



## Lehigh County Conservation District

Lehigh County Agricultural Center, Suite 102  
4184 Dorney Park Road, Allentown, PA 18104 - 5728  
Telephone (610) 391-9583  
FAX (610) 391-1131

January 19, 2022

Pennsylvania Department of General Services  
c/o Timothy Albert  
1800 Herr St.  
Harrisburg, PA 17103-1540

Re: Notice of Termination Approval Letter  
Allentown State Hospital – Demolition of Buildings/Structures  
NPDES Permit No. PAD390167  
City of Allentown, Lehigh County

Dear Applicant:

The Lehigh County Conservation District (District) received a Notice of Termination form for the above referenced project as required in accordance with 25 Pa. Code § 102.7. A final site inspection was conducted of the project site on November 17, 2021 and a copy of the Earth Disturbance Inspection Report form is attached to this letter. The final site inspection found that the earth disturbance activities authorized by the permit have been concluded; the site has been stabilized in accordance with the requirements of 25 Pa. Code § 102.22(a)(2) (related to permanent stabilization); post construction stormwater management (PCSM) best management practices (BMPs) have been installed or the site restoration or reclamation is complete; and temporary erosion and sediment control BMPs have been removed.

Your permit for stormwater discharges associated with construction activities is hereby terminated effective the date of this letter. Please note that the responsible person(s) identified in Appendix C of the Notice of Termination is now responsible for the long-term operation and maintenance of the PCSM BMPs installed as part of the approved permit.

If you have additional questions, please contact JohnRyan Polascik at 610-391-9583.

Sincerely,

JohnRyan Polascik  
Resource Conservationist  
Lehigh County Conservation District

cc: Tim Walter, Neuber Environmental Services, Inc. (email)  
David Allen, Earthres Group, Inc. (email)  
PADEP – Central Office (email)  
Mike Lichty, City of Allentown (email)  
David Petrik, City of Allentown Engineer (email)  
File

Enclosures: Final Earth Disturbance Inspection Report Form  
NOT Completeness Review and Fieldwork Checklist (use only for NOT form #  
3800-PM-BCW0229b)



### EARTH DISTURBANCE INSPECTION REPORT

Project Name Allentown State Hospital - Demolition Inspection Date 11/17/2021 Inspection Time 9:00 am

Weather Conditions Mostly cloudy, 39 degrees Total Project Area 195.0 acres

Location 1600 Hanover Ave, Allentown, PA Total Disturbed Area 74.0 acres

Municipality City of Allentown County Lehigh

Receiving Water(s) Lehigh River Designated/Existing Use WWF, MF

<b>Responsible Party(s)</b> <u>PA Dept. of Gen. Serv., Brian Hunsberger</u>	<u>Neuber Demo &amp; Enviro. Serv., Jeff LaRiviere</u>
(name & address) <u>1800 Herr St.</u>	<u>1100 Grosser Road, Suite C</u>
<u>Harrisburg, PA 17103-1540</u>	<u>Gilbertsville, PA 19525</u>
<b>Phone</b> <u>(215) 766-1211</u>	<u>(610) 933-4332</u>

<b>Site Representative</b> (name) <u>Tim Walter, Neuber</u>	<b>Inspector</b> (name) <u>Kevin Castro</u>
(title) <u>Project Manager</u>	(title) <u>Resource Conservationist</u>

**Type of Inspection** (check only one)                      **Photographs Taken** Yes  No

Routine complete     Routine partial     Follow-up     Complaint     Final

**Site Description & Observations** On November 17, 2021 a representative of the Lehigh County Conservation District (LCCD), conducted a routine partial earth disturbance inspection at the above mention project site. Site demolition work has been completed and site restoration appears to be completed. No violations were observed.

Continued on page 3 of 3.

Permit and Plan Requirements		Type of Activity (check as many as appropriate)	
Y	N	<input type="checkbox"/>	Other _____
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Pub. Road Constr./Maint. (PRC)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Res. Subdivision (RSBD)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Govmt. Facilities (GOV)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Utilities Facilities (UTL)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Sewer/Water Systems (SWS)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Remediation/Restoration (RRES)
	<input type="checkbox"/>	<input type="checkbox"/>	Pipeline (PL)
	<input type="checkbox"/>	<input type="checkbox"/>	Silviculture (SILV)
	<input type="checkbox"/>		Recreation Facilities (RECF)
	<input type="checkbox"/>		Agricul. Activities (AGA)
	<input type="checkbox"/>		Pvt. Road/Residence (PRRS)
	<input type="checkbox"/>		Comm./Indust. Dev. (CMIN)
	<input type="checkbox"/>		Escarpment Permit required
	<input type="checkbox"/>		Non-Phased Constr.
Permit #: <u>PAD390167</u>		Exp. Date: <u>11/22/25</u>	



Permit No. PAD390167  
 Report No. 2

## EARTH DISTURBANCE INSPECTION REPORT

Project Name Allentown State Hospital - Demolition Inspection Date 11/17/2021 Inspection Time 9:00 am

### Inspection Findings

### Reference

No violations observed at this time.

