

LCSWMA
SUSQUEHANNA RESOURCE MANAGEMENT COMPLEX (SRMC)
RULES AND REGULATIONS

January 1, 2014

TABLE OF CONTENTS

	<u>Page</u>
AUTHORITY AND PURPOSE.....	3
DEFINITIONS	3
GENERAL WASTE ACCEPTANCE POLICIES.....	11
SITE DESIGNATION	11
REGISTRATIONS AND MANIFESTS.....	12
WASTE CATEGORIES, DISPOSITION	13
I. MUNICIPAL WASTES	13
II. SPECIAL HANDLING WASTES	13
III. RESIDUAL WASTE.....	14
IV. OTHER WASTES.....	15
V. SOURCE SEPARATED RECYCLABLE MATERIALS	15
VI. FEES.....	15
VII. BILLING AND PAYMENT OF FEES.....	17
OPERATING AND SAFETY RULES.....	18
OPERATING HOURS.....	20
LIABILITY.....	21
VIOLATIONS AND PENALTIES.....	21

LANCASTER COUNTY SOLID WASTE MANAGEMENT AUTHORITY

RULES AND REGULATIONS

AUTHORITY AND PURPOSE

These SRMC Rules and Regulations have been adopted by the Lancaster County Solid Waste Management Authority under the authority granted by: (i) the Municipality Authorities Act as amended, (ii) the Solid Waste Management Act, as amended, (iii) the Municipal Waste Planning, Recycling and Waste Reduction Act, as amended, (iv) the Waste Transportation Safety Act, (v) the Dauphin County Department of Solid Waste Management & Recycling Rules and Regulations for Collection, Transportation and Disposal of Municipal Solid Waste, (vi) the Dauphin County Municipal Waste Management Plan, 2013 Revision, and (vii) the Dauphin County Municipal Waste Management Ordinance, as amended.

Under the Plan, as allowed under Act 101, LCSWMA has been designated by Dauphin County as the implementing entity to ensure the availability of adequate permitted processing and disposal capacity for Regulated Waste, other than C&D Waste. The County and LCSWMA have entered into a Delegation and Assumption of Capacity Assurance Responsibilities Agreement under which the County has delegated to LCSWMA the responsibility and right to do so. The purpose of these SRMC Rules and Regulations is to protect the health and welfare of the residents of Dauphin County and to provide a means whereby LCSWMA can safely, effectively and efficiently manage the delivery, acceptance, processing and disposal of solid waste at the Susquehanna Resource Management Complex, which is the Solid Waste acceptance and processing, electric generation, transfer, and disposal facility located in the City of Harrisburg and Swatara Township. LCSWMA has promulgated separate Rules and Regulations for LCSWMA Facilities other than the Susquehanna Resource Management Complex and these SRMC Rules and Regulations do not apply to any other LCSWMA Facility.

DEFINITIONS

As used in these SRMC Rules and Regulations, the following terms shall have the following meanings:

Act 90 - The Waste Transportation Safety Act of the Commonwealth of Pennsylvania, Act 90 of 2002, as amended.

Act 97 - The Solid Waste Management Act of the Commonwealth of Pennsylvania, as amended.

Act 101 - The Municipal Waste Planning, Recycling and Waste Reduction Act of the Commonwealth of Pennsylvania, Act 101 of 1988, as amended.

Asbestos Waste - Friable - A portion of Solid Waste consisting of asbestos extracted from asbestos ore and containing more than 1% asbestos by weight that hand pressure can crumble, pulverize or reduce to powder when dried. Friable Asbestos Waste is Unacceptable Waste.

Asbestos Waste - Non-Friable - A portion of Solid Waste consisting of material that contains asbestos extracted from asbestos ore that cannot with hand pressure be crumbled, pulverized or reduced to powder when dried. Non-Friable Asbestos Waste includes transite board, siding, asbestos shingles and floor tiles. Non-Friable Asbestos Waste is a C&D Waste.

Ash Landfill – the DEP-permitted facility located at the SRMC which can accept Ash Residue and C&D Waste

Ash Residue - Ash from a Solid Waste incineration facility.

Chemotherapeutic Waste - A portion of Solid Waste resulting from the production or use of antineoplastic agents used for the purpose of inhibiting or stopping the growth of malignant cells or killing malignant cells. Chemotherapeutic Waste does not include Waste containing antineoplastic agents that are Hazardous Waste. Chemotherapeutic Waste is Unacceptable Waste.

Confidential Waste - Waste material of a classified, secret or strictly private nature, as determined by the Generator of the waste, which includes business or legal documents, personal financial records, private letters, etc.

Conoy Facility - The Waste-To-Energy Facility owned by LCSWMA and located at 1911 River Road in Conoy Township, Lancaster County, Pennsylvania.

