

**ATTN: MUNICIPAL SOLID WASTE SANITARY LANDFILL PERMIT HOLDERS
PLEASE POST**

**THIS IS AN OFFICIAL REQUEST FROM THE IOWA DEPARTMENT OF
NATURAL RESOURCES THAT YOU POST THIS NOTICE IN YOUR BUILDING IN
A LOCATION CONSPICUOUS TO MEMBERS OF THE PUBLIC.**

**PUBLIC NOTICE REGARDING THE REISSUANCE OR POSTPERMIT MODIFICATION
OF A MUNICIPAL SOLID WASTE SANITARY LANDFILL PERMIT**

Public Notice Number: 81-SDP-01-75P- 4

Public Notice Issuance Date: 7/26/2016

Last Day to Submit Comments: 8/24/2016

Name and Address of Applicant:
**Sac County Solid Waste Agency
100 NW State Street
Sac City, Iowa, 50583**

Name and Location of Facility:
**Sac County Sanitary Landfill
2430 – 260th Street
Sac City, Iowa, 50583**

BRIEF DESCRIPTION OF FACILITY

The Iowa Department of Natural Resources (DNR) has received a variance request from the Sac County Solid Waste Agency (Permittee) for the Sac County Sanitary Landfill (Facility), a municipal solid waste sanitary landfill originally permitted by the DNR in 1975. The Facility is classified as a municipal solid waste sanitary landfill authorized to accept municipal solid waste from households and businesses from the following service area: all cities and the unincorporated area in Sac County.

Iowa Department of Natural Resources staff contact:
Bill Blum
Iowa Department of Natural Resources
Land Quality Bureau
502 East 9th Street, Des Moines, IA 50319-0034
Phone: 515-725- 8376
Fax: 515-725-8202

NOTICE

The DNR has received a variance request from the Permittee to demonstrate financial assurance compliance by setting aside necessary funds within 10 years after completing landfill closure activities to maintain the site for the remainder of the postclosure period consistent with the consulting engineer's annual postclosure cost estimates.

The Agency will begin landfill closure construction in the late spring of 2017, concluding by the end of the construction season. At that time, the Agency would start to draw on funds in its postclosure account to cover the next 30 years of estimated postclosure costs. The 2015 cost

estimate for the entire postclosure phase is \$1,048,410, and the Agency currently has \$353,359.54 set aside in the postclosure account for that; about 33% of the total cost estimate. Trying to raise the more than \$695,000 balance by the time the landfill is formally closed would be an undue hardship for the Agency.

IAC 567 section 113.14(8)"h" provides for landfills to make yearly deposits into postclosure accounts while a landfill is open. But because the Sac County Landfill will be closed, the Agency requests instead a new 10-year pay-in period for making postclosure account deposits. Granting this variance request will enable the Agency to fully fund its postclosure account from its revenues while still meeting postclosure care responsibilities with funds in the postclosure account. The Agency will also maintain its Local Government Guarantee to cover the unfunded postclosure cost estimate during the requested 10-year pay-in period.

After review of the application materials, the DNR has made a preliminary determination to approve the variance request. Once processed, copies of the DNR's final determination may be reviewed at the DNR's Regional Field Office 1, located at 1900 N. Grand Ave., Ste. E17, Spencer, Iowa 51301, and phone (712) 262-4177. The file with regard to the Facility is available for inspection between the hours of 8:00 a.m. and 4:30 p.m. at the DNR's Records Center at 502 E. 9th Street, Des Moines, Iowa 50319-0034. The DNR Records Center will make copies from the file upon request. There is a charge for copy orders. To arrange a time to review the file or to request information regarding charges for copies, contact the DNR Records Center at (515) 725-8480.

The procedures that the DNR will follow with regard to this permit application or postpermit modification request are set forth in Iowa Administrative Code 567 Chapter 113. A copy of this rule chapter is available on <https://www.legis.iowa.gov/law/administrativeRules> and by requests directed to the DNR. The DNR strongly recommends that interested persons review the chapter.

COMMENTS SOLICITED

By this Notice, interested persons are invited to submit written and signed comments to the DNR regarding this notice. To ensure consideration, comments must be received by the last day to submit comments identified above, and should include the following:

- A. A statement of the person's interest in the DNR's determination;
- B. A statement of the action the person wishes the DNR to take, including specific references to sections of the request that the person believes should be changed; and
- C. The reasons supporting the person's position, stated with sufficient specificity as to allow the DNR to investigate the merits of the person's positions.

Any submissions should display the public notice number next to the address on the envelope and on each page of any submitted comments, and include a return mailing address and telephone number. The DNR will consider all comments received during the comment period and may modify the determination based on those comments. Comments received by the DNR in response to this notice will be made part of the public record with regard to this permit.

The responsiveness summary to public comments received will be mailed to each commenter at the address on their comment submittal, and may also be viewed at the DNR's Records Center at 502 E. 9th Street, Des Moines, Iowa 50319-0034. The public record files for facilities will be available for inspection at the Records Center between the hours of 8:00 a.m. and 4:30 p.m. The DNR Records Center will make copies from the file upon request. There is a charge for copy orders. The public is directed to contact the DNR Records Center at (515) 242-5818 to arrange a time to review the file or to request information regarding charges for copies.

REQUESTS FOR PUBLIC HEARING

The applicant, any interested agency, person or group of persons may request or petition for a public hearing with respect to the DNR's determination to approve or deny an application or postpermit modification request. Any such request shall clearly state issues and topics to be addressed at the hearing. Any such request or petition for public hearing must be filed with the DNR within 30 days following the date of the public notice and shall indicate the interest of the party filing such request and the reasons why a hearing is warranted. The DNR shall hold an informal and noncontested case hearing if there is a significant public interest (including the filing of requests or petitions for such hearing) in holding such a hearing. Frivolous or insubstantial requests for hearing may be denied by the DNR.

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Iowa Department of Natural Resources staff contact:

Bill Blum

Iowa Department of Natural Resources

Land Quality Bureau

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A copy of the full notice, with instructions for submitting written comments or to request a public hearing, is available for review on the DNR's Web site at <http://www.iowadnr.gov/InsideDNR/RegulatoryLand/SolidWaste/SolidWastePublicNotices.aspx> and will be mailed to an interested person upon request to the DNR staff contact.