

**OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY
NOTICE – PROPOSED PERMIT MODIFICATION**

The Oklahoma Department of Environmental Quality (DEQ) gives notice of the opportunity for interested persons to review a proposed Solid Waste permit modification prepared by the DEQ and request an administrative hearing. If no request is timely made, the proposed permit modification will become final.

Application type/applicant: The proposed permit modification is based on a Tier III application filed by Waste Management of Oklahoma, Inc., 3201 Mosley Road, Oklahoma City, OK 73141, to modify an existing permit.

Facility location: The existing facility is located in Oklahoma County, 3201 Mosley Road, Oklahoma City, OK 73141. See legal description below.*

Activities to be regulated if permit is made final: The existing Municipal Solid Waste Landfill (DEQ Permit No. 3555036) currently receives residential and commercial waste, construction and demolition waste, nonhazardous other industrial solid waste, encapsulated asbestos waste, vegetative waste, and semi-solid wastes and sludges. With this modification, the existing landfill permit boundary will increase from approximately 286.96 acres to 419.19 acres, and the waste disposal area will increase from approximately 191.8 acres to 235.9 acres. The site capacity (solid waste and cover soils) will increase by 19,120,000 cubic yards. Over the remaining life of the facility, the expected average daily volume of incoming waste is projected to be approximately 1,746 tons per day. These projections are based on current market conditions and may vary as market conditions change. The existing groundwater and landfill gas monitoring systems will also be expanded to monitor the site. Surface water drainage improvements that will occur with the expansion consist of providing final cover erosion control structures, perimeter drainage channels, and stormwater ponds. The site is also designed to prevent stormwater run-on to the active portion of the landfill during a 24-hour, 25-year storm event. The application includes two variance requests. The variance requests include (1) location of the disposal area as it relates to the existing 100-year floodplain (OAC 252:515-5-32(a)), and (2) the location of the site within an area designated as alluvium or terrace deposit (OAC 252:515-5-51(a)).

Background: The DEQ prepared the proposed permit modification after it reviewed the application for compliance with the Solid Waste Management Act, Title 27A of the Oklahoma Statutes, Section 2-10-101, *et seq.* and the rules of the DEQ, Oklahoma Administrative Code (OAC), Title 252, Chapters 4 and 515, and prepared a draft permit. No public comments were received on the draft permit, and no requests for a public meeting were received.

An administrative hearing is: an evidentiary individual proceeding held at the DEQ's office by an administrative law judge in accordance with the Administrative Procedures Act (Oklahoma Statutes, Title 75, Section 309) and DEQ procedures (OAC, Title 252, Chapter 4). The hearing would determine: (1) if the proposed permit modification should/should not be issued as final; and (2) if it is finalized, which, if any, of its conditions should be changed prior to issuance.

Who can request: A person or qualified interest group (an organization that has 25 or more members who are Oklahoma residents) who claim to hold a demonstrable environmental interest and who alleges that the construction or operation of the proposed facility or activity would directly and adversely affect such interest.

Requesters' rules: Each requester must participate in the hearing as a party, and may present testimony and evidence and cross-examine witnesses about the testimony and evidence presented by the applicant's attorney. An individual may represent himself or be represented by an attorney.

Deadline for request: Must be received by the DEQ within 20 days after the date this notice is published.

How to request: Submit a request, in writing, to the Administrative Hearing Clerk, Department of Environmental Quality, P. O. Box 1677, Oklahoma City, OK 73101-1677, (FAX 405-702-7101).

For more information on hearing procedures: See Title 27A of the Oklahoma Statutes, Section 2-14-304 and Oklahoma Administrative Code, Title 252, Chapter 4, Rules of Practice and Procedure of the DEQ, Subchapter 9. Contact: Hillary Young, P.E., DEQ, Land Protection Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, Phone No. (405) 702-5100, Fax No. (405) 702-5101.

Where proposed permit modification, draft permit and application may be reviewed:

1. Locally at the Midwest City Public Library, 8143 E. Reno, Midwest City, OK 73110
2. On DEQ's website at <https://www.deq.ok.gov/land-protection-division/permit-public-participation-process/>.

For more information on proposed permit modification, contact:

1. For applicant: Pete Schultze, Waste Management of Oklahoma, Inc., 3201 Mosley Road, Oklahoma City, OK 73141; (918) 439-7828.
2. For DEQ: Hillary Young, P.E, DEQ, Land Protection Division, P.O. Box 1677, Oklahoma City, OK 73101-1677, Phone No. (405) 702-5100, Fax No. (405) 702-5101.

***Legal description of site:** A general legal description is as follows: The existing East Oak RDF and the proposed expansion areas are located within Section Twenty-one (21), Township Twelve North (T-12-N), Range Two West (R-2-W) of the Indian Meridian, Oklahoma County, Oklahoma.