

11-5901

SOLID AND HAZARDOUS WASTE DIVISION

DEC 19 2011

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

IN THE MATTER OF THE ADMINISTRATIVE ORDER ON CONSENT ISSUED TO THE CITY OF RAWLINS, WYOMING

Docket No. 4815-11

FILED DEC 20 2011 Jim Ruby, Executive Secretary Environmental Quality Council

JOINT STIUPLATION TO MODIFY ADMINISTRATIVE ORDER ON CONSENT

On March 1, 2011, the Wyoming Department of Environmental Quality, Solid and Hazardous Waste Division (DEQ/SHWD) and the City of Rawlins (City) entered into an Administrative Order on Consent for the purpose of bringing the City municipal solid waste management facility operations into compliance with the permit requirements of Wyo. Stat. Ann. § 35-11-502 and the DEQ Solid Waste Rules and Regulations.

In order to allow new City staff in critical positions and new City Council members adequate time to become acquainted with the solid waste issues in the City of Rawlins as well as adequate time to arrange funding to pay for design and construction of the final cover system and transfer station, the City and DEQ/SHWD now agree that the original Administrative Order on Consent should be modified as follows:

- 4. Within thirty (30) days after receiving the DEQ/SHWD's written notification under item #3 above, the City of Rawlins shall begin conducting bi-monthly meetings with DEQ/SHWD to discuss and develop the status and technical aspects of

the permit application(s). The permit applications required per item number 3 above shall be submitted to DEQ/SHWD no later than ~~March 1, 2012~~ September 3, 2013.

Unless canceled by DEQ, bi-monthly meetings will continue until the DEQ determines that the City's permit application(s) are complete and technically adequate and the required permit(s) have been issued. The City of Rawlins shall appoint an individual with properly delegated decision making authority to attend the bi-monthly meetings.

6. In the event that DEQ/SHWD notifies the City in writing that any item(s) in the application(s) submitted are incomplete or technically inadequate, the City shall submit revisions necessary to address any identified deficiencies and shall have completed any required public notices by not later than ~~March 12, 2013~~5.

7. The City of Rawlins is authorized to operate the landfill in accordance with the existing permit application through **March 1, 2016**. However, after March 1, 2011 only construction/demolition waste may be disposed at the facility. Waste disposed after this deadline is restricted in accordance with the attached memorandum titled *Screening criteria for operation of unlined construction/demolition disposal facilities* (August 24<sup>9</sup>, 2007<sup>11</sup>) and shall be actively screened to ensure that prohibited materials are not included in the waste stream.

9. No later than **March 12, 2013**~~5~~, the City shall begin implementation of operating plans in compliance with permit(s) issued by DEQ/SHWD based on application(s) submitted by the City in accordance with this AOC.

All other terms of the original Administrative Order on Consent not specifically modified above remain unchanged and in effect as originally ordered by the Environmental Quality Council.

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Therefore, City of Rawlins and DEQ now jointly stipulate to the above modification of their original March 1, 2011, Administrative Order on Consent and request that the Council enter an order approving, incorporating, and binding the parties to their Joint Stipulation as modified herein.

Dated this 16 day of December, 2011.

FOR CITY OF RAWLINS:



Ken Klouda, Mayor  
City of Rawlins

FOR WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY:

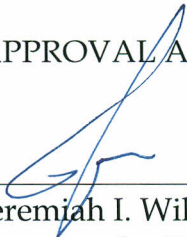


Carl Anderson, Administrator  
Solid and Hazardous Waste Division



John Corra, Director  
Department of Environmental Quality

APPROVAL AS TO FORM:



Jeremiah I. Williamson (7-4748)  
Attorney for DEQ