

**INVER GROVE HEIGHTS
PLANNING COMMISSION AGENDA**

**Tuesday, November 21, 2017 – 7:00 p.m.
City Council Chambers - 8150 Barbara Avenue**

- 1. CALL TO ORDER**
- 2. PLANNING COMMISSION MINUTES FOR NOVEMBER 7, 2017 ARE NOT YET AVAILABLE; THEY WILL BE INCLUDED WITH THE DECEMBER 5, 2017 PACKET**
- 3. APPLICANT REQUESTS AND PUBLIC HEARINGS**
 - 3.01 DAWN WAY LANDFILL - CASE NO. 17-35NCUC**

Consider a Non-Conforming Uses Certificate Amendment to allow for a 15-year time extension for the demolition landfill located at 5965 Dawn Way.

Planning Commission Action _____
- 4. OTHER BUSINESS**
- 5. ADJOURN**

This document is available upon 3 business day request in alternate formats such as Braille, large print, audio recording, etc. Please contact Kim Fox at 651.450.2545 or kfox@invergroveheights.org

P L A N N I N G R E P O R T
CITY OF INVER GROVE HEIGHTS

REPORT DATE:	November 13, 2017	CASE NO:	17-35NCUC
APPLICANT:	Dawnway Landfill Facility		
PROPERTY OWNER:	Frattalones Dawnway, LLLP		
REQUEST:	Non-Conforming Use Certificate Time Extension and Host Community Agreement Extension		
LOCATION:	5965 Dawn Way	HEARING DATE:	Planning Commission 11/21/17
COMPREHENSIVE PLAN:	MDR, Medium Density Res, L1, Limited Industry District	ZONING:	R-3C, I-1
REVIEWING DIVISIONS:	Planning Engineering Barr Engineering	PREPARED BY:	Allan Hunting Associate Planner

BACKGROUND

The site in question is known as the Dawnway Landfill (DWL), which is in both Inver Grove Heights and South St. Paul between the airport, north of Dawn Way and west of Concord Boulevard. The site is a demolition debris landfill that has been operated as a landfill since 1986. The site was used as a gravel pit prior to 1986.

In 1986, The City approved a conditional use permit and sand and gravel overlay zoning for the property for a demolition landfill known as the Kamish Landfill.

Since the time of the original approval, the City has passed an overlay ordinance that limits all landfill type activities to the southern portion of the City in and around the Pine Bend Landfill. Since the proposed site is not within the approved overlay district, the site is a legal non-conforming site and a Non-Conforming Use Certificate is required to lay out the parameters by which the proposed landfill can operate.

In 2002, the owner at that time, Bolander and Sons, was issued a Non-Conforming Use Certificate (NCUC) to memorialize the operation. The permit was issued for 15 years to expire on December 31, 2017.

A Host Community Agreement was also created between the cities of Inver Grove Heights, South St. Paul and Bolander. A fee was established to cover costs associated with allowing a demolition landfill in the two cities. All the money owed has been paid to both cities.

In 2007, Frattalone purchased the property from Bolander. The City amended the NCUC to transfer to Frattalone.

Frattalone is requesting to amend the Non-Conforming Use Certificate to allow for a 15-year time extension to complete the project.

The City will also be working on amending the Host Community Agreement to extend payment of costs associated with allowing the demolition landfill.

EVALUATION OF THE REQUEST

The site is surrounded by the following uses:

North – City of South St. Paul

East - Moose Lodge, Single family homes; zoned R-1C, B-1; guided Mixed Use, LDR

West – South St. Paul Airport

South – South St. Paul Airport

A. Non-Conforming Use Certificate

The Dawn Way Landfill was started in 1986 when the City issued a conditional use permit to Jim Kamish for a demolition landfill. In 1991, the City adopted a zoning ordinance amendment that prohibited landfills. This City action made the Dawn Way Landfill a legal nonconforming use, since the use existed prior to the City prohibiting that use.

The zoning ordinance regulates the continued use of nonconforming uses. These regulations are relatively straightforward when applied to a typical use, such as a house or a commercial building. The application of the nonconforming regulations, however, becomes problematic when it is applied to a unique use, such as a landfill. The purpose of the nonconforming use certificate is to clarify and define how the standard nonconforming regulations apply to this landfill. The nonconforming use certificate is intended to resolve uncertainties by clarifying the zoning status of the landfill, defining the rights and responsibilities of the landfill owner, and elaborating on the City's ability to regulate the landfill. The nonconforming use certificate is similar in certain respects to a conditional use permit since it allows a particular use on a specific property but attaches restrictions and conditions to that use.

This nonconforming use certificate is very similar to the nonconforming use certificate that the City approved for BFI's Pine Bend Sanitary Landfill on 117th Street and SKB's construction and demolition landfill on Rich Valley Boulevard. Although the certificate is lengthy, the important sections are Section 2 that lists the permitted and accessory uses allowed at the landfill, Section 3 that limits the size and duration of the landfill, and Section 4 that sets forth operational restrictions, such as hours of operation, dust control, street maintenance, erosion control and storm water management.

Landfill – Airspace Capacity Limitations. The disposal of demolition debris over the entire landfill (IGH and SSP) shall not exceed approximately 3,928,280 cubic yards of airspace for demolition debris as approved by the MPCA. This airspace does not include the final cover system. Sheet S1 provides the phasing plan for the entire landfill and total volumes as of 2016. According to the plan, there is approximately 1,448,308 cubic yards of remaining waste volume. Of this total approximately 2/3 of the available fill volume is located within Inver Grove Heights.

Processing Activities. The demolition debris material requires some processing after it is delivered to the landfill. Processing activities include concrete crushing, screening and washing of the crushed concrete, recycling of other materials and wood waste grinding. The hours of operation are limited to maximum 80 days occurring between November 1 and March 31. Each occasion shall not exceed

more than 40 continuous days in duration. Crushing is limited to the hours between 7:30 a.m. and 4:30 p.m. M-F. No crushing shall occur on Saturday or Sunday. General hours of operation are from 7:00 a.m. to 6:00 p.m., Monday through Friday. Saturday hours are limited to 7:00 a.m. to 4:00 p.m. No operation is allowed on Sunday.

Environmental Review. Barr Engineering has conducted a review of the request with four specific tasks listed below. The entire report is attached.

1. Review waste fill volume calculations as reported in the 2016 annual report to the MPCA.

Barr obtained information from Frattalone's surveyor to determine capacity. Using 3D modeling, Barr calculated remaining volume using a different technique and found that total remaining volume, including final cover, is about 208,470 cubic yards less than identified on the 2016 landfill volume survey. Barr has discussed their methodology with Folz, Freeman, Erickson, Inc. Based on this review, Staff would recommend that Barr's numbers be used as the official remaining volume at end of 2016. All the volume numbers stated are the combined total in both Inver Grove Heights and South St. Paul.

2. Determine if waste filling is occurring within the approved limits of waste placement.

Frattalone's surveyor staked the waste boundary limits and Barr conducted a site inspection and determined that the waste boundary shown on the plans matched the boundary staked and waste placement was occurring within the approved boundaries.

3. Determine if waste fill material types comply with the current NCUC.

The NCUC allows only demolition debris to be disposed of at the landfill. Barr looked at exposed waste during the site inspection and reviewed Dakota County inspection reports from 2008-2016 and no information was found to indicate that improper waste was being disposed of at the landfill.

4. Review the current approved plans to identify any significant concerns or deficiencies.

Barr reviewed the submitted plan set dated 2014 that was approved by the MPCA in 2015 as part of their solid waste permit. Barr did not find any concerns or deficiencies in the plans.

