

DOPHE 136
HAZARDOUS MATERIALS

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BOX#

232

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Colorado Department
of Public Health
and Environment

June 12, 2003

Mr. Les Limon, Twin Landfill Corporation
1051 Crawford Avenue
Steamboat Springs, CO 80477

Certified Mail # 0122 3869

Re: Compliance Advisory – Milner Landfill, Milner, Routt County, Colorado

Dear Mr. Limon:

This Compliance Advisory provides notice related to information gained during a field inspection conducted by our staff on June 3, 2003 at the Milner Landfill facility located in the town of Milner, Routt County, Colorado. The inspection was an unannounced complaint investigation of the facility. Mr. Darrell Dearborn was assigned to conduct the inspection on behalf of the Solid Waste Unit of the Department's Hazardous Materials and Waste Management Division (Division). The Department advises you that the information obtained by the Division indicate that you may have violated Colorado's Solid Waste laws. Department staff will conduct further review of the facts established by the field inspection and this notice may be revised to include additions or clarifications that result from that review.

Based on the findings of the inspection, the site may be in violation of the Colorado Regulations Pertaining to Solid Waste Disposal Sites and Facilities (6 CCR 1007-2). Specific concerns that the inspectors believes are violations are listed below:

Potential Operating Violations - Milner Landfill Facility, Twin Landfill Corporation

1. The facility does not provide daily or intermediate cover with six inches of earthen material at the end of each operating day. This may be a violation of 6 CCR 1007-2, Section 2.1.10 and Section 3.3.4 which requires owners and or operators to cover disposed solid waste material to control vectors, fires, odors, blowing material and scavenging.

Please be aware that you are responsible for complying with the State Solid Waste Regulations and that there are civil penalties for failing to do so. Section 30-20-113, C.R.S. provides that any person who violates the Act and the Colorado Regulations Pertaining to Solid Waste Disposal Sites and Facilities, 6 CCR 1007-2 (the regulations) may be subjected to a penalty of not more than \$2,000 per violation per day during the period that such violation occurs.

The issuance of this Compliance Advisory does not limit or preclude the Division from pursuing its enforcement options concerning this field inspection including issuance of a Compliance Order and assessment of penalties. Also, this Compliance Advisory does not constitute a bar to enforcement action for conditions that are not

Milner Landfill/MIL

6/12/2003

RTT

Solid Waste - Correspondence - Enforcement - Compliance Advisory

SW/1.6./947



SW/1.6./946

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Mr. Les Limon, Twin Landfill Corporation
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June 12, 2003
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addressed in this Compliance Advisory, or conditions found during future file reviews or inspections of your facility.

This Compliance Advisory advises Twin Landfills Corporation to immediately take the following actions to remediate the aforementioned problems and prevent continued regulatory violations concerning operational deficiencies:

Within 30 days from your receipt of this notice, submit a work plan to the Division, for review and approval. The work plan must address the following concerns at the Milner Landfill Facility.

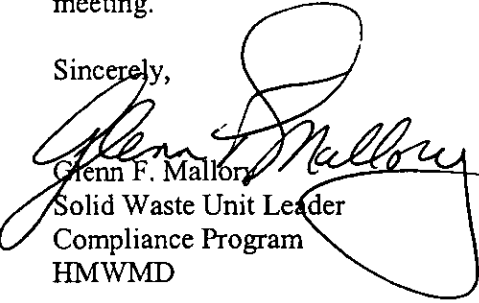
- Operational concerns such as the size of the working face and inadequate daily and intermediate cover. The variance regarding daily cover was granted for conditions during freezing temperatures when it is impractical to excavate or spread daily cover. The attached approval letter for the variance dated December 06, 1993 clearly states that should nuisance conditions develop, a cover of at least six inches of earthen material will be applied daily or at more frequent intervals to remediate the condition as soon as possible.


To follow up on this Compliance Advisory, we encourage you to schedule a meeting with the Division within 15 days of receipt of this letter to:

Discuss the Compliance Advisory and answer any questions you may have; and/or, submit information to show that you are not violating Colorado Solid Waste laws and regulations, and/or provide us with a plan and schedule for addressing these concerns.

Please contact Darrell Dearborn of my staff at 303-692-3349 if you have any questions and/or to schedule a meeting.

Sincerely,


Glenn F. Mallory
Solid Waste Unit Leader
Compliance Program
HMWMD


Darrell R. Dearborn
Geologist, Solid Waste Unit
Compliance Program
HMWMD

Enclosures

cc. Routt County Board of Commissioners
Mr. Mike Zopf, Director, Environmental Health, Routt County
Will Allison, AG Office
Howard Roitman,

File: SW/RTT/MIL/1.6

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Les A. Liman
Twin Landfill Corporation of Fremont County
1051 Crawford Avenue
Steamboat Springs, CO 80477

2. Article Number 0122 3869
(Transfer from service label)

7002 2410 0001 0122 3869

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

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Linda S. Liman

C. Date of Delivery

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PS Form 3800, June 2002

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