



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

Department of Environmental
Conservation

DIVISION OF ENVIRONMENTAL HEALTH
Solid Waste Program

610 University Avenue
Fairbanks, Alaska 99709-3643
Main: 907.451.2108
Fax: 907.451.2188

August 15, 2012

Certified Mail # 7011 0470 0003 4646 7277
Return Receipt Requested

File Number: 150.15.011

Dave Talerico, Mayor
Denali Borough
P.O. Box 480
Healy, AK 99743

RE: Denali Borough Class II Municipal Solid Waste Landfill, Solid Waste Permit No. SW2A007-17

Dear Mr. Talerico:

The Alaska Department of Environmental Conservation (ADEC) has completed its evaluation of your permit application for the continued operation of a Class II municipal solid waste landfill near Anderson, Alaska. Please review the conditions and stipulations in the permit and ensure that they are understood. This permit is being issued in accordance with Alaska Statute (AS) 46.03; Title 18, Chapter 15 of the Alaska Administrative Code (18 AAC 15); and the Solid Waste Regulations (18 AAC 60).

Any person who disagrees with this decision may request an adjudicatory hearing in accordance with 18 AAC 15.195 - 18 AAC 15.340 or an informal review by the Division Director in accordance with 18 AAC 15.185. **Informal review requests** must be delivered to the Division Director, Alaska Department of Environmental Conservation, 555 Cordova Street, Anchorage, AK 99501 within 15 days of the permit decision. **Adjudicatory hearing requests** must be delivered to the Commissioner of the Department of Environmental Conservation, 410 Willoughby Avenue, Suite 303, Juneau, Alaska 99801, within 30 days of the permit decision. If a hearing is not requested within 30 days, the right to appeal is waived. More information regarding submitting a request for an informal review or adjudicatory hearing may be found at www.dec.state.ak.us/commish/ReviewGuidance.htm. Even if an adjudicatory hearing has been requested and granted, all permit conditions remain in effect unless a stay has been granted.

Please contact Ken Spiers at (907) 451-2134 or by email at james.spiers@alaska.gov if you have any questions or require any additional information.

Sincerely,

Handwritten signature of Douglas J. Buteyn in black ink.

Douglas J. Buteyn
Northern Solid Waste Program Coordinator

Enclosure: Permit # SW2A007-17, expiring on August 14, 2017

STATE OF ALASKA
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
610 University Avenue
Fairbanks, AK 99709

SOLID WASTE DISPOSAL PERMIT

Permit No. **SW2A007-17**

Date Effective: August 15, 2012

Date Expires: August 14, 2017

The Alaska Department of Environmental Conservation (ADEC), under authority of AS 46.03 and 18 AAC 60, issues a solid waste disposal permit to:

Dave Talerico, Mayor
Denali Borough
P.O. box 480
Healy, AK 99743

and designated representatives for the continued management and operation of a Class II municipal solid waste disposal facility. It authorizes the disposal of an annual average of less than 20 tons per day of domestic and commercial refuse at the community 80-acre site. The Denali Borough plans to separate commercial refuse from residential refuse prior to disposal into the landfill.

The landfill is located near Anderson, Alaska off the east side of the Parks Highway. It lies in the south ¼ of Sections 26 and 27, T7S, R8W, Fairbanks Meridian.

The permit holder shall manage and operate the facility in accordance with:

- 18 AAC 60, and
- permit application materials, dated August 7, 2012

In addition, the following permit conditions are required:

Specific Conditions

1. Litter control. The Permittee shall keep the facility and surrounding area within 500 feet free of litter clean by collecting all litter and returning it to the working face. Litter shall be picked up at least once a month from May through September or more frequently if necessary.
2. Annual Site Plan. Each year by the anniversary date of the permit (August 15), the Permittee shall submit to the department an updated site plan. The site plan will consist of a map showing the active portions of the landfill, the extent of waste deposition, and estimated volume of waste deposited during the prior 12 months.

General Conditions

1. Access and inspection - The Permittee shall allow the Commissioner or his representative access to the permitted facilities at reasonable times to conduct scheduled or unscheduled inspections or tests to determine compliance with this permit, State laws, and regulations.
2. Information access - Except for information relating to confidential processes or methods of manufacture, all records and reports submitted in accordance with the terms of this permit shall be available for public inspection at the State of Alaska, Department of Environmental Conservation, 610 University Avenue, Fairbanks, AK 99709.
3. Civil and criminal liability - Nothing in this permit shall relieve the Permittee from civil or criminal penalties for noncompliance, whether or not such noncompliance is due to factors beyond his control, including, but not limited to, accidents, equipment breakdowns, or labor disputes.
4. Availability - The Permittee shall post or maintain a copy of this permit available to the public at the disposal facility.
5. Adverse impact - The Permittee shall take all necessary means to minimize any adverse impacts to the receiving waters or lands resulting from noncompliance with any limitation specified in this permit, including any additional monitoring needed to determine the nature and impact of the noncomplying activity. The Permittee shall clean up and restore all areas adversely impacted by the noncompliance.
6. Cultural or paleontological resources - Should cultural or paleontological resources be discovered as a result of this activity, work which would disturb such resources is to be stopped, and the State Historic Preservation Office, Division of Parks and Outdoor Recreation, Department of Natural Resources, is to be notified immediately (907-269-8721).
7. Applications for renewal - In accordance with 18 AAC 15.100(d), applications for renewal or amendment of this permit must be made no later than 30 days before the expiration date of the permit or the planned effective date of the amendment.
8. Other legal obligations - The requirements, duties, and obligations set forth in this permit are in addition to any requirements, duties, or obligations contained in any permit that the Alaska Department of Environmental Conservation or the U.S. Environmental Protection Agency has issued or may issue to the Permittee. This permit does not relieve the Permittee from the duty to obtain any and all necessary permits and to comply with the requirements contained in any such permit or with applicable state and federal laws and regulations. All activities conducted by the Permittee pursuant to the terms of this permit and all plans implemented by the Permittee pursuant to the terms of this permit shall comply with all applicable state and federal laws and regulations.

Pollution prevention - In order to prevent and minimize present and future pollution, when making management decisions that affect waste generation, the Permittee shall consider the following order of priority options: waste source reduction; recycling of waste; waste treatment; and waste disposal.

This permit expires on August 14, 2017 and may be revoked or amended in accordance with 18 AAC 60.260. The permit can be renewed if the facility will operate beyond this date. To avoid expiration of this permit, a renewal application must be submitted to ADEC at least 30 days before the expiration date, as set forth in 18 AAC 15.110.

A handwritten signature in black ink, appearing to read "Douglas J. Buteyn", written over a horizontal line.

Douglas J. Buteyn
Northern Solid Waste Program Coordinator