Final Development Plan. The approved plan identifies future land use of light industrial on the west and south sides in Inver Grove Heights and permanent open space over the entire area that would be the capped landfill. A deed restriction would be recorded for this portion of the site specifying the type of development allowed. Uses would be limited to parking lots, small light structures on slabs, or open fields such as a golf course, recreational park or other suitable end uses. Specific lot sizes or concepts have not been submitted.

It should be noted that the Final Development Plan is a concept plan only. No development rights are granted via this plan. Development issues such as access, lot configuration and relationships to adjacent properties have not been reviewed at this time. These issues would be addressed at the time of closure of the landfill and when a development application is submitted.

NCUC Time Frame Extension. The applicant is requesting a 15-year extension to expire December 31, 2032. They have provided a table with the amount of material brought in over the last nine years to determine the lifespan of the landfill. Their numbers indicate a lifespan of 14.3 years.

Using Barr's calculations for remaining volume, 1,237,935 cubic yards (without cover), the lifespan of the landfill would be 11.5 years. The main question for the City Council to determine is how many more years should the landfill be allowed to operate. The calculations above would indicate an extension should be for no more than 12 years.

- B. Host Community Agreement. A Host Community Agreement would be required as part of the application. The City Attorney and City Administrator are working on the details of the document. Since the document deals with financial matters, the document itself will be reviewed only by the City Council.

ALTERNATIVES

The Planning Commission has the following actions available on the proposed project:

- A. Approval: If the proposed request is found to be acceptable, approval of the applicable following actions should be taken:
- o Approval of 15-year extension of the Non-Conforming Use Certificate subject to the following conditions:
 - 1. The site shall continue to operate under the terms and conditions of the existing Non-Conforming Use Certificate approved September 23, 2002 and current plan set dated June 2014 (12 sheets) as amended from time to time.
 - 2. The remaining waste volume for the landfill at the end of 2016 should be 1,237,935 cubic yards (without final cover) and 1,335,865 cubic yards with final cover. These calculations shall be used to calculate year end totals for the extension term approved by City Council.
 - 3. City negotiating a new Host Community Agreement.
- B. Denial: Should the proposed request, or portions thereof, not be found to be acceptable, the appropriate requests described above should be denied. The basis for denial must be stated in any such motion.

RECOMMENDATION

The primary question to determine is the length of the extension allowed. Based on the remaining volume determined by Barr Engineering and the average amount of material deposited over the last 9 years, an extension of 12 years would be needed.

The details of the Host Community Agreement will be presented to City Council for their action

Planning Report – Case 17-35NCUC
November 13, 2017
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Attachments: Site Location

Applicant Narrative
Current Non-Conforming Use Certificate
Report from Barr Engineering dated November 14, 2017
Plan Set (12 sheets)
MPCA 2015 Solid Waste Facility Permit
Dakota County Solid Waste Inspection Reports 2008-2016
Calculations of useful lifespan of landfill prepared by Frattalone
Information submitted by Mr. McBride



Frattalone's Dawnway, LLLP
5965 Dawn Way East
Inver Grove Heights, MN
(651) 554-0752

July 20, 2017

City of Inver Grove Heights
8150 Barbara Avenue
Inver Grove Heights, MN 55077

**RE: *Application of renewal of current Conditional Use Permit at the Dawnway Landfill
5965 Dawn Way***

To Whom It May Concern:

The current Conditional Use Permit (via Host Fee Agreement) on the above referenced site is set to expire on December 31, 2017. This permit was initially granted to Carl Bolander and Sons and then amended to the current owner, Frattalone's Dawnway, LLLP, when we purchased the facility in December of 2007.

At this time, Frattalone's Dawnway, LLLP would like to request a fifteen (15) year extension to this permit so that the renewed permit would expire on December 31, 2027. Based on our current capacity and the annual average production at the facility, the landfill should be fully utilized at that time.

Please review the enclosed information and feel free to contact me if you should have any questions or concerns.

Sincerely,



Tony Frattalone
Partner
651-283-6608
tonyf@frattaloneco.com

02-156
**RESOLUTION NO. ____ GRANTING A
NON-CONFORMING USE CERTIFICATE FOR A
DEMOLITION DEBRIS LANDFILL**

ISSUED BY

**THE CITY OF INVER GROVE HEIGHTS
DAKOTA COUNTY, MINNESOTA**

ON

September 23, 2002

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EXHIBIT A LANDFILL BOUNDARIES

EXHIBIT B SITE PLAN; ITEMIZED LIST OF DEVELOPMENT, GRADING,
DRAINAGE, EROSION CONTROL, OPERATION, RESTORATION,
RE-VEGETATION AND CLOSURE PLANS

~~ADDENDUM 1 EFFECTIVE DATE~~

**CITY OF INVER GROVE HEIGHTS
DAKOTA COUNTY, MINNESOTA**

RESOLUTION NO. _____

**A RESOLUTION GRANTING A NON-CONFORMING USE
CERTIFICATE FOR A DEMOLITION DEBRIS LANDFILL**

A. WHEREAS, Carl Bolander & Sons Co. currently owns the Landfill and Carl Bolander & Sons Co. currently operates the Landfill. The owner and operator of the Landfill are hereafter referred to as the User;

B. WHEREAS, under the Inver Grove Heights (IGH) Zoning Code, the Landfill is zoned I-1 (Limited Industrial), I-2 (General Industrial), and R-3B (Multi-family Residential).

C. WHEREAS, the User or its predecessors in interest had received a conditional use permit for a demolition debris landfill and accessory uses at the Landfill from the IGH City Council on March 24, 1986, by Resolution No. 3631 and a Land Alteration Permit C-60-00, renewed until July 10, 2006;

D. WHEREAS, on April 22, 1991, the IGH City Council adopted Ordinance No. 721, which amended the IGH Zoning Code, Sec. 515.43, "I-2" General Industry District, and prohibited the following use: Disposal of construction debris or demolition debris except by conditional use permit for a specific type of facility.

E. WHEREAS, the changes made by Ordinance No. 721 caused the Landfill and accessory uses to become non-conforming uses;

F. WHEREAS, Inver Grove Heights Zoning Code, Sec. 515.05, as amended by Ordinance No. 850, permits the owners and operators of a prohibited use lawfully existing upon the effective date of Ordinance No. 721 to obtain a Non-Conforming Use Certificate from the City Council, subject to terms imposed by the City Council;

G. WHEREAS, the City and Carl Bolander & Sons Co. entered into a Host Community Agreement on September 23, 2002, which agreement addresses the ongoing relationship between the City and the User;

H. WHEREAS, User is required to make application for a Non-Conforming Use Certificate for the Landfill;

I. WHEREAS, User has applied for a Non-Conforming Use Certificate for the Landfill;

J. WHEREAS, User has presented evidence in the form of an affidavit that the Landfill existed in the IGH "I-2" General Industry District and, received for final disposal the materials listed in Section 2.2.1, all prior to the passage of Ordinance No. 721;

K. WHEREAS, the IGH and User desire to clarify the rights and responsibilities of User and IGH under the IGH Zoning Code and other applicable Federal, State, regional, County, and local laws and regulations;

L. WHEREAS, IGH desires to adopt resolutions clarifying the rights of the parties and setting forth the administration of the non-conforming use certificate (NCUC) issued to User.

