



**CITY OF ADA**  
**A Municipal Corporation**

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**Michael Wicker**  
**City Engineer**  
231 South Townsend  
Ada, Oklahoma 74820-6443  
580-436-6300 x 255

June 18, 2021

Ms. Hillary Young, P.E.  
Chief Engineer – Land Protection Division  
P.O. Box 1677  
Oklahoma City, OK 73101-1677

Re: Response to Draft Permit Comments Notice of Deficiency – Disclosure Statement

Dear Ms. Young:

On behalf of the City of Ada, CEC provided a response on April 27, 2021 to the Draft Permit Comments Notice of Deficiency provided by ODEQ on December 1, 2020 for the Tier II Permit application. ODEQ provided four comments in the NOD which were addressed by CEC in their response. The response for ODEQ comment No. 2 stated that the City had requested the appropriate information from central records and would forward the information requested in Item No. 11 of the disclosure statements once the records were received.

All records for the Ada Municipal Landfill #3562006 since 2008 were provided to the City of Ada. Upon review of the records provided by ODEQ Central Records, the City of Ada found one NOV and one Consent Order related to solid waste. The City of Ada included this information in an updated Disclosure Statement to address Comment No. 2.

If you have any questions or concerns, please contact me at your convenience.

Respectfully,

Michael Wicker,  
City Engineer

## DISCLOSURE STATEMENT FORM

**INFORMATION AND INSTRUCTIONS:** The Solid Waste Management Act requires applicants to provide the Department of Environmental Quality with information about themselves, any officer, director or partner, any person employed by the applicant as general or key manager who directs the operations of the site which is the subject of the application, and any person owning or controlling more than five percent (5%) of the applicant's debt or equity. By law, the "Disclosure Statement" must be completed by all applicants for the issuance or transfer of any solid waste permit.

If the applicant is a publicly held company, it does not need to submit a disclosure statement, but only need submit the most recent annual (SEC Form 10-K) and quarterly reports (SEC Form 10-Q) required by the Securities and Exchange Commission (SEC), which provide information regarding legal proceedings in which the applicant has been involved. However, the applicant must submit such other information as the Department may require that relates to the competency, reliability, or responsibility of the applicant, officers, directors, or other persons as set out above.

**PLEASE PROVIDE THE FOLLOWING INFORMATION:** (If additional space is required to answer any of the following questions, please make attachments as needed.)

- (1) Name of facility:  
City of Ada Municipal Solid Waste Transfer Station
- (2) Applicant's full name and social security number:  
City of Ada
- (3) Applicant's business address:  
231 S. Townsend  
Ada, OK 74820
- (4) Applicant's business telephone number:  
(580)436-6300
- (5) Applicant's form of business:  
\_\_\_\_\_ publicly-held corporation;  
\_\_\_\_\_ privately-held corporation;  
\_\_\_\_\_ partnership or sole proprietorship;  
☒ \_\_\_\_\_ municipality or public agency;  
\_\_\_\_\_ other: \_\_\_\_\_
- (6) Is Applicant a publicly-held company required to file annual reports with the Securities and Exchange Commission, or a wholly-owned subsidiary of such a company?  
\_\_\_\_\_ yes      ☒ no
- (7) If Applicant answered "yes" to question (6) above, Applicant is required to submit copies of the most recent annual and quarterly reports required by the SEC *that provide information regarding legal proceedings in which Applicant has been involved.* In addition, list below, the name and business address of any person employed by the Applicant as a general or key manager who directs the operations of the site or facility which is the subject of the application.

(NOTE: If Applicant is required to submit SEC reports under this section, no further reporting is required under the disclosure statement requirement, and Applicant should skip to the "Certification and Oath" section on the last page of this form. Applicant should submit copies of any SEC reports as an attachment to this form to be submitted as part of the permit application. If Applicant answered "no" to question (6) above, Applicant is required to complete all remaining sections of this Form.)

(8) Full name, business address and social security number of all affiliated persons:

(NOTE: "Affiliated person" means:

- (a) any officer, director, or partner of the applicant;
- (b) any person employed by the applicant as a general or key manager who directs the operations of the site or facility which is the subject of the application; and
- (c) any person (including corporations, partnerships, etc.) owning or controlling more than five (5) percent of the Applicant's debt or equity.):

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231 S. Townsend  
Ada, OK 74820  
[REDACTED]

(9) Full name and address of any legal entity in which the Applicant holds a debt or equity interest of at least 5 percent, or which is a parent company or subsidiary of the Applicant, and a description of the ongoing organizational relationships as they may impact operations within the State:

NONE

(10) Description of the experience and credentials of the Applicant and any "affiliated person", including any past or present permits, licenses, certifications, or operational authorizations relating to environmental facility regulation:

Entity has multiple permits to operate landfill, prior landfill, water treatment, and solid waste.

(11) Listing and explanation of any administrative, civil or criminal legal actions against the Applicant or any affiliated person which resulted in a final agency order or final judgment by a court of record



including any final order or judgment on appeal in the ten (10) years immediately preceding the filing of the application relating to solid or hazardous waste. Such action shall include, without limitations, any permit denial or any sanction imposed by a state regulatory authority or the U.S. Environmental Protection Agency:

All actions/consent orders should be on file with ODEQ as they are the regulating Agency. The only solid and hazardous waste enforcement actions in the last 10 years are an NOV from Land Protection Division dated December 14, 2016 and consent order Case No. 17-187 that was entered into on December 6, 2017 and closed on May 31, 2018.

(12) Listing of any federal environmental agency and any state environmental agency that has or has had regulatory responsibility over Applicant:

USEPA  
ODEQ

### CERTIFICATION AND OATH

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Michael Wicker

6/15/21

(Printed or Typed) Name of Applicant or Agent

Date

Michael Wicker

Signature of Applicant or Agent

City Engineer

Title

### ACKNOWLEDGMENT

State of Oklahoma )

Pontotoc County )

ss.

Before me, the undersigned, in and for said county and state, on this 15<sup>th</sup> day of June, 2021, personally appeared Michael Wicker, to me known to be the identical person ☒ who executed the within and foregoing instrument, and acknowledged to me that \_\_\_\_\_ executed the same as \_\_\_\_\_ free and voluntary act and deed for the uses and purposes therein set forth.

Theresa Lewis  
Notary Public

My commission expires:

9-28-2022