C&D Waste - A portion of Municipal Waste resulting from the construction or demolition of buildings and other structures, including wood, plaster, drywall and wall board, metals, asphaltic substances, bricks, block, and unsegregated concrete. The term also includes grubbing waste, and Non-Friable Asbestos Waste.

Contaminated Soil - A portion of Solid Waste consisting of contaminated earth or fill, typically generated due to a spill or leak.

Covered Devices – As defined under the Pennsylvania Covered Devices Recycling Act of 2010 to include: desktop computers, laptop computers, computer monitors, computer peripherals, televisions and e-readers.

Dauphin Rules and Regulations – The Dauphin County Department of Solid Waste Management & Recycling Rules and Regulations for Collection, Transportation and Disposal of Solid Waste.

DEP - The Pennsylvania Department of Environmental Protection.

Facility - Any specific site to which Solid Waste, or any portion of Solid Waste, may be delivered.

Generator - A Person who produces or creates any Solid Waste.

Hazardous Waste - Garbage, refuse, sludge from an industrial or other wastewater treatment plant, sludge from a water supply treatment plant or air pollution control facility and other discarded material including solid, liquid, semisolid or contained gaseous material resulting from municipal, commercial, industrial, institutional, mining or agricultural operations, and from community activities, or a combination of these factors, which because of its quantity, concentration, or physical, chemical or infectious characteristics may:

- (i) Cause or significantly contribute to an increase in mortality or morbidity in either an individual or the total population; or
- (ii) Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, disposed of or otherwise managed.

The term does not include (a) coal refuse as defined in the Coal Refuse Disposal Control Act (52 U.S.C.A. §§30.51-30.62), (b) treatment sludges from coal mine drainage treatment plants, disposal of which is being carried on under and in compliance with a valid permit issued under the Clean Streams Law (35 P.S. §§691.1-691.1001), (c) solid or dissolved material in domestic sewage, (d) solid dissolved materials in irrigation return flows, (e) industrial discharges which are point sources subject to permits under Section 402 of the Federal Water Pollution Control Act (33 U.S.C.A. §§1341), or (f) source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954 (42 U.S.C.A. §§2011-2284). Hazardous Waste is Unacceptable Waste.

Household Hazardous Waste - A portion of Municipal Waste that would be considered hazardous under Act 97 but for the fact that it is produced in quantities smaller than those regulated as Hazardous Waste under Act 97 and is generated by Persons not otherwise covered as Hazardous Waste Generators by Act 97. Household Hazardous Waste is Unacceptable Waste.

Infectious/Pathological Waste - A portion of Solid Waste which is or may be contaminated by disease-producing microorganisms or material, or may harm or threaten human health. Infectious/Pathological Waste is Unacceptable Waste. The term includes the following Waste unless generated in households:

- (i) Wastes generated by hospitalized patients who are isolated, or on blood or body fluid precautions, in order to protect others from communicable disease;
- (ii) Cultures and stocks of etiologic agents;

- (iii) Animal waste blood and animal blood products which are known or are suspected to contain contagious zoonotic pathogens, and human waste blood and blood products;
- (iv) Tissues, organs, body parts, blood and body fluids that are removed during surgery and autopsy;
- (v) Wastes generated by surgery or autopsy of septic cases or patients with infectious diseases;
- (vi) Wastes that were in contact with pathogens in any type of laboratory work, including collection containers, culture dishes, slides, plates and assemblies for diagnostic tests and devices used to transfer, inoculate and mix cultures;
- (vii) Used sharps;
- (viii) Wastes that were in contact with the blood of patients undergoing hemodialysis at hospitals or independent treatment centers;
- (ix) Carcasses and body parts of animals exposed to contagious zoonotic pathogens;
- (x) bedding and other Wastes that were in contact with animals suffering from contagious zoonotic diseases due to natural infection or laboratory research, and their excretions, secretions, carcasses or body parts;
- (xi) Waste biologicals - for example, vaccines - produced by pharmaceutical companies for human or veterinary use;
- (xii) Food and other products that are discarded because of contamination with etiologic agents; and
- (xiii) Equipment and equipment parts contaminated with etiologic agents.

LCSWMA Facility - LCSWMA Facilities include (a) the Susquehanna Resource Management Complex, a Waste-to-Energy Facility, Ash Landfill and Transfer Station located in the City of Harrisburg and the Township of Swatara, (b) the Conoy Facility, a Waste-To-Energy Facility located at 1911 River Road, Route 441, Conoy Township, Lancaster County, (c) the Frey Farm Landfill located at 3049 River Road, Manor Township, Lancaster County, and (d) the Transfer Station located at the rear of 1299 Harrisburg Pike, Manheim Township, Lancaster County.

Liquid Waste - A portion of Waste that contains free liquids as determined by Method 9095 (Paint Filter Liquids Test), as described in United States Environmental Protection Agency's "Test Methods For Evaluating Solid Waste, Physical/Chemical Methods" (EPA Publication No. SW-846).

