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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-2234**

Public Notice Issued On: **August 6, 2012**

Last Day to Submit Comments: **September 5, 2012**

Name and Address of Applicant:

Randy's Sanitation, Inc.
4351 US Highway 12 SE
Delano, MN 55328

Name and Location of Facility:

Randy's Sanitation Transfer Station
4351 US Highway 12 SE
Delano, MN 55328
Section 2, T 118N, R 25W,
Wright County

Brief Description of Facility: The Minnesota Pollution Control Agency (MPCA) received a permit application from Randy's Sanitation, Inc. (Randy's) for the modification of the MPCA Solid Waste Permit for Randy's Sanitation Transfer Station (Facility), SW-578. This Facility has been permitted by the MPCA to operate as a solid waste transfer station since February 8, 2001. With this application, Randy's is proposing to increase the permitted throughput capacity. The modification will authorize the acceptance of up to 125,000 tons per year (550 tons per day) of mixed municipal solid waste (MSW), which includes source separated organic materials, industrial solid waste, as outlined in the approved industrial solid waste management plan, and construction and demolition debris. If approved, the permit will allow the proposed operation for a term of 5 years.

MPCA staff contact: Lisa Mojsiej
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155
651-757-2373
lisa.mojsiej@state.mn.us

NOTICE

The Minnesota Pollution Control Agency (MPCA) has received an application for a permit to modify the solid waste facility identified above. The applicant proposes to increase the permitted throughput capacity to 125,000 tons per year (550 tons per day). Randy's also accepts up to 5,500 tons per year of yard waste. The permit also authorizes Randy's to have up to 2,010 cubic yards of source separated recyclables on site at any one time. An addition was constructed to accommodate mechanical and manual sorting equipment to handle dual-sort and single-sort recyclable materials. In addition, Randy's transfers tires, white goods, and electronics at this Facility. The increase in capacity requires an Environmental Assessment Worksheet (EAW) be completed. The EAW is also currently available for public comment in the Environmental Quality Board Monitor.

The Facility is a solid waste transfer station, which is located on a two (2) acre site on US Highway 12 SE in the city of Delano, Wright County, Minnesota. Access roads and parking surfaces at the Facility are all paved and curbed to control stormwater generated at the Facility. All stormwater generated at the Facility will be directed away from the building and toward a retention pond located on the western portion of the Facility. Users of the transfer station enter the Facility at the east entrance gate located off US Highway 12. Vehicles entering the Facility will pass over a scale, travel to the tipping floor, unload the waste or recyclables on the appropriate side of the building onto a concrete tipping floor, pass over the scale again, and then exit the Facility using the US Highway 12 gate. The on-site operator will observe every load for the presence of unacceptable wastes that may be within the load. All unacceptable wastes will be segregated and arrangements are made for appropriate management of the waste. The remaining acceptable wastes will be sorted and/or loaded into transfer trailers for transport to processing or disposal facilities, as appropriate, for further management.

All of the Facility operations either take place inside the transfer station building on the concrete tipping floor or within enclosed storage containers stored outside the transfer station building. The building and enclosed storage containers prevent precipitation from contacting the waste and producing leachate. In addition, the concrete floor would prevent any liquid that may come to the Facility in waste loads from coming into contact and contaminating the soil, surface water, and/or ground water.

The Facility has submitted a closure plan and a contingency action plan. The closure plan describes the steps to be taken in the event the Facility ceases its operation. The contingency action plan identifies actions the Facility will take in the event of vandalism, fire, explosion, or other contingencies that may occur at the Facility.

In accordance with Minn. Stat. 473.823, the MPCA has determined that Randy's Sanitation Transfer Station is in compliance with the Metropolitan Solid Waste Management Policy Plan. In addition to comments on the draft permit, the MPCA will also take comments on its determination that the Facility is in compliance with the Metropolitan Solid Waste Management Plan. If the MPCA does not receive any comments or there are no requests for public meeting received during the comment period, the MPCA will take administrative action to modify and reissue solid waste permit SW-578 for an additional five years.

After review of application materials, the Commissioner of the MPCA 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/news. 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 520 Lafayette Road, St. Paul, MN 55155. 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. 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 <http://www.pca.state.mn.us/rulesregs/generalrules.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 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 commissioner to investigate the merits of the person's positions.

Any submissions should display the public notice number, **12-SW-2234** 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.

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 Commissioner of the MPCA will hold a public informational meeting if the Commissioner (or the MPCA Board) determines that a public informational meeting would help clarify and resolve issues regarding the 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 Citizens' 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 Citizens' Board meeting agenda, but must inform the MPCA Citizens' Board members of that decision.

PERMIT ISSUANCE

If there are no requests for a public informational meeting, contested case hearing, or MPCA 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 Commissioner's decision.