

FILED

OCT 15 2010

Jim Ruby, Executive Secretary
Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNSEL
STATE OF WYOMING

In the Matter of the Appeal of)
NOV & Order 4351-08 Issued to)
Jim Hedges, Chairman, Fremont County) Docket No. 08-5202
Solid Waste Disposal District (SWDD))
Lander Landfill (10.190))

STIPULATION TO MODIFIY ORIGINAL JOINT STIPULATION

On March 20, 2009, Petitioner Fremont County Solid Waste Disposal District (SWDD) and Respondent Wyoming Department of Environmental Quality (DEQ), Solid & Hazardous Waste Division filed a Joint Stipulation for Disposition and Dismissal of Appeal in the above-captioned case before the Wyoming Environmental Quality Council (EQC). Fremont County SWDD and DEQ are the only parties in this case. Chapter 1, Section 11 of the DEQ Rules of Practice & Procedure provides for the disposition of contested cases by stipulation of the parties upon approval of the EQC. The EQC entered an Order Approving Joint Stipulation and Dismissing Appeal on March 26, 2009 (filed March 27, 2009).

As a result of subsequent discussions regarding implementation of the terms of the original March 20, 2009 Joint Stipulation, Fremont County SWDD and DEQ now stipulate and agree that the original Joint Stipulation should be modified only as follows:

1.E. Submittal of a complete renewal permit application for the Lander landfill, including but not limited to the information identified in work item E in DEQ Order No. 4351-08, ~~within the timeframe specified for item E in the January 30, 2009 letter from IME to James Hedges~~ not later than May 1, 2011 will satisfy item E in DEQ Order No. 4351-08, with the following stipulated modification to clarify that a complete renewal permit application also includes the following submittals:

All other terms of the original Joint Stipulation not specifically modified above remain unchanged and in effect as originally approved by the EQC.


THEREFORE Fremont County SWDD and DEQ now jointly stipulate and agree to the above-specified modification of their original March, 20, 2009 Joint Stipulation and request that the EQC enter an Order approving, incorporating and binding the parties to their Joint Stipulation as modified herein.

DATED this 15th day of October, 2010.

FOR FREMONT COUNTY SOLID
WASTE DISPOSAL DISTRICT:


Jim Hedges, Chairman

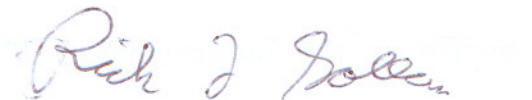
FOR WYOMING DEPARTMENT OF
ENVIRONMENTAL QUALITY:


Carl Anderson, Administrator
Solid and Hazardous Waste Division



John Corra, Director
Department of Environmental Quality

APPROVED AS TO FORM:

FOR FREMONT COUNTY SOLID
WASTE DISPOSAL DISTRICT:


Rick L. Sollars (5-2394)
Western Law Associates, P.C.
277 Lincoln Street
Lander, Wyoming 82520
Attorney for Fremont County SWDD

FOR WYOMING DEPARTMENT OF
ENVIRONMENTAL QUALITY:


Mike Barrash (5-2310)
Senior Assistant Attorney General
123 Capital Building
Cheyenne, Wyoming 82002
Attorney for DEQ/SHWD