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THIS IS AN OFFICIAL REQUEST FROM THE MINNESOTA POLLUTION CONTROL AGENCY THAT YOU POST THIS NOTICE IN YOUR BUILDING IN A LOCATION CONSPICUOUS TO MEMBERS OF THE PUBLIC.

**PUBLIC NOTICE
REGARDING A SOLID WASTE FACILITY PERMIT**

Public Notice Number: 12-SW-2229

Public Notice Issued On: June 4, 2012

Last Day to Submit Comments: July 3, 2012

Name and Address of Applicant:

State of Minnesota
Department of Military Affairs
15000 Highway 115
Little Falls, MN 56345-4173

Name and Location of Facility:

Camp Ripley Demolition Debris Land Disposal Facility
N1/2 of the NW1/4, Section 2, T130N, R30W
Darling Township, Morrison County

Brief Description of Facility:

The above named applicant has applied for a permit renewal to continue operations at a demolition debris disposal facility at the Minnesota National Guard Military Reservation, Camp Ripley. Camp Ripley Demolition Debris Land Disposal Facility (Facility) is an unlined, private, demolition and construction debris landfill located on 17 acres within Camp Ripley. The first facility permit was issued in 1990. Since operations began, approximately 43,700 cubic yards of debris have been landfilled. If issued, this permit will authorize land disposal of 31,300 cubic yards in landfill Cells II through V. Cell I reached final grades and was closed and capped. The facility has long-range plans that estimate an ultimate capacity of 288,000 cubic yards, inclusive of cover materials. Groundwater is monitored on a routine basis around the landfill. The facility only accepts waste generated at Camp Ripley, it is not open to the general public or haulers serving the general public. If issued, the MPCA Permit, SW-359, will allow continued operations for a term of five years.

MPCA staff contact:

Daniel Vleck
Minnesota Pollution Control Agency
Brainerd Regional Office
7678 College Road, Suite 105
Baxter, MN 56425
daniel.vleck@state.mn.us

NOTICE:

The Minnesota Pollution Control Agency (MPCA) has received an application for a permit to continue the operation of the solid waste facility identified above. The applicant proposes continued operations at an unlined, private, demolition debris land disposal facility. If issued, the permit will authorize disposal of 31,300 cubic yards of demolition and construction debris for a five-year permit term. The facility will operate as a Class 1 demolition landfill, as described in the MPCA Guidance Document "Demolition Landfill Guidance," August 2005. This Classification provides strict adherence to a list of approved waste for disposal. The facility will adhere to the approved waste list, but may also dispose of untreated plywood targets, packing crates and pallets. The permit will require continued monitoring of groundwater around the landfill at five groundwater monitoring wells.

If issued, the permit approves a variance from Minn. R. 7035.2825 Subp. 9, A and 9, K. The variances allow the facility to cover waste as needed, as opposed to monthly, and survey the fill biennially, instead of annually, respectively. These variances are justified by the low volumes of waste landfilled at the facility, the remoteness of the site and the added control over wastes received at this private landfill.

After review of application materials, the MPCA Commissioner has made a preliminary determination to approve the application and issue the permit. The MPCA has developed a draft permit. The MPCA will mail a copy of the draft permit to an interested person upon request to the MPCA staff contact or the information is also available for review on the MPCA Web site at www.pca.state.mn.us/index.php/about-mpca/mpca-news/public-notices/public-notices.html. The file with regard to this permit, including all comments received, will be available for inspection between the hours of 8:00 a.m. and 3:00 p.m. at the MPCA's office located at 7678 College Road, Suite 105, Baxter, Minnesota 56425. The MPCA will make copies from this file upon request. There is a charge for copy orders greater than twenty pages. To arrange a time to review the file, contact the MPCA staff contact at 218-316-3856. To request information regarding charges for copies, contact Dianne Mitzuk at 651-757-2573.