Manifest - A form supplied by LCSWMA to be completed and signed by each Person who collects or transports Solid Waste and which specifies, inter alia, (a) the source, type, quantity and delivery point for the Solid Waste, (b) the applicable registration number and (c) other pertinent information.

Municipal Waste - Any Solid Waste which is garbage, refuse, industrial lunchroom or office waste and other material, including solid, liquid, semisolid or contained gaseous material, resulting from operation of residential, municipal, commercial or institutional establishments and from community activities, and any sludge not meeting the definition of Residual or Hazardous Waste from a municipal, commercial or institutional water supply treatment plant, wastewater treatment plant or air pollution control facility. The term does not include Source Separated Recyclable Materials, C&D Waste or Unacceptable Waste.

Non-Processable Waste - Non-Processable Waste is a portion of Municipal Waste consisting of materials which cannot be handled by LCSWMA's normal processing or disposal methods. Non-Processable Waste includes items greater than six feet (6') in any dimension such as mattresses and large furniture.

Non-Processable Waste (Oversize) - May consist of large auto parts, autos, recreational vehicles, machinery, and any other items deemed appropriate by LCSWMA.

Person - Any individual, firm, partnership, corporation, association, institution, cooperative enterprise, municipality, municipal authority, governmental entity or agency, or any other legal entity whatsoever which is recognized by law as the subject of rights and duties. In any provisions of these rules and regulations prescribing a fine, penalty or other enforcement action, or any combination of the foregoing, the term "Person" shall include the officers and directors of any corporation or other legal entity having officers and directors.

Plan - The Dauphin County Municipal Waste Management Plan, and as revised in 2013 or hereafter amended or revised.

Processed Infectious/Pathological Waste - A portion of Solid Waste consisting of Infectious/Pathological Waste which has been rendered non-infectious by sterilization, incineration or other equally effective processing techniques. Processed Infectious/Pathological Waste is Unacceptable Waste.

Putrescible Waste - A portion of Municipal Waste consisting of organic waste materials which due to biological decomposition are, or have a tendency to be, rotten, foul, or odorous, including dead animals and spoiled foods, but not including sludge. Putrescible Waste is Unacceptable Waste.

Radioactive Materials - Substances which spontaneously emit alpha or beta particles or photons (gamma radiation) in the process of decay or transformation of the atom's nucleus. Radioactive Materials are Unacceptable Waste.

Recycling or Recycled - The collection, separation, recovery and marketing of Source Separated Recyclable Materials which would otherwise be disposed of or processed as Solid Waste.

Registered Hauler - A Person who is in possession of all pertinent permits and registrations which may be required by the Commonwealth of Pennsylvania and LCSWMA for the collection, transportation, storage, or disposal of Solid Waste.

Regulated C&D Waste – C&D Waste generated or collected in Dauphin County including the City of Harrisburg, as well as all Municipal Waste generated in Swatara Township and Highspire Borough after the expiration of the initial term of their existing contracts with the York Incinerator on May 22, 2016 and May 21, 2016 respectively.

Regulated Municipal Waste - Municipal Waste generated or collected in Dauphin County and the City of Harrisburg, as well as all Municipal Waste generated in Swatara Township and Highspire Borough after the expiration of the initial term of their pre-existing contracts with the York Incinerator, on May 22, 2016 and May 21, 2016 respectively.

Regulated Waste – Regulated Municipal Waste and Regulated C&D Waste.

Residual Waste - Any garbage, refuse, other discarded material or other Waste, including solid, liquid, semisolid or contained gaseous materials resulting from industrial, mining and agricultural operations and any sludge from an industrial, mining or agricultural water supply treatment facility, waste water treatment facility or air pollution control facility, provided that it is not hazardous. The term does not include (a) coal refuse as defined in the Coal Refuse Disposal Control Act or (b) treatment sludges from coal mine drainage treatment plants, disposal of which is being carried on under and in compliance with a valid permit issued under The Clean Streams Law.

Salvaging - The controlled removal of material from a Solid Waste storage, collection, transportation, processing or disposal facility for Recycling purposes only. Salvaging is NOT permitted at any LCSWMA Facility.

Scavenging - The uncontrolled removal of material from a Solid Waste storage, collection, transportation, processing or disposal site or Facility. Scavenging is NOT permitted at any LCSWMA Facility.

Sewage Sludge - Solid sludges and other residues from a municipal sewage collection and treatment system; and solid sludges and other residues from septic and holding tank pumpings from commercial, institutional or residential establishments. The term includes materials derived from sewage sludge. The term does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator, grit and screenings generated during preliminary treatment of sewage sludge at a municipal sewage collection and treatment system, or grit, screenings and nonorganic objects from septic and holding tank pumpings. Sewage Sludge is a Special Handling Waste.

