



COLORADO

**Hazardous Materials
& Waste Management Division**

Department of Public Health & Environment

Electronic Document Submittal

mmullet@twinenviro.com

January 8, 2024

Marlin Mullet
Twin Landfill Corporation
P.O. Box 774362
Steamboat Springs, CO 80477

Re: Completeness Determination for Certificate of Designation Application - Complete
Milner Landfill, Routt County, Colorado
CDPHERM HAZ SW / Permitting / RTT16

Dear Mr. Mullet,

The Colorado Department of Public Health and Environment (“CDPHE” or “Department”) Hazardous Materials and Waste Management Division (the division) has finished its completeness review on the following document:

“Engineering Design and Operations Plan;” prepared for Twin Landfill Corporation; prepared by Souder, Miller & Associates (SMA); dated December 7, 2023; hereafter referred to as the “EDOP” or “application.”

SMA prepared the EDOP and submitted it to Routt County as part of a certificate of designation (CD) application for a lateral and vertical expansion to the existing landfill. The proposed expansion would increase the waste footprint from approximately 86 acres to 95 acres. Routt County referred the EDOP to the division pursuant to C.R.S. 30-20-103 on December 15, 2023.

Milner Landfill is owned and operated by Twin Landfill Corporation (Twin). Routt County issued the original CD for the facility in 1984. In 2004, the division approved a lateral and vertical expansion, which increased the landfill footprint to approximately 86 acres. In 2020, the division recommended approval of a revised EDOP, which was prepared as part of Compliance Order on Consent Number 17-08-01-1. Routt County issued a revised CD and Special Use Permit (SUP) incorporating the revisions to the EDOP on April 20, 2022. The EDOP currently under review would increase the permitted waste boundary to approximately 95 acres.

Within the limited scope of a completeness review, the division has reviewed the EDOP to determine its compliance with the requirements set forth in the Solid Waste Disposal Sites and Facilities Act, Title 30, Article 20, Parts 1 and 10 (the Act) of the Colorado Revised Statutes (CRS), as amended, and with the regulations promulgated thereunder: 60 CCR 1007-2, Part 1, the *Regulations Pertaining to Solid Waste Sites and Facilities* (the Regulations). **Based on this review of the application, the division has determined the application to be complete.**

The division will now commence its detailed technical review of the application. This determination is not meant to imply anything about the ultimate outcome of the review (i.e. recommendation of approval or disapproval of the application), nor should it be construed as such. A formal recommendation of approval (or disapproval) of the application per the Act and Regulations will be made after the division has completed its technical review. Accordingly, the division may request additional information as part of this



review. Additionally, during the technical evaluation of the EDOP, the division will initiate a 30-day written public comment period.

The division is authorized to bill for its review of document submittals (including CD applications) at \$125 per hour, pursuant to Section 1.7 of the Regulations. Section 1.7 sets a document review ceiling of \$35,000 for a CD application. Section 1.7 also requires to the division to provide an applicant notice when a document review exceeds, or is on the verge of exceeding, thirty hours of billable review time. The division reasonably expects, based on experience, to exceed thirty hours of billable review time on a CD application. This letter serves to provide the applicant with the required thirty-hour notice. Absent reaching the document review ceiling, the division will continue work on the review unless and until the applicant directs the division in writing to stop work on the project. By taking such action, the applicant would be terminating the review prior to completion and would effectively force the division to recommend denial of the application on that basis. Nonetheless, the applicant would still be responsible for reimbursing the division for any hours the division had incurred up to the point of receiving written stop-work direction from the applicant.

Should you have any questions about this letter, please call me at (303) 692-3316 or email me at sarah.foreman@state.co.us.

Sincerely,

Sarah Foreman, P.E.
Solid Waste Permitting-Engineering Design Unit
Solid Waste and Materials Management Program
Hazardous Materials and Waste Management Division

cc: Scott Cowman, Director - Routt County Environmental Health Department
Alan Goldich - Routt County Planning Department
Brian Long - CDPHE Solid Waste Compliance Assurance Unit
Jill Parisi, PE - CDPHE Solid Waste Permitting - Engineering Design Unit Leader
Rebecca Lindeman, PE - Jardon Engineering & Inspections, LLC
Michael Pretti, PE - Souder, Miller & Associates