



REGION 3

PHILADELPHIA, PA 19103

March 18, 2025

Mr. D. Marc Jacobs, Jr.
Senior Vice President
Penneco Environmental Solutions, LLC
6608 Route 22
Delmont, Pennsylvania 15626

RE: Underground Injection Control
 Notice of Permit Issuance

Dear Mr. Jacobs:

Pursuant to 40 C.F.R. § 124.19(1)(2)(i), this letter serves as notice of the U.S. Environmental Protection Agency (EPA) Region 3's final permit decision regarding UIC Permit No. PAS2D702BALL, which the EPA originally issued to Penneco Environmental Solutions, LLC on October 24, 2023. Following the issuance of this permit, EPA received a petition and the petitioners filed for review of the permit with the EPA Environmental Appeals Board. The effect of this petition was to stay the issued permit pending a decision by the Board and final agency action. See 40 C.F.R. § 124.15(b)(2). On November 25, 2024, the Board denied the petition. *In re Penneco Environmental Solutions, LLC*, UIC Appeal Nos. 23-01 & 24-02 (EAB, November 25, 2024) (Order Denying Review).

Under 40 C.F.R. § 124.19(l)(2)(i), the EPA must issue a final permit decision when the Board issues a notice denying a petition for review. Hence, the EPA is hereby issuing this final permit decision, that is, the EPA is issuing the enclosed Permit No. PAS2D702BALL. Please note that Section 1448(a) of the Safe Drinking Water Act, 42 U.S.C. § 300j-7(a), allows 45 days for judicial review of the Region's final permit decision.

Because the appeal resulted in the stay of the permit, this meant that the permit did not become effective under the terms of the permit, i.e., 35 days after the date of signature. The signature date was October 24, 2023. But for the appeal and stay, the permit would have become effective on November 28, 2023. With the issuance of this notice of the final permit decision, the permit becomes effective 30 days from the date of service of this notice. The ten-year term runs from the effective date of the permit.

If you have any questions, please do not hesitate to contact me or have your staff contact Ryan Hancharick, UIC Permit Writer, Water Division, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103, at 215-814-3278 or hancharick.ryan@epa.gov.

Sincerely,

Michelle H. Price-Fay, Director
Water Division

cc: Lisa Johnson, Esq.
Lisa Johnson & Associates