

SOUTH YUMA COUNTY LANDFILL, LLC

19536 S. AVE 1E
YUMA, ARIZONA 85365
PHONE: (928) 341-9300
FAX: (928) 341-8454

August 1, 2008

Amanda Stone
Director, Waste Programs Division
Arizona Department of Environmental Quality
1110 W. Washington Street
Phoenix, AZ 85007
Fax: 602-771-2302

Martha L. Seaman
Environmental Rules Specialist
Waste Programs Division
Arizona Department of Environmental Quality
1110 W. Washington Street
Phoenix, AZ 85007
Fax: 602-771-4138

Re: Comments on ADEQ Integrated Solid Waste Rulemaking

Dear Ms. Stone and Ms. Seaman:

South Yuma County Landfill, LLC ("SYCL") submits these comments with regard to the July 7, 2008 draft rule and specifically with regard to the proposed section, R18-13-716 entitled "Liquid waste treatment facilities; Additional requirements." It is our understanding that ADEQ does not intend this section to apply to landfills that dispose of septage. However, SYCL would appreciate clear recognition of this intent within the language of the rule. Specifically, our concern is with facilities such as SYCL's that use a "liquid solidification" process for septage disposal. In such a process, the septage is applied to a dirt area, which is then allowed to dry. The dried septage and soil mixture is then collected and disposed on-site at a municipal solid waste landfill in accordance with an approved solid waste facility plan.

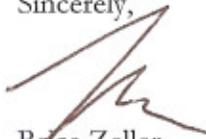
SYCL's concern is that in the future ADEQ may attempt to interpret the rule such that this section applies to facilities as described above. Such an interpretation would make the "liquid solidification" process virtually impossible. For instance, R18-13-716(G) as proposed states that an owner or operator of a liquid waste treatment facility "shall ensure that the facility is designed and constructed to . . . [p]rovide that waste that is stored or processed is placed in a container or tank meeting the requirements of subsection E or F." Compliance with this provision would be impossible if ADEQ interpreted the provision such that (1) landfill owners or operators that perform a "liquid solidification" process are owners or operators of liquid waste treatment facilities and (2) the application and drying of the septage constitutes storing or processing. Such an interpretation would appear to require owners and operators to perform the "liquid solidification" in a tank or container.

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Consequently, SYCL requests that ADEQ modify the rule to include an applicability section, which clearly sets forth that such "liquid solidification" processes used for septage at facilities that include an approved municipal solid waste landfill, be outside the scope of this section.

SYCL appreciates this opportunity to submit comments and would be happy to discuss this matter further with ADEQ. Please feel free to contact me if you have any questions or would like assistance in drafting proposed language.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bruce Zeller". The signature is stylized with a large, sweeping initial letter.

Bruce Zeller