Single Stream Recyclables - Recyclable materials such as aluminum cans, clear and colored glass, steel and tin cans, plastics and newsprint which have been segregated from Regulated Municipal Waste, but which have not been separated into different types of recyclable materials. A system where Recyclable Materials such as newspapers, glass, metal and plastic containers are collected and processed together.

SRMC Rules and Regulations - These LCSWMA Rules and Regulations, as amended by LCSWMA from time to time.

Solid Waste or Waste - Any waste, including but not limited to Municipal, Residual, or Hazardous Wastes, including solid, liquid, semisolid or contained gaseous materials.

Source Separate or Source Separation - The process of separating, or the separation of, Source Separated Recyclable Materials from other Solid Waste at the location where generated for the purpose of Recycling.

Source Separated Recyclable Materials - Materials that (a) are separated from Waste at the location where generated in accordance with Act 101 and applicable municipal ordinances and (b) are Recycled.

Special Handling Waste - Solid Waste that requires the application of special storage, collection, transportation, processing or disposal techniques due to the quantity of material generated or its unique physical, chemical or biological characteristics. The term includes dredged material, Sewage Sludge, Chemotherapeutic Waste, Friable Asbestos containing waste, PCB-containing waste and waste oil that is not Hazardous Waste and material designated by LCSWMA as Special Handling Waste.

Susquehanna Resource Management Complex - The solid waste acceptance and processing, electric generation, transfer and ash disposal facility located at 1670 South 19th Street, Harrisburg, Pennsylvania, in the City of Harrisburg and Township of Swatara.

Tipping Fee - The rate charged for disposal of Solid Waste.

Tires - Recyclable Tires are rubber pneumatic tires used on automobiles, trucks, motorcycles and small farm implements. Non-Recyclable Tires are tires used on industrial equipment, heavy construction equipment, off-road vehicles, and farm tractors.

Transfer Station - The Transfer Station located at the Susquehanna Resource Management Complex.

Transportation Compliance Plan - The plan that describes the procedures used by LCSWMA to ensure that vehicles delivering Waste to its Facilities remain in compliance with applicable DEP and PennDOT transportation regulations.

Unacceptable Waste - The following types of Solid Waste are Unacceptable Waste unless approved on a case-by-case basis:

- (i) Chemotherapeutic Waste;
- (ii) Covered Devices;
- (iii) Drums, barrels, buckets and paint cans unless lids have been removed and interiors are cleaned and free of any residue;
- (iv) Explosives and Ordnance Materials;
- (v) Friable Asbestos Waste;
- (vi) Gas cylinders, unless delivered separate from other Solid Waste;
- (vii) Hazardous Waste;
- (viii) Household Hazardous Waste;
- (ix) Infectious/Pathological Waste;
- (x) Processed Infectious/Pathological Waste;
- (xi) Radioactive Materials; and
- (xii) Yard Waste.

Waste or Solid Waste - Any waste, including but not limited to Municipal, Residual or Hazardous Wastes, including solid, liquid, semisolid or contained gaseous materials.

White Goods - A portion of Solid Waste consisting of large appliances including the following:

- (xiii) Air Conditioners and Dehumidifiers;
- (xiv) Clothes Washing and Drying Machines;
- (xv) Dishwashers;
- (xvi) Furnaces and Electrical Heaters;
- (xvii) Hot Water Heaters;
- (xviii) Microwave Ovens;
- (xix) Refrigerators and Freezers;

- (xx) Stoves and Ovens; and
- (xxi) Water Coolers.

Yard Waste - All garden residues, leaves, shrubbery, tree trimmings, branches less than twenty-four inches (24") in diameter, grass clippings, and sod. Yard Waste is Unacceptable Waste.

Any term used in these SRMC Rules and Regulations and not defined above shall have the same meaning as ascribed to such term by Pennsylvania statute, rule or regulation or the DEP.

GENERAL WASTE ACCEPTANCE POLICIES

1. Regulated Municipal Waste, approved Residual Waste, approved Special Handling Waste, and other approved Wastes may be delivered to the Susquehanna Resource Management Complex, but not Unacceptable Waste or Recyclable Materials.
2. Any Person delivering Unacceptable Waste to the Susquehanna Resource Management Complex will be responsible for the removal of the Unacceptable Waste from the site, clean-up and remediation of any damages resulting from such delivery, and reimbursement of all costs and damages incurred by LCSWMA as a result of such delivery.

