

**Response to Comments Related to the Water and Waste Advisory Board Meeting  
Held on October 18, 2018**

**Introduction**

The Department originally presented proposed changes to Chapters 4 and 6 of the Solid Waste Rules and Regulations (Rules) at the March 29, 2018 Water and Waste Advisory Board (Board) Meeting and received several comments on the proposed Rules. After the meeting, the Department evaluated and addressed the Board's comments.

The public notice and comment period prior to the October 18, 2018 Board Meeting began on August 17, 2018 and was extended until October 8, 2018. One public comment was received on October 10, 2018. This comment was considered in the Department's analysis of comments presentation to the WWAB.

The Department presented the Rules at the October 18, 2018 Water and Waste Advisory Board Meeting and received minor comments from the Board. During the meeting, the Board recommended adoption of the rules to the Environmental Quality Council. The Department prepared this Response to Comments document to address the comments received.

**Response to comments on Chapter 4**

**Section 5**

**Section 5, Water and Waste Advisory Board:** The Board requested that the Department add "Hydrogeology" to the Section title.

**Department Response:** The Department agrees and changed the language as requested in this section to include "Hydrogeology" in the section title.

**5(a), Water and Waste Advisory Board:** The Board requested that the Department change "local geologic or hydrologic information" to "local geologic, hydrologic, and hydrogeologic information."

**Department Response:** The Department agrees and changed the language as requested in this section to "local geologic, hydrologic, and hydrogeologic information."

**Section 6**

**6(k)(i)(B), Water and Waste Advisory Board:** The Board requested that the Department change "performance based design demonstration showing" to "performance-based design that demonstrates."

**Department Response:** The Department agrees and changed the language as requested in this section to "performance-based design that demonstrates."

## Section 8

**8(b)(v)(A), Water and Waste Advisory Board:** The Board requested that the Department change “one or more Appendix C constituent” to “one or more Appendix C constituent(s)”.

**Department Response:** The Department agrees and changed the language as requested in this section to “one or more Appendix C constituent(s)”.

**8(b)(v)(A), City of Casper:** The City of Casper requested that the Department evaluate the language in this paragraph, specifically to change the language “Administrator may require” to “Administrator will require.”

**Department Response:** The Department appreciates this comment, but did not make any changes. The proposed language allows the Department to determine when a construction and demolition landfill has impacted groundwater and what steps are needed. The proposed language also provides the Department flexibility to make technical decisions on whether to require additional groundwater monitoring and consider site specific information.

**8(b)(v)(C), City of Casper:** The City of Casper requested that the Department evaluate the language in this paragraph, specifically to change the language “Administrator may require the owner” to “Administrator will require the owner.”

**Department Response:** The Department appreciates this comment, but did not make any changes. The proposed language is consistent with Chapter 2, Section 9(b)(i)(F)(III)(1) and (2). Changing this language would make Chapter 4 which regulates construction and demolition landfills more stringent than the requirements of Chapter 2 which regulations municipal solid waste landfills. The Department prefers to remain consistent throughout the solid waste rules and regulations.

## **Response to comments on Chapter 6**

### Section 5

**Section 5, Water and Waste Advisory Board:** The Board requested that the Department add “Hydrogeology” to the Section title.

**Department Response:** The Department agrees and changed the language as requested in this section to include “Hydrogeology” in the section title.

**5(b)(i), Water and Waste Advisory Board:** The Board requested that the Department change “site’s geology and hydrogeology” to “site’s geology, hydrology, and hydrogeology.”

**Department Response:** The Department agrees and changed the language as requested in this section to “site’s geology, hydrology, and hydrogeology.”