Solid Waste Management
Frank Coolick, Assistant Director, Division of Solid and Hazardous Waste
Joseph Calderia, Southern Ocean Landfill, Inc.
Charles Hesse, Ocean County Landfill Corporation
Solid Waste Advisory Council

EJK & File
KMA



State of New Jersey

Christine Todd Whitman
Governor

Department of Environmental Protection
Division of Solid and Hazardous Waste
P.O. Box 414
Trenton, NJ 08625-0414
Tel. # 609-984-3438
Fax. # 609-777-0769

Robert C. Shinn, Jr.
Commissioner

JUN 30 1999

Alan Avery, Jr., Director
Ocean County Department of Solid Waste Management
129 Hooper Avenue
Post Office Box 2191
Toms River, New Jersey 08754-2191

Dear Mr. Avery:

The Department of Environmental Protection's Division of Solid and Hazardous Waste is in receipt of the June 18, 1999 administrative action request of the Ocean County Department of Solid Waste Management to disburse moneys from the Ocean County Resource Recovery Investment Tax (RRIT) Fund. Specifically, the request is to use \$15,000 from the RRIT Fund to pay for the cost of interim leachate management at the Southern Ocean Landfill.

Pursuant to N.J.A.C. 7:26-6.11(b)1., the specified use of RRIT Fund moneys is a permissible administrative action. Further, pursuant to N.J.S.A. 13:1E-150b.(4)., the use of RRIT Fund moneys to finance the closing costs for the proper closure of a terminated sanitary landfill facility is a permissible activity.

Therefore, the request to disburse RRIT Fund moneys to pay for the cost of interim leachate management at SOLF is hereby approved as an administrative action pursuant to N.J.A.C. 7:26-6.11(f).

If you have any questions relative to this action, please contact Gil Mueller of my staff at (609) 984-3438.

Sincerely,

Guy Watson, Chief
Bureau of Recycling & Planning

GW:GM