SITE DESIGNATION

1. As provided in the Municipal Waste Management Ordinance, as amended, of Dauphin County, all Regulated Municipal Waste, excepting C&D Waste, Unacceptable Waste, Source Separated Recyclable Materials and Special Handling Waste, shall be transported directly from the point of collection and delivered in accordance with these SRMC Rules and Regulations to the Susquehanna Resource Management Complex without any intervening transfer, unloading, processing, sorting, salvaging, scavenging, or reuse.
2. Regulated C&D Waste, Special Handling Waste, and Residual Waste may be delivered to the Susquehanna Resource Management Complex in accordance with these SRMC Rules and Regulations unless prohibited under the County Rules and Regulations.
3. Source Separated Recyclable Materials which are generated within Dauphin County shall be transported from the point of collection and delivered in accordance with Act 101 and applicable municipal ordinances.
4. LCSWMA may use the Susquehanna Resource Management Complex as a transfer station to transfer waste to other LCSWMA Facilities for Regulated Municipal Waste. In the event the Susquehanna Resource Management Complex is unable to receive Regulated Municipal Waste, LCSWMA may transfer to any other

LCSWMA Facility Regulated Municipal Waste which would otherwise have been delivered to the Susquehanna Resource Management Complex.

REGISTRATIONS AND MANIFESTS

1. No Person shall collect or transport Regulated Municipal Waste in any vehicle that has not been registered by LCSWMA. The provisions of this paragraph shall not apply with respect to a Person transporting Regulated Municipal Waste (a) if such Regulated Municipal Waste was generated in the Person's residence or (b) if such Regulated Municipal Waste was generated in the Person's business and the Person does not request a charge account with LCSWMA.
2. No Person shall deliver any Waste to any LCSWMA Facility without meeting the requirements of Act 90 relating to the Waste Transportation Safety Program State License Requirements, if applicable.
3. No Person shall deliver to the Susquehanna Resource Management Complex any Sewage Sludge or Special Handling Waste which was generated in Dauphin County in any vehicle that has not been registered by LCSWMA.
4. A registration will be issued by LCSWMA for each vehicle to the Person who owns or leases the vehicle upon satisfaction of the following conditions:
 - A. Submit completed Registration Application Form with required copies of Insurances.
 - B. Pay any overdue charge account balance (including any penalties and finance charges).
5. Registrations shall be firmly affixed in a prominent location on the driver's side of each vehicle so that the registration is readily visible to the scale house operator.
6. A registration is not transferable from the vehicle for which the registration was issued.
7. LCSWMA may refuse to issue a registration, or may revoke a registration, for any vehicle or which does not comply with DEP regulations or which is not in compliance with any applicable municipal regulations; for any vehicle for which insurance coverage is not maintained in accordance with these SRMC Rules and Regulations; or for any vehicle owned or leased by a Person who violates, or whose employees or agents violate, any provision of these SRMC Rules and Regulations.
8. Each load of Waste that is delivered to a LCSWMA Facility shall be accompanied by a completed LCSWMA Manifest. The completed Manifest must be delivered to the LCSWMA scale house operator upon entry into the LCSWMA Facility.

WASTE CATEGORIES, DISPOSITION

The following paragraphs describe various categories of Waste and LCSWMA's fees for disposal of those materials.

I. MUNICIPAL WASTES

A. REGULATED MUNICIPAL WASTE

All loads of Regulated Municipal Waste must be delivered to the Susquehanna Resource Management Complex.

Regulated Municipal Waste shall not be mixed with any other Waste when discharged into a LCSWMA Facility.

The tipping fee for Regulated Municipal Waste originating in Dauphin County (except for the City of Harrisburg) delivered to the Susquehanna Resource Management Complex will be a maximum of \$80.00 per ton, pursuant to the Cooperation Agreement with the County of Dauphin.

The tipping fee for Regulated Municipal Waste originating in the City of Harrisburg delivered to the Susquehanna Resource Management Complex will be \$190.00 per ton.

B. NON-PROCESSABLE WASTE

Non-Processable Waste shall not be mixed with any other waste.

The tipping fee for Non-Processable Waste, shall be the applicable Regulated Municipal Waste fee.

C. REGULATED C&D WASTE

Regulated C&D Waste shall not be mixed with any other Waste when discharged into a LCSWMA Facility. LCSWMA reserves the right to deem any mixed loads containing Regulated C&D Waste to be Unacceptable Waste. The tipping fee for Regulated C&D Waste will be \$80 per Ton.

D. PUTRESCIBLE WASTE

Putrescible Waste shall not be mixed with any other Waste.

Advance approval and notification is required for Putrescible Waste.

The tipping fee for Putrescible Waste will be established on a case-by-case basis.

II. SPECIAL HANDLING WASTES

Loads consisting exclusively of Special Handling Waste may be delivered with advance notice and approval, or as described below. The tipping fee for Special Handling Waste will be established on a case-by-case basis.

A. SEWAGE SLUDGE

No Sewage Sludge will be accepted at LCSWMA Facilities unless the following conditions have been met:

- (i) A properly completed DEP Form has been approved by both DEP and LCSWMA.
- (ii) Any applicable fee for processing the DEP Form has been submitted to LCSWMA.
- (iii) Sewage Sludge is not Liquid Waste.

