



Department of Environmental Quality



To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Terri A. Lorenzon, Director
Environmental Quality Council
John Corra, Director

Dave Freudenthal, Governor

MEMORANDUM

07-5101

To: Environmental Quality Council Members

From: John V. Corra, Director, Department of Environmental Quality *JVC*

Subject: Request for a Rule Making Hearing Regarding Voluntary Remediation Program Chapter 1 – Pollution Prevention Plan Requirements for Eligibility in the Voluntary Remediation Program

Date: July 18, 2007

Attached is a new proposed rule under DEQ's Solid and Hazardous Waste Division/Voluntary Remediation Program (VRP). This draft Chapter is entitled Pollution Prevention Plan Requirements for Eligibility in the Voluntary Remediation Program, and is being proposed as directed by the Legislature through the Environmental Quality Act (EQA) § 35-111-1602(a)(ii). This portion of the VRP statute regarding eligibility for the VRP established that:

Eligible sites shall include site which meet the following conditions:

- (i) Sites or portions.....
- (ii) Site, or portions or sites, where releases occurred on or after the effective date of this article and where the owner or operator is **implementing a pollution prevention plan consistent with rules promulgated under this act** [emphasis added].

The proposed rule was recommended for advancement through rulemaking to the EQC by the Water and Waste Advisory Board on June 14, 2007. Meeting minutes (P2 rule discussion only excerpt) from the board meeting are attached to this memo. I am requesting the EQC schedule a public hearing and meeting to adopt these proposed rules. LeRoy Feusner, Solid and Hazardous Waste Division Administrator, or Carl Anderson, VRP Coordinator, can answer any of your questions about the proposed rule. LeRoy and Carl can be contacted at 777-7752 or via electronic mail at lfeusn@state.wy.us or cander@state.wy.us, respectively.

ENC: July 2007 draft Chapter 1 (Pollution Prevention Plan Requirements for Eligibility in the Voluntary Remediation Program)

WWAB June 14, 2007, Meeting Minutes (P2 rule discussion excerpt)

cc: LeRoy Feusner, SHWD
Terri Lorenzon, EQC

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