NOW, THEREFORE, BE IT RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF INVER GROVE HEIGHTS HEREBY GRANTS A NON-CONFORMING USE CERTIFICATE FOR THE LANDFILL, ALL SUBJECT TO THE TERMS, CONDITIONS, AND QUALIFICATIONS HEREINAFTER STATED.

1. **DEFINITIONS.**

- 1.1 **Accessory Use** - means a use incidental and subordinate to the principal use.
- 1.2 **Asbestos** - has the meaning set forth in Minn. Stat. § 326.71, subd. 2, as amended from time to time.
- 1.3 **Building** - means any structure used or intended for supporting or sheltering any use or occupancy.
- 1.4 **Certificate** - means this Non-Conforming Use Certificate.
- 1.5 **City** - means the City of Inver Grove Heights, Minnesota.
- 1.6 **City Council** - means the City Council of the City
- 1.7 **Clean Fill** - has the meaning contained in Dakota County Ordinance No. 110, Section 2.12.
- 1.8 **Construction Debris** - has the meaning contained in Minn. Stat. § 115A.03, subd. 7, as amended from time to time, excluding Demolition Debris as defined herein.
- 1.9 **Crushable Materials** - means concrete, brick, block, asphalt and glass resulting from Demolition Debris which may be processed to make aggregate.
- 1.10 **Crushed Materials** - means concrete, brick, block, asphalt and glass resulting from Demolition Debris which have been processed to make aggregate.
- 1.11 **County** - means Dakota County, Minnesota.
- 1.12 **Cover Material** - means material approved by the MPCA that is used to cover compacted solid waste in a land disposal site.
- 1.13 **Demolition Debris** - means solid waste resulting from the demolition of Buildings, roads, and other man-made structures, including concrete, brick, bituminous concrete, untreated wood, masonry, glass, Tree Waste, rock, and plastic building parts, and includes unregulated asbestos incidental to the demolition of a Building or a Structure. Demolition Debris will also include the above described materials resulting from construction projects if and when Minnesota rules and/or statutes are amended or modified to include such materials in the statutory or regulatory definition of demolition debris.
- 1.14 **Disposal or Dispose** - has the meaning contained in Minn. Stat. § 115A.03, subd. 9, as amended from time to time.
- 1.15 **DRC** - means the Dispute Resolution Committee established in Section 8 hereof.

- 1.16 **Host Community Agreement** - means agreement by and among the City, the City of South St. Paul, and User governing the rights and responsibilities of the parties vis-à-vis the Landfill.
- 1.17 **IGH Zoning Code** - means the Inver Grove Heights City Code, Chapter V., Planning and Land Use Regulation, as amended from time to time.
- 1.18 **Majority Vote of Council** - means the majority of all of the members of the entire City Council, whether present or not.
- 1.19 **MPCA** - means the Minnesota Pollution Control Agency.
- 1.20 **Landfill** - means the property legally described on Exhibit A attached hereto, the improvements on the property, and the operations of the Landfill.
- 1.21 **Reclamation Materials or Reclaimed Materials** - means materials, such as wood, steel, boulders, architectural artifacts, soils and Tree Waste from Demolition Debris that are separated from Demolition Debris at the Landfill by the User for reclamation for future sale, processing, use or reuse of such materials.
- 1.22 **Site Plan** - has the meaning set forth in section 5 herein.
- 1.23 **Structure** - means anything built, constructed, or erected on or in the ground or attached to the ground, including, but not limited to, buildings, driveways, fences, garages, parking and loading areas, ponds, roads, sheds, signs, storm water management facilities, and wells.
- 1.24 **Tree Waste** - means shrub and tree waste and prunings which are incidental to the demolition of a Building or Structure and originate from the same site or property as the demolished Building or Structure.
- 1.25 **User** - means, jointly and severally, the owner of the Landfill and the operator of the Landfill. The current owner and operator is Carl Bolander & Sons Co.
- 1.26 **Working Face** - means that portion of the Landfill where waste is discharged and is spread and compacted prior to placement of Cover Material.

2. USES.

2.1 Purpose. In this section, the parties define the principal uses which have occurred historically at the Landfill, and, therefore, may continue as legal non-conforming uses. The parties also identify the accessory uses existing today at the Landfill which may continue. The parties endeavor to anticipate and define accessory uses which may lawfully occur in the future. The parties also set out uses which will be prohibited at the Landfill. Finally, the parties delineate how future changes in the IGH Zoning Code or in Federal, State, regional, County, or other applicable laws and regulations will affect this Certificate.

2.2 Legal Non-Conforming Principal Uses. User engaged in the following principal uses at the Landfill prior to the adoption of IGH Ordinance No. 721 and has the right to continue only these principal uses, subject to the terms of this Certificate.

2.2.1 Demolition Debris Landfill. User may operate the Landfill for final disposal of only Demolition Debris. This principal use includes but is not limited to: Design, construction, maintenance and repair of the Landfill; receipt, measuring, and screening of waste streams; waste placement and compaction; storage and placement of required Cover Material, storage of contractors' equipment, supplies and materials.

2.3 Legal Non-Conforming Accessory Uses. User has the right to continue or undertake at the Landfill only the following uses, provided they are accessory to the uses set forth in Section 2.2, subject to the terms of this Certificate. No Accessory Use identified in this section as requiring a site plan shall be located at the Landfill unless the City has approved the Site Plan for that Accessory Use as provided in Section 5.

2.3.1 Accessory uses, acknowledged by the City. The following specific uses are acknowledged by the City to be acceptable, incidental and subordinate uses to those set forth in Section 2.2 and User may undertake these uses:

- (1) Administration.
- (2) Billing of customers.
- (3) Closure and post-closure activities.
- (4) Control of dust, litter, noise, and odor.
- (5) Design, construction, maintenance, and repair of accessory structures.
- (6) Emergency prevention and preparedness activities.

- (7) Grading for construction, operation, and maintenance of the Landfill.
- (8) Marketing.
- (9) Operation, maintenance, repair, and storage of equipment and supplies.
- (10) Personnel training and certification.
- (11) Recordkeeping and reporting.
- (12) Safety and security activities.
- (13) Other administrative tasks incidental and subordinate to the uses set forth in Section 2.2.
- (14) In addition to the uses listed in (1) through (13), the accessory uses identified and conditioned in §§ 2.3.2 through 2.3.14.

2.3.2 Accessory Uses, approved by the City. User may undertake any Accessory Use approved by the City from time to time.

2.3.3 Accessory Uses, required by law. User may undertake any Accessory Uses required by Federal, State, regional, or County laws or regulations, or the laws and regulations of any local government having jurisdiction.

2.3.4 Buildings, pursuant to site plan. User may construct and use Buildings for the operation of the Landfill, but limited to equipment storage buildings, office buildings, maintenance buildings, scales, scale houses, and other Buildings to house Accessory Uses permitted by this Section 2.3, all pursuant to the Site Plan.

2.3.5 Buildings, portable. User may use portable buildings for supervision of the Landfill Working Face(s). Such portable Buildings need not be shown on the Site Plan.

2.3.6 Environmental remediation. User may construct and operate facilities for the remediation of environmental effects including, but not limited to, air and water monitoring stations and wells, groundwater remediation facilities, and air emission controls.

2.3.7 Excavation. User may excavate for construction, operations, and maintenance of the Landfill, provided that excavation of soils from land located in the City for sale off-site shall not exceed the volumes of excavated soil created by construction of the remaining airspace at the Landfill located in the City and the City of South St. Paul available for disposal.

2.3.8 Open storage, off-site soils. User may transport Clean Fill onto the Landfill for use only as liner material, fill, and cover; and place such Clean Fill for long-term open storage at locations approved by the City's Community Development Director, subject to the City's fire code requirements. Reclaimed soils may be stored on and sold from the Landfill as provided herein.

2.3.9 Open storage, equipment. User may undertake long-term open storage of equipment at locations approved by the City's Community Development Director or as shown on the Site Plan.

2.3.10 Open storage, short term. User may undertake short term storage of Reclamation Materials, Cover Material, equipment, and materials, other than waste, at various locations, as required by the day to day operations of the Landfill, subject only to City fire code requirements.

2.3.11 Storm water management. User may construct and use storm water management facilities including, but not limited to, channels, culverts, drainways, ponds, ponding areas, swales, and structures, all pursuant to the Site Plan.

2.3.12 Sale of Reclaimed Materials. User may reclaim and sell Reclaimed Materials from the Landfill.

2.3.13 Open storage, Reclamation Materials and Tree Waste. User may separate Reclamation Materials from the Demolition Debris. User may temporarily openly store and sell the Reclamation Materials in temporary storage areas provided the areas in the aggregate do not exceed ten (10) acres in size and provided the location of the areas as they may be relocated from time to time are approved by the City's Director of Community Development. User may sell such Reclamation Materials from the area where such materials are stored. In approving the location of the temporary storage areas, the City's Community Development Director may impose reasonable conditions relating to dust control, fire codes, erosion control, size, height, location, setback and configuration of the storage piles. In imposing such conditions, the Director shall consider the criteria and review standards stated in Section 5.7 of this Certificate. Reclaimed Tree Waste shall be used only for mulch at the Landfill, or for sale for use off-site of the Landfill. Tree Waste stockpile(s) will not exceed 7500 cubic yards in the aggregate.

2.3.14 Crushing of concrete. User may undertake crushing of Crushable Materials that have been separated from Demolition Debris at the Landfill by the User provided all the following conditions are met:

- (a) The stockpiles of Crushable Materials and the stockpiles of Crushed Materials shall not in the aggregate exceed a total of 100,000 cubic yards.
- (b) The stockpiles referred to in Section 2.3.14(a) shall be located in the Reclamation Material storage areas referenced in Section 2.3.13.

- (c) Unless the User first obtains the written approval for temporary storage from the City's Community Development Director, the height of the stockpiles shall not exceed the maximum elevation of the Landfill as prescribed by Section 3.4. Upon achieving final grade, the stockpile height shall not exceed 30 feet.
- (d) The location of the concrete crusher shall be limited to the southern portion of Phase IV of the phasing plan. Any other location of the crushing shall be subject to approval of the City's Director of Community Development. In approving the location of the crushing, the City's Community Development Director may impose reasonable conditions relating to dust control, fire codes, erosion control, noise, size, height, location, setback and configuration of the storage piles. In imposing such conditions, the Director shall consider the criteria and review standards stated in Section 5.7 of this Certificate.
- (e) Crushing may only occur for up to 80 days between November 1 and March 31; each occasion shall not exceed more than forty (40) continuous days in duration, excluding Saturdays and Sundays. No crushing shall occur on Saturday and Sunday; crushing shall only occur between the hours of 7:30 a.m. to 4:30 p.m. on the specified days, and at other hours allowed by the City Administrator.

2.4 Relationship of This Certificate to the IGH Zoning Code and Subsequent Amendments Thereto.

2.4.1 Currently allowed uses can be established. This Certificate does not preclude User from establishing at the Landfill now or in the future any use which is or may be in the future denominated as permitted, conditional, or accessory under the IGH Zoning Code for the zoning district applicable to the Landfill, provided that User must comply with the IGH Zoning Code and other applicable laws and regulations in establishing such a use. This Certificate does not allow User to establish any use at the Landfill not allowed under the IGH Zoning Code as amended from time to time except as specifically set forth in this Certificate.

2.4.2 No excavation permits required. User will not be required to obtain an excavation permit for any excavation allowed by Section 2.3.7. Excavations not allowed by 2.3.7 may require an excavation permit.

2.4.3 No obligation for City to grant new conditional use permits. This Certificate does not impose on the City any obligation to grant new conditional use permits for the Landfill.

2.4.4 Previous conditional use permits superseded. This Certificate supersedes the Conditional Use Permit dated March 24, 1986, granted by Resolution No. 3631,

and the Land Alteration Permit C-60-00.

2.5 Effect of Federal, State, Regional, and County Regulatory Changes on Uses.

2.5.1 Further separation of waste streams. If Federal, State, regional, or County regulatory changes mandate further separation of a Demolition Debris type identified in Section 2.2, the separated Demolition Debris types can continue to be disposed at the Landfill without further City review or approval, provided the terms of this Certificate and all regulations for accepting each separated Demolition Debris type are met. The User shall inform the City of any regulatory changes that mandate further separation of a Demolition Debris type identified in Section 2.2.

2.5.2 Prohibited solid wastes. No solid waste shall be disposed at the Landfill unless allowed under Section 2.2. No waste may be disposed at the Landfill if it is prohibited by Federal, State, regional, or County regulation. Without limiting the foregoing prohibitions, the following wastes are expressly prohibited at the Landfill:

- (a) Final disposal, disposal, treatment, or processing of hazardous waste.
- (b) Final disposal, disposal, treatment, or processing of infectious waste.
- (c) Final disposal, disposal, treatment, or processing of industrial waste.
- (d) Final disposal, disposal, treatment, or processing of mixed municipal solid waste.
- (e) Final disposal, disposal, treatment or processing of ash, including, but not limited to, municipal solid waste combustor ash.
- (f) Final disposal, disposal, treatment, or processing of sludges.
- (g) Final disposal, disposal, treatment, or processing of foundry sands.
- (h) Incineration of any solid waste, mixed municipal solid waste, hazardous waste, industrial waste, infectious waste, contaminated soils, or refuse derived fuel materials.
- (i) Final disposal of tires.
- (j) Municipal solid waste combustor.
- (k) Waste combustor.
- (l) Final disposal, disposal, treatment or processing of Construction Debris.

- (m) Final Disposal, disposal, treatment or processing of regulated asbestos.

3. LIMITATIONS ON EXPANSION AND DURATION.

3.1 Purpose. In this section the parties limit the size of the legal non-conforming uses at the Landfill. The limits used for the Landfill are airspace, geographic boundaries, maximum elevation and duration.

3.2 Landfill - Airspace Capacity Limitation. The disposal of Demolition Debris at the Landfill shall not exceed approximately 3,928,280 cubic yards of airspace for Demolition Debris, as approved by the MPCA. This airspace does not include the final cover system. The parties agree that the remaining airspace capacity at the Landfill remaining after December 1, 2001, was approximately 2,932,463 cubic yards. The remaining airspace capacity will be recalculated each year as required by the MPCA.

3.3 Landfill - Boundary Limitation. User shall not expand the Landfill beyond the described boundaries shown on Exhibit A.

3.4 Landfill - Maximum Elevation Limitation. No part of the final Landfill contour shall exceed an elevation of 236 feet South St. Paul Datum (831 feet above mean sea level, National Geodetic Vertical Datum of 1929). That elevation includes the final cover system.

3.5 Landfill - Duration. The Landfill may only accept Demolition Debris through December 31, 2017, unless the parties agree to an extension or modification hereof.

3.6 Accessory Uses - Duration. Once the Landfill is no longer able to accept Demolition Debris, the Accessory Uses identified in § 2.3.4, 2.3.5, 2.3.7, 2.3.9, 2.3.10, 2.3.12, 2.3.13 and 2.3.14, shall also cease.