Sewage Sludge will be accepted at only with prior approval by LCSWMA. Sewage Sludge will not be mixed with any other Waste when discharged into a LCSWMA Facility.

B. PROCESSED INFECTIOUS/PATHOLOGICAL WASTE

No Processed Infectious/Pathological Waste will be accepted at LCSWMA Facilities.

C. ASH RESIDUE

Ash Residue requires advance notice and approval.

D. CONTAMINATED SOIL

Contaminated Soil requires advance notice and approval.

E. FRIABLE ASBESTOS WASTE

F. OTHER SPECIAL HANDLING WASTES

No other Special Handling Wastes will be accepted at LCSWMA Facilities without advance notice and approval of LCSWMA.

III. RESIDUAL WASTE

No Residual Waste will be accepted at LCSWMA Facilities unless the following conditions have been met:

- A. A properly completed DEP Form has been completed by the Generator and submitted to LCSWMA and DEP (when applicable).

B. Any applicable fee for processing the DEP Form has been submitted to LCSWMA.

C. LCSWMA has issued authorization for delivery of the Residual Waste.

A tipping fee will be established on a case-by-case basis by LCSWMA after review of the information submitted by the Generator. If the Generator of the Residual Waste makes any changes to the material or process which generates the Residual Waste, or alters the chemical or physical characteristics of the Residual Waste in any way, the Generator shall immediately suspend delivery of the Residual Waste and submit a new application to LCSWMA for consideration.

LCSWMA may obtain samples of the Residual Waste at any time for analysis at LCSWMA expense, or may require the Generator to obtain a new analysis by an independent laboratory at any time at the Generator's expense, in order to confirm the characteristics of the Residual Waste. LCSWMA may suspend acceptance of Residual Waste at any time if the results of such analyses indicate that the characteristics of the delivered material deviate from the analyses submitted with the application or if the Generator fails to comply with applicable DEP or LCSWMA requirements.

Residual Waste shall not be mixed with any other Waste without prior approval of LCSWMA when discharged into a LCSWMA Facility.

IV. OTHER WASTES

LCSWMA may accept other Wastes. LCSWMA's Chief Executive Officer shall establish the fees, policies for delivery and acceptance, and restrictions for other Wastes on a case-by-case basis.

V. SOURCE SEPARATED RECYCLABLE MATERIALS

Source Separated Recyclable Materials shall be delivered in accordance with Act 101 and applicable municipal ordinances.

VI. FEES

A. Mixed Loads

- (i) A mixed load is any load which, at the time of discharge into a LCSWMA Facility, contains Waste from more than one category described in these SRMC Rules and Regulations.
- (ii) Waste consisting of Residual Waste, Municipal Waste, or Source Separated Recyclable Materials shall not be mixed with each other, unless approved by LCSWMA.

- (iii) Every type of Residual Waste shall require separate approval for disposal under these Rules and Regulations and no load shall contain more than one of such separately approved categories of Residual Waste, unless approved by LCSWMA.

B. Fees

- (i) The tipping fee for any mixed load containing more than one category of Waste shall be a fee equal to the highest tipping fee applicable to any category of Waste contained in the load, plus a fee equal to the greater of (i) \$50.00 or (ii) all costs and expenses incurred by LCSWMA with respect to such load. LCSWMA may reduce or waive this surcharge if the hauler demonstrates to the reasonable satisfaction of LCSWMA that the mixing of Waste was not due to the hauler's fault or negligence and that the hauler has made best efforts to prevent such mixing in the future.
- (ii) The tipping fee for delivery of Unacceptable Waste will be a maximum of \$300.00 per ton. The entire load of Waste will be assessed the Unacceptable Waste Tipping Fee even if the Unacceptable Waste constitutes only a small portion of the load. In addition to the tipping fee, any Person delivering Unacceptable Waste shall be responsible for the removal of the Unacceptable Waste from the site, clean-up and remediation of any damages resulting from such delivery, and reimbursement of all costs and damages incurred by LCSWMA as a result of such delivery.
- (iii) An additional fee of \$100.00 per hour with a minimum charge of one-half hour may be assessed to any load of Waste which requires the assistance of LCSWMA personnel and equipment for unloading or otherwise assisting delivery vehicles with the exception of frozen loads as a result of winter weather conditions.
- (iv) For any Regulated Municipal Waste which is transported to any location other than a LCSWMA Facility without the prior approval of LCSWMA, a tipping fee will be charged to the Generator or the Person hauling such Waste in the same amount that would have been charged if the Waste had been delivered to LCSWMA Facilities. The Generator and the Person hauling the Waste shall be jointly and severally liable to LCSWMA for the tipping fee plus reimbursement of costs incurred by LCSWMA.

