



Department of Environmental Quality

To protect, conserve, and enhance the Quality of Wyoming's environment for the benefit of current and future generations



12/9/13

Matthew H. Mead, Governor

Todd Parfitt, Director

To: Honorable Matthew H. Mead, Governor

From: Todd Parfitt, Director
Department of Environmental Quality

Filed: 12/23/2013 2:01:29 PM WEQC

Subject: Proposed Rules for Chapter 1, Solid Waste Rules and Regulations, General Provisions and Chapter 17, Solid Waste Rules and Regulations, Municipal Solid Waste Landfill Remediation Program

Date: December 9, 2013

Priority: HIGH – Deadline for response is December 23, 2013

Summary: The Department of Environmental Quality, Solid and Hazardous Waste Division, pursuant to the authority vested in it by the Environmental Quality Act (Act), Wyo. Stat. Ann. §§ 35-11-101 through 35-11-1904 proposes to amend Chapter 1 of the Wyoming Solid Waste Rules and Regulations (Rules) to incorporate provisions for the administration of the Cease and Transfer Program established pursuant to Wyo. Stat. Ann. §§ 35-11-528 through 532 and create Chapter 17 to implement the Wyoming Leaking Landfill Remediation Program (Remediation Program) established pursuant to Wyo. Stat. Ann. §§ 35-11-533 through 537. Chapter 1 provides the definitions and general requirements for solid waste permits in Wyoming. Chapter 17 establishes the eligibility and program requirements for the Remediation Program. Revisions are necessary to incorporate changes the legislature made to the Act and to establish regulations for the Cease and Transfer and Remediation Programs. Specific information on the changes can be found in the Statement of Principal Reasons.

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Governor's Response Options (to be completed by Governor's Office)

Agency may proceed.
 Delay Public Comment and Set Up Meeting


Signature: Governor's Couns

If no response has been received by the 10th working, the Agency will p with these rules.

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December 2, 2013

TO: Alan Edwards
Acting Administrator, DEQ Solid and Hazardous Waste Division

FROM: Jeremy Gross
Assistant Attorney General 

RE: Recommended revisions to the Solid Waste Rules Chapter 1 and addition of Chapter 17

MEMORANDUM

Chapter 1 of the Wyoming Solid Waste Rules provides definitions and general requirements for solid waste permits in Wyoming. The recommended revisions to Chapter 1:

- Update definitions to match the intent of the cease and transfer program created by Wyo. Stat. Ann. §§ 35-11-528 through 532; and
- Create requirements for general permits for the closure of municipal solid waste landfills with less than thirty (30) acres of municipal solid waste disposal area.

These recommended revisions to Chapter 1 are within the scope of statutory authority and apparent legislative purpose of the Wyoming Environmental Quality Act (Act), specifically Wyo. Stat. Ann. §§ 35-11-528 through 532.

Wyo. Stat. Ann. § 35-11-528 creates the cease and transfer program and vests administration of the program with the solid and hazardous waste division of DEQ. Wyo. Stat. Ann. § 35-11-531 then commands the division to develop a general permit for the closure of municipal solid waste landfills with a total surface area of less than thirty (30) acres.

Chapter 17 of the Wyoming Solid Waste Rules implements the municipal solid waste landfill remediation program (remediation program). The recommended addition of Chapter 17: