

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

DEC 12 2011

mr
Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE)
ADMINISTRATIVE ORDER ON) Docket No. 10-5907
CONSENT ISSUED TO THE TOWN)
OF WHEATLAND, WYOMING)

JOINT STIUPLATION TO MODIFY
ADMINISTRATIVE ORDER ON CONSENT

On December 1, 2010, the Wyoming Department of Environmental Quality, Solid and Hazardous Waste Division (DEQ/SHWD) and the Town of Wheatland (Town) entered into an Administrative Order on Consent for the purpose of bringing the Town 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 the Town adequate time to purchase property that meets state location standards, on which permitting of the Town facility depends, as well as allow additional time to arrange funding to pay for design and construction of the final cover system and transfer station, the Town and DEQ/SHWD now agree that the original Administrative Order on Consent should be modified as follows:

1. Within thirty (30) days after the effective date of this AOC, the Town shall begin conducting bi-monthly meetings with DEQ/SHWD to discuss and develop the status and technical aspects of the permit application(s). The closure permit application shall be submitted to DEQ/SHWD no later than January 36, 20124. Unless canceled by

DEQ, bi-monthly meetings will continue until the DEQ determines that the Town's permit application is complete and technically adequate and the required permit has been issued. The Town shall appoint an individual with properly delegated decision making authority to attend the bi-monthly meetings.

3. In the event that DEQ/SHWD notifies the Town in writing that any item(s) in the application submitted are incomplete or technically inadequate, the Town shall submit revisions necessary to make the application(s) complete and technically adequate and shall have completed any required public notices by not later than ~~January 2, 2013~~ June 30, 2015.

4. Unless an alternate schedule is approved in writing by the DEQ, all waste disposal at the Wheatland Landfill shall cease no later than ~~January 2, 2015~~ September 30, 2016. The Town is authorized to operate the landfill in accordance with the existing permit through ~~January 2, 2015~~ September 30, 2016.


5. Not later than ~~February 2~~ October 29, 2015, the Town shall begin implementation of approved closure plans in compliance with a permit issued by DEQ/SHWD based on application(s) submitted by the Town in accordance with this AOC unless an alternate closure schedule is approved by DEQ.

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.

Therefore, Town of Wheatland and DEQ now jointly stipulate to the above modification of their original December 1, 2010, 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 9th day of December, 2011.

FOR TOWN OF WHEATLAND:

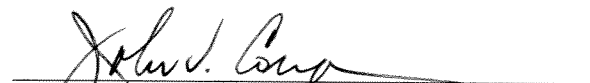


Jean Dixon, Mayor
Town of Wheatland

FOR WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY:

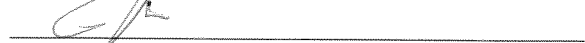


Carl Anderson, Administrator
Solid and Hazardous Waste Division



John Corra, Director
Department of Environmental Quality

APPROVAL AS TO FORM:



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