



To: Environmental Quality Board

Re: Proposed Rulemaking: Exclusion for Identification and Listing Hazardous Waste at Max Environmental Technologies, Inc. Bulger & Yukon Facilities (#7-566)

We are writing as residents of SW PA who are concerned about how hazardous materials are handled in our state. **We request that you deny the Max request to reclassify their waste as non-hazardous.**

The majority of Max waste, according to them, comes from oil and gas drilling. Both the industry and scientific experts agree that disposal of drilling waste is a major issue because there is so much of it and it contains radioactive material and proprietary chemicals. Just changing the name to non-hazardous does not change its makeup and the damage it can do to air, soil, water and health!

**It is our understanding that one criterion used in evaluating permit requests involves examining the past history of compliance with DEP regulations and a demonstration of good faith in the remediation of infractions.** As you know, MAX has over 100 reported violations and most remain unresolved. How can citizens be expected to believe that a company that has infractions related to handling waste labeled hazardous, will adhere to regulations when that hazardous waste is reclassified as non-hazardous?

Finally, the recent requirement for landfills to test leachate on a quarterly basis for radiological contaminants should be implemented and evaluated before any action is taken on the Max request.

The quality of your and our air and water and the health of your and our families is at risk. We must rely on you to ensure policies and regulations are in place and enforced to protect us and to meet the goal of Article 1 Section 27 of the Pennsylvania Constitution.

Ed and Vickie Oles  
Ligonier, PA 15658