(N/A)

- a. Failure to develop a written Erosion and Sediment (E&S) Plan.  (102.4)
- b. Failure to have an E&S Plan available onsite.  (102.4)
- c. Failure to submit an E&S Plan as requested.  (102.4)
- d. Failure to implement effective E&S Best Management Practices (BMPs).  (102.4)
- e. Failure to maintain effective E&S BMPs.  (102.4)
- f. Failure to use Antidegradation Best Available Combination of Technologies (ABACT) BMPs for discharges to High Quality or Exceptional Value Waters.  (102.4)
- g. Failure to obtain an NPDES Permit for Stormwater Discharges Associated with Construction Activities.  (102.5)
- h. Failure to obtain an E&S Permit.  (102.5)
- i. Failure to prepare and implement a Preparedness, Prevention, and Contingency (PPC) Plan.  (102.5)
- j. Failure to submit a Notice of Termination (NOT).  (102.7)
- k. Failure to develop a written Post Construction Stormwater Management (PCSM) Plan/Restoration Plan.  (102.8)
- l. Failure to have PCSM Plan/Restoration Plan available onsite.  (102.8)
- m. Failure to submit PCSM Plan/Restoration Plan as requested.  (102.8)
- n. Failure to implement effective PCSM BMPs.  (102.8)
- o. Failure to maintain effective PCSM BMPs.  (102.8)
- p. Failure to perform reporting and recordkeeping as required.  (102.8)
- q. Failure to implement riparian buffer or riparian forest buffer.  (102.14)
- r. Failure to meet regulatory requirements for riparian forest buffer.  (102.14)
- s. Failure to provide temporary stabilization of the earth disturbance site.  (102.22)
- t. Failure to provide permanent stabilization of the earth disturbance site.  (102.22)
- u. Failure to comply with permit conditions.  (402 CSL)
- v. Sediment or other pollutant was discharged into waters of the Commonwealth.  (401 CSL)
- w. Site conditions present a potential for pollution to waters of the Commonwealth.  (402 CSL)
- x. Failure to comply with a Department Order.  (402, 611 CSL)
- y. Failure to comply with PCSM long-term operation and maintenance requirements.  (102.8)
- z. Failure to conduct a preconstruction meeting.  (102.5)
- aa. Failure to provide proof of consultation with the Pennsylvania Natural Heritage Program regarding the presence of a State or Federal threatened or endangered species on a project site requiring a Chapter 102 permit.  (102.6)
- bb. Failure to withhold a building or other permit or approval from those proposing or conducting earth disturbance activities, which require a Department permit, until the Department or conservation district has approved/acknowledged the Chapter 102 permit.  (102.43)

Inspection of this project has revealed site conditions which constitute violations of 25 Pa. Code Chapters 92a and/or 102 and the Clean Streams Law, the act of June 22, 1937, P.L. 1987, 35 P.S. §691.1 et seq.

*Additional information regarding these violations can be found on the back of this page.*



Permit No. PAD390167  
Report No. 2

### EARTH DISTURBANCE INSPECTION REPORT

Project Name Allentown State Hospital - Demolition Inspection Date 11/17/2021 Inspection Time 9:00 am

**Continuation Sheet**

**Site Description & Observations**

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**Compliance Assistance Measures** The LCCD recommends submitting the Notice of Termination application along with a set of as-built plans that accurately show all deviations from the original plan. NOTE: As discussed and observed during the 10/22/21 inspection, several areas outside the originally approved LOD where restoration took place should be added to the as-built plans.

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**Follow-up Inspection will occur on or about (date)** N/A

\_\_\_\_\_  
(Signature of Site Representative) (Date) Kevin Castro 11/17/2021  
(Inspector's Signature) (Date)

The Site Representatives' signature acknowledges that they have read the report and received a copy and that they were given an opportunity to discuss it with the inspector. The signature does not necessarily mean the signee agrees with the report.