3.7 Landfill - Closure. Once the Landfill is no longer able to accept Demolition Debris, the Landfill shall be closed within 24 months pursuant to the closure plan approved by the MPCA, Dakota County and the City. In all events, the Landfill must be closed no later than 24 months after the Landfill is no longer able to accept Demolition Debris.

4. OPERATIONAL AUTHORITY AND LIMITATIONS.

4.1 Purpose. In this section the parties set certain operational limitations on the Landfill and agree on when User must submit changes in manner of operation to the City for approval. Pursuant to Minnesota Statutes Section 473.811, subd. 4a, which requires that local government conditions respecting construction, operation, inspection, monitoring, and maintenance of disposal facilities be submitted to the Minnesota Office of Environmental Assistance for approval, the parties will submit this Certificate to the Office for approval.

4.2 General Authority To Operate. Subject to the restrictions in Sections 2 and 3, User, in continuing the use of the Landfill, shall have the right to alter its manner of operation without City review or approval, except as specifically provided in this Section 4.

4.3 Correspondence, Documents, and Reports.

4.3.1 City's right to copies. A copy of all correspondence, documents, and reports submitted to the MPCA, the Metropolitan Council, the Minnesota Office of Environmental Assistance, and the County related to the operations of the Landfill shall be provided to the City.

4.3.2 City's right to deviation/exception reports. Upon request by the City, User will provide reports which highlight any deviations from or exceptions to laws, licenses, permits, and regulations applicable to the Landfill.

4.3.3 City's right to summaries. Upon request by the City, User shall provide summaries of the reports and data referenced in Sections 4.3.1 and 4.3.2 in a format easily understood by the public.

4.3.4 City's right to request further information. The City reserves the right to require that User provide reasonable additional information about the operation of the Landfill directly related to the City's regulation of the facilities under this Certificate, except the City does not have the right to require the User's financial reports such as balance sheets, income statements and profit-loss statements.

4.3.5 Trade secret information. All of the City's rights to information in this Section 4.3 and in this Certificate shall be subject to the User's right to protect trade secret information as defined in Minnesota Statutes Section 13.37, subd. 1(b). Whenever, pursuant to any right to information, the City requests or is entitled to receive information deemed by User to be trade secret information, User shall so inform the City and make the information available for inspection by the City at User's office. The City shall not make copies of, make notes about, nor divulge such trade secret information.

4.4 Fire Protection Agreement. User shall comply with Host Community Agreement, provisions relating to Fire Protection. Payment of the Host fees under the Host Community Agreement shall be considered payment in full of firefighting costs incurred by City through December 31, 2017.

4.5 Nuisance Ordinance. User shall operate the Landfill in a manner which complies with Inver Grove Heights City Code Section 2005.13 Nuisances and with the Public Nuisance provisions of Dakota County Ordinance No. 110, Solid Waste Regulation.

4.6 Off-Site Litter Control. User shall control litter from the operation of and from deliveries to the Landfill, including maintaining berms around the north and east perimeter of the Landfill, and picking up litter from Demolition Debris along: (1) Dawn Way, from Airport Road to Concord; (2) Henry Avenue from Poplar Street south to Airport Road; and (3) Poplar Street east from Henry Avenue to Concord.

4.7 Post-closure Inspection. Any modification of the post-closure care plan that would result in planned post-closure general facility inspections at a frequency of fewer than two times per year (spring and fall) for the duration of the State or County imposed post-closure requirement shall be subject to prior City Council approval by majority vote of the Council.

4.8 Site Plan Review. Any change requiring Site Plan review under the terms of this Certificate shall be subject to Section 5.

4.9 Storm Water Management and Erosion - Local Plans and Regulations. In designing and constructing its storm water management facilities and erosion controls to meet Federal, State, regional, and County requirements, User shall also comply with the local watershed management organizations' and the City's comprehensive water management plans, storm water management and erosion control ordinances and regulations, and Federal, State, Regional, county, and local wetland laws and regulations.

4.10 Storm Water Management and Final Cover Systems. Any modification of the Landfill storm water management and final cover systems such that the design, specifications, or constructed systems do not meet or exceed all of the MPCA rule standards shall be subject to prior City Council approval by majority vote of the Council.

4.11 Truck Restrictions. User will require trucks to use Dawn Way only from the Landfill entrance to Concord. User shall post an advisory to all drivers to the same effect at each exit from the Landfill.

4.12 Operating Conditions. The Landfill shall be operated in the following manner:

- (1) Hours Of Operation. The hours of operation for the Landfill will be 7:00 a.m. to 6:00 p.m. on Monday through Friday. On Saturday, the hours of operation for the Landfill shall be 7:00 a.m. to 4:00 p.m. The Landfill shall not operate on Sunday. In the event of an emergency or required after hours use, the City

Administrator may extend the operational hours or days of the Landfill for a limited period to handle the event.

(2) Incorporation Of MPCA And County Conditions. Placement of any of the wastes listed in Section 2.2.1 on the Landfill shall not continue until required disposal permits and/or licenses are amended, continued, or obtained from the MPCA and County. The MPCA and County conditions and requirements are hereby incorporated as part of this Certificate as if they were specifically stated herein. If the City conditions conflict with the MPCA or County conditions, then that condition which is more restrictive or demanding shall prevail. A violation of either MPCA or County conditions and requirements shall be deemed a violation of this Certificate and shall be considered grounds for remedial action.

(3) Wind Blown Materials. The User shall daily pick-up and secure all materials from operations subject to movement or blowing by the wind, or which may cause a nuisance.

(4) Dust Control. All on-site haul roads shall be maintained dust-free during operations by watering, paving or chloride treatment. The entry road shall be paved from Dawn Way to the access gate.

(5) Street Maintenance. The User shall be responsible for removal of any mud, dirt or debris deposited on any public streets as a result of filling operations. The City, should the User not comply with this provision, may provide necessary cleaning services with appropriate notice to the User. The cost of such services will be billed to the User and User shall pay for such cost.

(6) Compliance With Plans. All site development, grading, drainage, erosion control, operation, restoration, re-vegetation and closure of the Landfill shall be in substantial conformance with the approved plans and narratives itemized on Exhibit B.

(7) Necessary Equipment Only. Only equipment necessary to operate the site as a Landfill, engage in reclamation activities, or to perform grading or closure shall be permitted to be stored on site.

(8) Fire Protection Measures. User shall comply with Section 5 - Fire Protection, of the Host Community Agreement.

(9) Suspension For Emergencies. Where violations of the conditions of this Certificate are noted, and the violations are of the type stated in Section 7.4.3, the

City is authorized to immediately suspend all operations at the site and resumption of operation will not be permitted until such violation is rectified.

(10) Access For Inspections. The City Code Enforcement Officer or other designees shall be granted right-of-access to the Landfill at all reasonable times to determine compliance with the conditions of this Certificate.

(11) Monitoring Wells. User will install four (4) monitoring wells as agreed upon and required by the MPCA or Dakota County or the City and, as shown on figure 4 of the plan set, by December 31, 2003. The general locations of the monitoring wells are as follows: one in the northwest corner of the site; one near the center of the north boundary of the site; and two in the southeast corner of the site.

(12) Maintenance of Storm Water Ponds. The User shall be responsible for maintenance of the storm water ponds. The ponds shall be maintained so that water infiltration rates and storage capacity are not substantially lessened from the maximum design criteria.

(13) Erosion Control. Heavy Duty Erosion Control fence shall be installed at all perimeter locations where surface water run-off can leave the Property. Any required erosion and sedimentation control measures shall be properly maintained. Sediment carried into the street via driveway run-off, vehicle tracking or vehicle spillage shall be removed daily. If erosion material reaches the storm sewer system, the system shall be cleaned to the satisfaction of the City Engineer.

(14) Financial Assurance The financial assurance to the County includes, among other components required by the County, a factor for dredging sediment from the infiltration basin as a post-closure item.

(15) Groundwater Receptors. User will investigate whether there are any groundwater receptors (i.e. municipal, commercial, or private water supply wells) down gradient from the Landfill and if these receptors are connected to the water table aquifer beneath the Landfill.

5. SITE PLAN.

5.1 Purpose. In this section the parties agree that a Site Plan will be used to control the location of various features of the Landfill, and the City approves a site plan for the Landfill which becomes part of the Certificate. The parties also describe what items must be shown on the Site Plan and establish a process for amending the site plan including review standards. Pursuant to Minnesota Statutes Section 473.811, subd. 4a, which requires that local government conditions respecting construction, operation, inspection, monitoring, and maintenance of disposal facilities be submitted to the Minnesota Office of Environmental Assistance for approval, the parties will submit this Certificate to the Office for approval.

5.2 Site Plan Requirement. The following may not be located at the Landfill except in

accord with a City approved site plan which depicts their location:

- 5.2.1 Buildings as described in Section 2.3.4.
- 5.2.2 Permanent driveways and private access roads.
- 5.2.3 Public easements.
- 5.2.4 Firebreaks and lanes.
- 5.2.5 Landscaping and berms.
- 5.2.6 Parking and loading areas.
- 5.2.7 Permanent fences.
- 5.2.8 Property boundaries.
- 5.2.9 Public rights-of-way.
- 5.2.10 Setbacks.
- 5.2.11 Signage.
- 5.2.12 Storm water management facilities and the grades thereof.
- 5.2.13 Utilities.
- 5.2.14 Entrance Road.

5.3 Approval and Incorporation of Site Plan. The Site Plan for the Landfill, itemized on Exhibit B, is hereby approved by the City Council. This Site Plan is and subsequent amendments shall be incorporated herein and become part of this Certificate. To the extent this Site Plan or any subsequent amendment depicts the location of uses or Structures which require other City permits, such uses or structures are not authorized by approval of this Site Plan, and the necessary permits must be obtained before the uses may be established or the Structures constructed.

5.4 Amendments and Conditions.

5.4.1 Amendments. The Site Plan may be amended from time to time, upon application by the User and approval by the City as provided in Section 5.6.

5.4.2 Conditions. The City may attach reasonable site plan conditions to a Site Plan amendment, including but not limited to, driveway or private road access, dust, blowing debris, erosion controls, landscaping, parking, security, and storm water

management facilities.

5.4.3 Construction Bond. As a condition for approving a Site Plan amendment, the City may require User to provide a payment and performance bond naming the City as a co-obligee for any of the following Site Plan improvements proposed for construction by User in the amendment, unless User has already provided a payment and performance bond to any other governmental body for the same improvement:

- (1) City streets and utilities.
- (2) Driveways and private access roads.
- (3) Firebreaks and lanes.
- (4) Landscaping and berms.
- (5) Parking and loading areas.
- (6) Permanent fences.
- (7) Storm water management facilities.

5.5 Amendment Application. An application for a Site Plan amendment shall include the following:

5.5.1 City application form.

5.5.2 Application fee equivalent to the amount of a conditional use permit amendment application. The reasonable cost of the preparation of any study, as required by the City Council to provide more factual or detailed information on which to base its actions, shall be borne by User. Failure by User to finance or provide for studies may be sufficient reason to deny the site plan amendment.

5.5.3 Six copies of an amended Site Plan, prepared by a registered surveyor or architect, which shows the items enumerated in Section 5.2.

5.5.4 Six copies of an erosion control plan relating to the amended portions of the Site Plan; provided that if the amendment does not present the potential for erosion, no erosion control plan shall be required.

5.5.5 Six copies of a grading and drainage plan with existing and proposed topography on two foot intervals relating to the amended portion of the Site Plan.

5.5.6 Six copies of a landscape plan (if required) indicating tree and shrub species, type, height, and location.

5.5.7 Description of materials which are proposed for the exterior of Buildings relating to the amended portion of the Site Plan.

5.6 Amendment Review Process.

5.6.1 Initial Action. The Site Plan amendment shall be approved or denied by the Community Development Director or by the Director's designee within 30 days of receipt, provided, however, that the following four items shall require a public hearing before and a recommendation by the Planning Commission and action of the City Council by majority vote of the Council:

- (1) construction of permanent Buildings or additions to permanent Buildings;
- (2) modification of access to the Landfill;
- (3) any material change in landscaping; and
- (4) the construction of storm water management facilities.

The Director, Director's designee, or User may submit any Site Plan amendment application to the Planning Commission and City Council for disposition at any time.

5.6.2 Appeal. Within 30 days of the Director's approval or denial, User may appeal to the Planning Commission and City Council, which shall act on the appeal by majority vote of the Council.

5.7 Amendment Review Standards. The City, in acting on a Site Plan amendment application, shall consider the following factors:

5.7.1 The consistency of the Site Plan amendment with the goals, policies, and plans of the Inver Grove Heights Comprehensive Guide Plan.

5.7.2 The consistency of the Site Plan amendment with the City Code, especially the IGH Zoning Code, and the intent of the specific zoning districts in which the Landfill is located.

5.7.3 The consistency of the Site Plan amendment with this Certificate.

5.7.4 The consistency of the Site Plan amendment with the rules of the MPCA.

5.7.5 The potential for the Site Plan amendment to materially injure existing or planned properties or improvements in the area.

5.7.6 The impact of the Site Plan amendment on existing and planned City

facilities or services, including parks, police and fire, streets and utilities, and the reasonable ability of the City to provide such services in an orderly, timely manner.

5.7.7 The compatibility of the Site Plan amendment with existing and future uses of surrounding properties.

5.7.8 The potential for the Site Plan amendment to have an undue adverse impact on the public health, safety, or welfare.

5.7.9 The impact of the Site Plan amendment on the environment including, but not limited to, air quality, groundwater, noise, surface water, and objectionable odors.

5.7.10 The potential for the Site Plan amendment to create nuisances.

6. COMPLIANCE WITH ALL LAWS AND REGULATIONS.

6.1 Purpose. In this section the parties list the various laws, regulations, decisions, orders, and requirements which User must follow and the permits and licenses which it must have to operate the Landfill. The parties also recognize that Federal, State, regional, and County laws and regulations with respect to the operation of landfills may supersede this Certificate and provide for notice to the City if this occurs.

6.2 City Decisions, Orders, and Requirements. User shall comply with lawful decisions, determinations, orders, and requirements made by a City administrative officer in the enforcement of this Certificate or the IGH Zoning Code, subject to the right of User to appeal such decisions to the City Council, which shall act on the appeal by majority vote of the Council.

6.3 County Permits and Licenses. User must obtain from the County, keep in force, and comply with all required County permits and licenses for the operation of the Landfill.

6.4 Federal, State, Regional, County, and Local Laws and Regulations. User must maintain and operate the Landfill in compliance with all Federal, State, regional, County, and local laws and regulations.

6.5 State Permits. User must obtain from the appropriate State agencies, keep in force, and comply with all required State permits for the operation of the Landfill.

6.6 Federal, State, Regional, and County Laws and Regulations Regarding Waste Streams and the Manner of Operation May Supersede This Certificate.

- (1) User may accept wastes permitted by Section 2.2 and continue the uses enumerated in Sections 2.2 and 2.3. It may also accept such wastes as are mandated by Federal, State, regional, or County authorities or operate in a manner mandated by Federal, State, regional, or County authorities, where such authorities are acting lawfully and within their legitimate authority, and

have, by the doctrine of pre-emption or the doctrine of conflict of laws, superseded this Certificate.

- (2) User shall give notice to the City if it accepts wastes not permitted in Sections 2.2 and 2.3 or operates contrary to provisions of this Certificate because of Federal, State, regional, or County mandates.
- (3) The City reserves its right to challenge Federal, State, regional, and County acts that it regards as beyond those governments' authority.
- (4) If User can operate in a manner that complies with both Federal, State, regional, and County law, licenses, permits, or regulations and this Certificate, User shall do so.

7. ENFORCEMENT AND REMEDIES.

7.1 Purpose. In this section the parties agree on the enforcement mechanisms which the City may use to assure compliance with the Certificate. This includes administrative orders and fines, criminal citations and penalties, court actions, and suspension or termination of this Certificate.

7.2 Compliance By User. User shall maintain and operate the Landfill in compliance with this Certificate, including the requirements of Section 6.

7.3 City's Power to Enforce.

7.3.1 Enforcement Alternatives. The City has the power to enforce the terms and conditions of this Certificate through one or more of the following:

- (1) Decisions, determinations, orders, and requirements made by a City administrative officer in the enforcement of this Certificate or the IGH Zoning Code.
- (2) Administrative fines levied by a City administrative officer.
- (3) Misdemeanor citations issued pursuant to the Inver Grove Heights City Code, Sec. 115.
- (4) Suspension of this Certificate for a fixed time period as set forth in Section 7.4.
- (5) Termination of this Certificate as set forth in Section 7.5.
- (6) Prohibitory or mandatory restraining orders or injunctions.
- (7) Declaratory judgment actions.

- (8) Any other legal means of enforcement available to the City.

7.3.2 Remedies Cumulative. No remedy or enforcement action herein conferred upon or reserved to the City shall be exclusive of any other available remedy or remedies, but each and every such remedy shall be cumulative and shall be in addition to every other remedy given under this Certificate or now or hereafter existing at law or in equity or by statute.

7.3.3 City to Determinate Compliance Times. The City shall determine the appropriate time periods for compliance with its decisions, determinations, orders, and requirements except as provided for in Section 7.4 and Section 7.5.

7.3.4 City Delay In Enforcement Not a Waiver. No delay or omission to exercise any right or power accruing upon any violation shall impair any such right or power or shall be construed to be a waiver thereof, but any such right and power may be exercised from time to time and as often as may be deemed expedient. This section shall not constitute a stay or waiver by User of any applicable statute of limitations.

7.4 Suspension of the Certificate.

7.4.1 Suspension For a Specific Violation. The City may suspend this Certificate, provided it adheres to the following process:

- (1) The City must determine that User is in violation of the terms and conditions of this Certificate.
- (2) The City shall give notice to User of the violation and the City's intent to suspend this Certificate.
- (3) After receipt of the violation/suspension notice, User shall have 60 days to cure the violation, provided that, if construction or landscaping is required, User shall have a reasonable amount of time to complete the work taking into account seasonal circumstances and the magnitude of the work, but in no event fewer than 60 days. Except, however, if the County and /or MPCA provide a longer time to cure, the City will not unreasonably withhold consent to the longer cure period.
- (4) The City shall extend the time to cure if User demonstrates ongoing efforts to cure the violation and if the City and User agree to a stated time by which the violation will be cured.
- (5) If the violation remains uncured, the City may suspend this Certificate until the violation is cured and up to five working days

thereafter.

7.4.2 Suspension for repeated violations. If the City, acting pursuant to Section 7.4.1 to suspend this Certificate for a specific violation, determines that User has repeatedly violated the terms and conditions of this Certificate as evidenced by violation notices and orders, administrative fines, misdemeanor citations, or other enforcement actions issued or taken by the City or other regulatory bodies, the City may suspend this Certificate until the violation is cured and up to ten working days thereafter.

7.4.3 Suspension in the case of an immediate threat to health or safety. Notwithstanding the provisions of Section 7.4.1, if the City determines that a violation of this Certificate presents an immediate threat to health or safety of person or property, the City may order User to cease immediately that part of the operations at the Landfill presenting the threat, or all operations if necessary to terminate the threat, until the violation is cured.

7.5 Termination of the Certificate.

7.5.1 Termination for a specific cause. The City may terminate this Certificate if User does any of the following:

- (1) Intentionally presents false information concerning the Landfill to the City or any governmental regulatory agency.
- (2) Intentionally engages in a use not allowed under Sections 2.2 or 2.3.
- (3) Fails to comply with a court order regarding the Landfill unless User is appealing the order and a stay has been issued.
- (4) Continues operating the Landfill for more than three (3) days during a City imposed suspension, unless User is appealing the suspension, and a stay of the suspension has been issued by the Court.
- (5) Receives two suspensions of this Certificate by the City in any twelve month period caused by User.

7.5.2 Termination for repeated violations. If User has repeatedly violated the terms and conditions of this Certificate, the City may terminate this Certificate, provided it adheres to the following process:

- (1) The City must determine that User has repeatedly violated the terms and conditions of this Certificate as evidenced by violation notices and orders, administrative fines, misdemeanor citations, or other enforcement actions issued or taken by the City or other regulatory bodies.

- (2) The City must determine that User is continuing to violate the terms and conditions of this Certificate.
- (3) The City shall give notice to User of the violation and the City's intent to terminate this Certificate.
- (4) After receipt of the violation/termination notice, User shall have 60 days to cure the violation, provided that, if construction or landscaping is required, User shall have a reasonable amount of time to complete the work, taking into account seasonal circumstances and the magnitude of the work, but in no event fewer than 60 days. Except, however, if the County and/or MPCA provide a longer time to cure, the City will not unreasonably withhold consent to the longer cure period.
- (5) The City shall extend the time to cure if User demonstrates ongoing efforts to cure the violation and if the City and User agree to a stated time by which the violation will be cured.
- (6) If the violation remains uncured or if an intentional violation occurs within twelve months after the violation/termination notice was issued, the City may terminate this Certificate.

8. CONSULTATION AND ALTERNATIVE NON-BINDING DISPUTE RESOLUTION.

8.1 Purpose. In this section the parties seek to minimize disputes by assuring regular consultation. The parties also seek to avoid court actions by establishing a non-binding alternative dispute resolution process whose outcome would be subject to City Council approval.

8.2 Consultation. The City and User shall consult annually to review the operations at the Landfill. The City may conduct a site inspection in conjunction with any such meeting.

8.3 Non-Binding Dispute Resolution.

8.3.1 Notice of non-binding dispute resolution. Except as expressly modified herein, in the event the City and User disagree as to the interpretation of this Certificate, the IGH Zoning Code as it relates to this Certificate, or whether either has properly performed its obligations under this Certificate, and they are unable to informally resolve their differences, either may give notice to commence non-binding dispute resolution. The notice shall include a description of the dispute and a proposed resolution.