- C. Minimum Fees. Vehicles delivering less than 750 pounds of Regulated Municipal Waste, Non-Processable Waste, Putrescible Waste, Sewage Sludge, and Residual Waste shall be subject to a minimum access fee of

\$30.00. All such Waste delivered in excess of 750 pounds will be charged at the applicable rates set forth in these SRMC Rules and Regulations.

- D. Other Fees. A fee of \$50.00 may be charged for each violation of LCSWMA's Operating and Safety Rules. A minimum fee of \$15.00 may be charged for the correction of errors resulting from the incorrect coding of manifest forms. A maximum fee of \$25.00 may be charged for each check that is dishonored by the payer's banking institution.

VII. BILLING AND PAYMENT OF FEES

- A. All users of LCSWMA Facilities shall pay the applicable fees at the time of, or prior to, use of the LCSWMA Facilities, unless LCSWMA has approved a charge account. LCSWMA will approve a charge account only for (a) a governmental entity or (b) a Person who has demonstrated, to LCSWMA's satisfaction, acceptable credit. Security for payment of the charge account (the "account security") may be required for any Person or governmental entity who has had a delinquent charge account within the preceding twelve months, who has violated the SMRC Rules and Regulations during the preceding twelve months, or who LCSWMA may consider to be a credit risk.
- B. The account security shall be twice the highest monthly fee based upon LCSWMA's estimate of expected usage.
- C. The account security shall be either a cash deposit or an irrevocable letter of credit issued by a bank which maintains a place of business in Lancaster County, Pennsylvania. The letter of credit shall be in form and substance acceptable to LCSWMA. Cash deposits will be deposited by LCSWMA in a demand account in a banking institution of LCSWMA's choice. Any interest earned on such account shall be retained by LCSWMA as an administrative charge. LCSWMA will, within sixty days after payment of the account balance and termination of the charge account, refund the balance of the account security.
- D. LCSWMA haulers will not be allowed to have a load charged to another hauler or customer account without prior written approval. The hauler delivering the load will be charged. (This does not include Municipal Contracts or Residual Waste Accounts).
- E. All charges will be billed monthly or more frequently by LCSWMA. Payment in full of the current charges shall be due on the thirtieth day after the statement date unless other terms have been agreed upon in advance by LCSWMA.

- F. If statement charges (including penalty fees) are not paid on the thirtieth day after the statement date, late charges will be assessed at the rate of 1.5% per month (annual rate of 18%) on all past due amounts, and LCSWMA may at its option do any or all of the following: (a) place the customer on a weekly payment plan; (b) revoke charge account privileges; (c) revoke all registrations issued to the account holder; (d) apply the account security on account of the unpaid account balance; and (e) discontinue any and all charge account privileges. If charge account privileges are revoked, an account security will be required for reinstatement of charge account privileges.
- G. A fee may be assessed for costs associated with reproduction of any weight ticket, manifest, or other document.
- H. LCSWMA may for any reason, which LCSWMA deems appropriate, revoke charge account privileges or adjust the amount of the required account security.
- I. Any discrepancies with weight tickets must be brought to the attention of LCSWMA within 10 days of the transaction.

OPERATING AND SAFETY RULES

Scavenging/Salvaging is prohibited at LCSWMA Facilities except with the prior written approval of LCSWMA's Chief Executive Officer.

All Persons delivering waste to the Susquehanna Resource Management Complex tipping floor shall observe the six foot (6') restricted access to the pit edge. Such distance is indicated by markings on the tipping floor side walls and floor.

All Persons delivering waste to the Susquehanna Resource Management Complex tipping floor shall NOT handle any Residual Waste that has been staged on the tipping floor for special processing/inspection.

Children must remain in vehicles at all times at LCSWMA Facilities.

All Persons outside a vehicle on the Susquehanna Resource Management Complex tip floor must wear some type of fluorescent garment (vest, shirt, pants, jacket, sweatshirt) with at least 250 square inches of fluorescent color at all times.

Smoking is prohibited by all customers while on LCSWMA property.

Loitering and solicitation are prohibited at LCSWMA Facilities.

All loads must be tarped while traveling to any LCSWMA Facility and remain tarped until arriving at LCSWMA's designated untarping areas.

All vehicles using LCSWMA Facilities must obey all road signs and posted speed limits. Where no speed limit is posted, the maximum speed will be ten (10) miles per hour. Safe and courteous driving practices are to be followed at all times.

Boxes or other containers will be allowed to be dropped from vehicles only in areas expressly designated as untarpping or unloading areas.

Vehicles and containers may not be left for extended periods of time at LCSWMA Facilities without prior LCSWMA approval.

All sorting and separation of Waste by a hauler must be performed at designated areas and not in the tipping areas.

All trucks must unload Waste off the rear of the vehicle in designated tipping areas. Unloading of vehicles off the sides is prohibited.