- White - Inspector
- Yellow - Responsible Party
- Pink - Department
- Goldenrod - Other

This report is official notification that a representative of the Department of Environmental Protection has conducted an inspection of your earth disturbance activity to determine compliance with Title 25, Chapter 92a, National Pollutant Discharge Elimination System, Title 25, Chapter 102, Erosion and Sediment Control, and the Pennsylvania Clean Streams Law. This representative may be an employee of the local County Conservation District, which by delegation agreement with the Department of Environmental Protection, is authorized to investigate complaints, inspect earth disturbance activities and conduct compliance actions. Any violations observed by the Department/Conservation District have been noted on this report form and constitute unlawful conduct as defined in Section 611 of the Clean Streams Law.

There will be no written confirmation of those violations from the Department. Failure to take corrective actions to resolve the violations may result in administrative, civil and/or criminal penalties being instituted by the Department of Environmental Protection as defined in Section 602 of the Clean Streams Law of Pennsylvania. The Clean Streams Law provides for up to \$10,000 per day in civil penalties, up to \$10,000 in summary criminal penalties, and up to \$25,000 in misdemeanor criminal penalties for each violation.

This report does not constitute an Order or appealable action of the Department. Nothing contained herein shall be deemed to grant or imply immunity from legal action for any violation noted herein.

For further information or assistance please contact:

Lehigh County Conservation District  
4184 Dorney Park Road, Suite 105  
Allentown, PA 18104  
(610) 391-9583

**NOTICE OF TERMINATION ("NOT") COMPLETENESS REVIEW  
 AND FIELDWORK CHECKLIST FOR  
 POST-NOVEMBER 19, 2010 PERMIT SUBMISSIONS**

Facility/Development Name:

Allentown State Hospital - Demolition of Buildings/Structures \_\_\_\_\_ Permit No.: PAD390167

C = Complete, NC = Not Complete, N/A = Not Applicable

**Paperwork Requirements:**

SECTION 1 - NON-COMMONWEALTH/NON-FEDERAL PROPERTY			
Permittee Included	Reviewer		Item
	C	NC	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Completed Sections 1-8 of the NOT
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Record Drawings which accurately reflect as-built conditions
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Copy of Recorder of Deeds Office receipt for instrument filing
<input type="checkbox"/> <input type="checkbox"/> N/A	<input type="checkbox"/> <input type="checkbox"/> N/A	<input type="checkbox"/>	Copy of Landowner Notices (required if sale or other transfer of any parcel, lot, road, or other real property occurred within the permit boundary during the life of the permit)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Completed Appendices A, B, and C
SECTION 2 - COMMONWEALTH/FEDERAL PROPERTY			
Permittee Included	Reviewer		Item
	C	NC	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Completed Sections 1-7.a. and 8 of the NOT
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Record Drawings which accurately reflect as-built conditions
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Completed Appendices A, B, and C
SECTION 3 - RESTORATION/RECLAMATION ACTIVITY			
Permittee Included	Reviewer		Item
	C	NC	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Completed Sections 1-6 and 8 of the NOT
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Record Drawings or Site Restoration/Reclamation Plan

**Fieldwork Requirements:**

SECTION 4 - FIELD INSPECTION (Required for permit termination)			
Permittee Addressed	Reviewer		Item
	C	NC	
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Permanent Stabilization per 25 Pa. Code §102.22(a)(2) or the return to agricultural operation regulated under 25 Pa. Code §102.4(a)
<input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/> <input checked="" type="checkbox"/> N/A	<input type="checkbox"/>	Installation of PCSM BMPs per 25 Pa. Code §102.8(a) through (m) and approved permit (required for non-restoration/reclamation activities)
<input checked="" type="checkbox"/> <input type="checkbox"/> N/A	<input checked="" type="checkbox"/> <input type="checkbox"/> N/A	<input type="checkbox"/>	Installation of PCSM BMPs per 25 Pa. Code §102.8(n) and approved permit (required for restoration/reclamation activities)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Removal of E&S BMPs per 25 Pa. Code §102.22(a)(1) and approved permit

**OFFICIAL USE ONLY**

Determination:  Approve  Deny

Inspection Report No: 2

Reviewer Name: JohnRyan Polascik Date: 1/19/2022

**DOCUMENT REVISION HISTORY**

<b>Date</b>	<b>Revision Reason</b>
September 2020	The record drawings, long-term O&M plan, and long-term O&M agreements are only recommended, not required, to be included with the recorded instrument.
January 2018	Revised Appendix C to replace "individual(s)" with "person(s)"; Updated Checklist Section 2 to include Appendix C.