The procedures that the MPCA will follow with regard to this permit application are set forth in its operating and procedural rules, Minn. R. chs. 7000 and 7001. Copies of these rules are available on www.pca.state.mn.us/index.php/waste/waste-permits-and-rules/waste-rules/minnesota-rules-for-hazardous-waste-solid-waste-and-tanks.html, at most local libraries, and by request directed to the MPCA. The MPCA strongly recommends that interested persons review these rules.

COMMENTS SOLICITED

By this Notice, interested persons are invited to submit comments to the MPCA Staff Contact on the pending application. If this application concerns modification of an existing permit, comments will only be considered regarding the portion of the permit that is proposed to be modified. 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 permit application or the draft permit;
- B. A statement of the action the person wishes the agency to take, including specific references to sections of the draft permit that the person believes should be changed; and
- C. The reasons supporting the person's position, stated with sufficient specificity as to allow the MPCA Commissioner to investigate the merits of the person's positions.

Any submissions should display the public notice number, 12-SW-2229, 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 MPCA will consider all comments received during the comment period and may modify the proposed permit based on those comments. Comments received by the MPCA in response to this notice will be made part of the public record with regard to this permit.

REQUESTS FOR PUBLIC INFORMATIONAL MEETING, CONTESTED CASE HEARING, AND/OR MPCA BOARD CONSIDERATION

Public Informational Meeting. A public informational meeting is an informal meeting during which interested persons can ask questions concerning the proposed facility. MPCA staff will be present to provide information. If an interested person would like the MPCA to hold a public informational meeting, the person should include all information identified above under the section of this Notice titled "Comments Solicited" and should in addition include:

- A. A statement of the reasons the person desire the agency to hold a public informational meeting; and
- B. The issues that the person would like the agency to address at the public informational meeting.

The MPCA Commissioner will hold a public informational meeting if the MPCA Commissioner (or the MPCA Citizens' Board) determines that a public informational meeting would help clarify and resolve issues regarding the MPCA Commissioner's preliminary determination to issue the permit or the terms of the draft permit. If a public informational meeting will be held, notice will be published as required under Minn. R. 7001.0120. Comments received from the public during the meeting will be considered by the MPCA.

Contested Case Hearing. A contested case hearing is a formal proceeding before an Administrative Law Judge empowered to advise the MPCA regarding issues of fact. Interested persons may petition the MPCA to hold a contested case hearing on this proposed permit. To be timely, a request for a contested case hearing on a permit **must be received during the public comment period established by this Notice**. The rules of the MPCA establish what must be included in a petition for a contested case hearing, and the standard that the MPCA will apply in determining whether that petition should be granted. See Minn. R. 7000.1800-1900. The MPCA strongly recommends that persons petitioning for a contested case hearing review the rules before submitting a petition. If a petition for a contested case hearing is received, the MPCA Board will consider the issuance of the permit and whether the petition for the contested case should be granted.

MPCA Citizens' Board Consideration. Interested persons may petition the MPCA Citizens' Board to consider this permit by asking the MPCA Commissioner to place the matter on the MPCA Citizens' Board meeting agenda, or by asking an MPCA Citizens' Board member to request that the MPCA Commissioner place the matter on an MPCA Board meeting agenda. To be timely, a petition must be served by mail at least 24 days before the meeting during which a petition would like the matter to be considered, or by personal service or facsimile at least 21 days before the meeting. See Minn. R. 7000.0650. The MPCA Citizens' Board will consider the matter if requested by an MPCA Citizens' Board member. Names and addresses of MPCA Citizens' Board members are available at <http://www.pca.state.mn.us/about/board/index.html>. The MPCA Commissioner may deny a request to

place a matter on the MPCA Board meeting agenda, but must inform the MPCA Board members of that decision.

PERMIT ISSUANCE

If there are no requests for a public informational meeting, contested case hearing, or MPCA Citizens' Board consideration, the MPCA Commissioner will make the final decision on the proposed permit. Persons who have submitted comments during the comment period will be notified of the MPCA Commissioner's decision.