All passengers must be in the cab of the vehicle when entering onto LCSWMA property. Riding on the bed or tailgate of vehicles on LCSWMA property or during unloading is prohibited. Drivers and passengers must stay with their vehicles at all times.

Vehicles are required to leave a minimum of eight feet (8') between vehicles during unloading at the Susquehanna Resource Management Complex.

Registered vehicles, containers and the contents of vehicles and containers are subject to inspection at any time by LCSWMA.

All Persons entering the SRMC Waste-to-Energy facility tip floor MUST wear some type of fluorescent garment (vest, shirt, pants, jacket, sweatshirt) with at least 250 square inches of fluorescent color at all times.

The use of LCSWMA's Small Vehicle Drop Off Areas at all Facilities will be at the discretion of site management personnel. Vehicle type, size and load, along with weather conditions will determine Small Vehicle Drop Off usage.

All roll-off containers must have properly functioning tail gate latches that secure the tail gate in the open position while the vehicle is dumping. If a roll-off container does not have a functioning safety chain, LCSWMA will provide a temporary safety chain so the vehicle may dump safely. There will be a \$20.00 handling fee charged for this safety service.

There shall be no idling diesel-powered vehicles over five tons at LCSWMA Facilities under Pennsylvania Act 124 of 2008.

No deliveries of grit and screenings from preliminary treatment of sewage sludge at a municipal treatment plant or from septic or holding tank pumpings will be accepted.

LCSWMA registered customers operating vehicles with permanently fixed containers (rear load and front load vehicles) may choose to use tare weights when delivering provided LCSWMA has issued written authorization for each registered vehicle proposed to utilize tare weights.

No loads containing fire debris may be delivered unless otherwise approved by LCSWMA (based on factors such as the potential to contain hot material, length of time span between fire and material clean-up).

All registered vehicles and containers shall be watertight, readily emptied, cleaned with sufficient frequency to prevent insect breeding or odors or other nuisances, and shall be maintained in good repair and in a safe condition; and all Waste must be secured to the vehicle or container and enclosed or covered with secured tarpaulins to prevent leakage, spillage, dusting or litter. Such enclosures and tarpaulins must remain in place until arrival at the designated unloading or uncovering areas at the LCSWMA Facility. After discharging a load of Waste, the driver or operator of the vehicle is responsible for inspecting the vehicle and the container to ensure that all the Waste from the vehicle and container has been discharged. In the event that all the Waste has not been discharged, the driver or operator must secure the remaining Waste by tarping or enclosing the vehicle or container. In the event a vehicle or container leaks, spills, dusts or litters on any LCSWMA Facility, public road or private property, the Person hauling the Waste will be responsible for all clean up and for paying any costs incurred or damages sustained by LCSWMA in connection with performing or monitoring of such cleanup.

OPERATING HOURS

1. The Susquehanna Resource Management Complex will be open for the delivery of Waste from Dauphin County between the hours of 6:00 A.M. to 4:00 P.M. Monday through Friday and 7:00 A.M. to 11:00 A.M. on Saturdays.
2. Holiday operating hours will be:

2013

Christmas - Tuesday, December 24, 2013 - Hours to be determined
Wednesday, December 25, 2013 - Closed

2014

New Year's Day - Wednesday, January 1, 2014 - Closed
Memorial Day - Monday, May 26, 2014 - Closed
July 4th - Friday, July 4, 2014 - Closed
Labor Day - Monday, September 1, 2014 - Closed

Thanksgiving - Thursday, November 27, 2014 - Closed
Christmas - Wednesday, December 24, 2014 - Hours to be determined
Thursday, December 25, 2014 - Closed

3. Operating Hours may be altered from time to time without notice as deemed necessary or appropriate by LCSWMA.

LIABILITY

LCSWMA will not be liable for any actions, errors or omissions of any (i) contractors of LCSWMA, (ii) Persons authorized to use or enter LCSWMA Facilities or (iii) trespassers at LCSWMA Facilities. All Persons proceeding onto LCSWMA Facilities do so at their own risk.

VIOLATIONS AND PENALTIES

The Generator, the Person registered, and the Person operating the vehicle shall be responsible and accountable for any non-compliance with these SRMC Rules and Regulations, including reimbursing LCSWMA for all fees and any and all costs and damages incurred by LCSWMA as a result of such violation.

In addition to the fees and charges as provided in these SRMC Rules and Regulations, in the event of any violation of these Rules and Regulations, or of any other applicable governmental regulations, LCSWMA may:

1. revoke the registration of the violating vehicle or container;
2. revoke all registrations issued to the Person who is the registrant of the violating vehicle or container;
3. suspend the privilege of using LCSWMA Facilities of the Person driving or operating the violating vehicle; and
4. take such other action as LCSWMA shall deem to be appropriate.