8.3.2 Non-binding dispute resolution, other enforcement, and other appeals.

- (1) Initiation of non-binding dispute resolution shall not stop any enforcement actions identified in Sections 7.4 and 7.5 which the City may have initiated prior to the initiation of non-binding dispute resolution. The City may choose voluntarily to halt any such enforcement action while non-binding dispute resolution proceeds.
- (2) Initiation of non-binding dispute resolution shall suspend any enforcement action, other than an action described in Section 8.3.2(1), which is the subject of or related to the non-binding dispute resolution until the completion of the non-binding dispute resolution process or until 30 days have elapsed following the notice to commence non-binding dispute resolution, whichever comes first. The City shall not commence an enforcement action affecting the non-binding dispute resolution until completion of the non-binding dispute resolution process or until 30 days have elapsed following the notice to commence non-binding dispute resolution, whichever comes first.
- (3) Non-binding dispute resolution shall take the place of the appeal process set forth in IGH Zoning Code Section 505.

8.3.3 DRC makeup. The DRC shall consist of at least two and up to four authorized representatives from the City, including the City Administrator and the City Attorney, and at least two and up to four authorized representatives from User, including the president of the User. The City Council shall appoint the representatives from the City.

8.3.4 DRC process. The DRC shall meet within 10 calendar days of the notice. If the City and the User agree that a mediator is either appropriate or necessary, the City and User will agree on a mediator who shall mediate the meeting. The representatives will use their best efforts within ten calendar days of the first meeting to negotiate in good faith an agreement resolving in the dispute. A dispute will be considered resolved only if both the City and User reach a consensus on the issues in dispute. This consensus shall be evidenced by a resolution stating the consensus. Such a resolution, however, to be effective must be referred to the Planning Commission for a recommendation to the City Council, be adopted by the City Council by a majority vote of the Council, and be executed by the owner and operator of the Landfill. Once adopted and signed, the resolution shall be deemed a decision of the Board of Adjustment and Appeals. If the consensus involves the interpretation of this Certificate, the consensus shall then become a binding and integral part of this Certificate. The mediator's costs shall be borne equally by the City and User; the parties shall otherwise bear their own costs.

8.4 No Dispute Resolution In Emergencies. If the City finds that a dispute presents an immediate threat to health or safety of person or property, the dispute shall not be subject to the provisions of Section 8.3, and the City may pursue any enforcement action identified in Section 7.3.

9. REVIEW AND AMENDMENT.

9.1 Purpose. In this section the parties address when and how this Certificate may be modified. First, a discretionary City review at five year intervals is provided. Second, User may seek amendments. Third, opportunities for review are provided: when the MPCA acts on its permits for the Landfill or amendments thereto; if all or portions of this Certificate are invalidated for any reason; or if permits or licenses for the Landfill are suspended or terminated and the process for amending the Certificate is specified.

9.2 City Review.

9.2.1 Reviews – Timing. Every five years, or at the same intervals as required by the MPCA, at its discretion, the City may review and may make amendments to this Certificate, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.2.2 Reviews to be coordinated with MPCA permit reissuance. To keep all permits consistent among all regulatory bodies and to have the City reviews concurrent with MPCA review and reissuance, the City shall make all reasonable effort to conduct the reviews provided for in this Section 9.2 at the same time the MPCA considers reissuance permits for the Landfill.

9.3 Certificate Amendment Sought By User. If User seeks to amend this Certificate, the City may review and may make amendments to this Certificate pertaining to the activities regulated by the amendment being sought by User, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.4 MPCA Permit Action Review.

9.4.1 Permit reissuance. Whenever User makes application for reissuance of any MPCA permit pertaining to the Landfill, the City may review and may make amendments to this Certificate pertaining to the activities regulated by the MPCA permit being reissued, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.4.2 Permit amendment. Whenever the MPCA amends any MPCA permit pertaining to the Landfill, the City may review and may make amendments to this Certificate pertaining to the activities regulated by such permit amendment, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.4.3 New permit. If the MPCA issues a new permit to User pertaining to the Landfill, the City may review and may make amendments to this Certificate pertaining to the activities regulated by such new permit to make this Certificate consistent with such new MPCA permit, as well as make it consistent with any City ordinance amendments or modifications, and conditional use permit(s), if any such amendments, modifications or conditional use permits are required, provided that such amendments to this certificate without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not unreasonably eliminate or restrict the uses identified in Sections 2.2 and 2.3.

9.5 Preemption or Invalidation of Certificate. If any term or provision of this Certificate is preempted, made invalid, or made unenforceable by the operation of law, or is held to be preempted, invalid, or unenforceable by a court of competent jurisdiction, the City may review and may amend, to the extent permitted by law, this Certificate pertaining to the subject matter of such term or provision affected to make this Certificate consistent with such operation of law, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.6 Suspension or Termination of Permits or Licenses. If a permitting or licensing agency or body, suspends for more than five days, or terminates for cause, a permit or license issued to User for the Landfill, the City may review and may amend this Certificate with respect to the cause of such suspension or termination, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.7 Suspension By City. If the City suspends operation of the Landfill, the City may review and may amend this Certificate with respect to the cause of the suspension, provided that such amendments without the written concurrence of User (1) shall not reduce the airspace capacity of the Landfill, (2) shall not eliminate or change the types of waste allowed to be disposed and collected under Section 2.2, and (3) shall not eliminate or unreasonably restrict the uses identified in Sections 2.2 and 2.3.

9.8 Process For Adding Amendments. All amendments to this Certificate shall be

made by resolution adopted by the City Council by majority vote of the Council. To the extent any amendment is subject to Minnesota Statutes Section 473.811, subd. 4a, which requires that local government conditions respecting construction, operation, inspection, monitoring, and maintenance of disposal facilities be submitted to the Minnesota Office of Environmental Assistance approval, the City will submit the amendment to the Office for approval.

10. MISCELLANEOUS PROVISIONS.

10.1 Purpose. In this section the parties cover various subjects necessary to make the Certificate effective including: that User can assign or transfer its rights under the Certificate to others; that Minnesota law governs the Certificate and its interpretation; how notice is given; that Minnesota Office of Environmental Assistance approval will be obtained; how the effective date will be fixed; and that the Certificate will be recorded against the land.

10.2 Assignment and Successors. User may assign this Certificate to any person, partnership, corporation, subsidiary, or any other entity without City Approval. This Certificate runs with the land identified in Exhibit A and shall inure to the benefit of and be binding upon successors and assigns of User.

10.3 Governing Law. All questions relative to the execution, validity, interpretation, and performance of this Certificate shall be governed by the laws of the State of Minnesota.

10.4 Headings, Purpose Statements, and Appendices. The headings of the several sections contained herein are for convenience only and do not define, limit, or construe the contents of such sections. The sections entitled "Purpose" contained herein are for summary purpose only and do not define, limit, or construe the contents of the other sections which they describe.

10.5 Notices. Any notice or other communication required or permitted to be given by the City or User upon the other shall be in writing, and shall be deemed given when: (1) personally served on the Mayor, City Administrator, or Deputy City Clerk or President of Carl Bolander & Sons Co., or upon an officer of any successor owner or operator of the Landfill; or (2) mailed in a sealed envelope by United States certified mail, return receipt requested, postage prepaid, to the address set forth below, or at such other address as may be hereafter designated by the City or by User in accordance with this Paragraph.

If To The City:

City of Inver Grove Heights
Attn: City Administrator
8150 Barbara Avenue
Inver Grove Heights, MN 55077

If To User:

Carl Bolander & Sons Co.
Attn: President
251 Starkey Street
St. Paul, MN 55107

10.6 Severability. If any term or provision of this Certificate is preempted, made invalid, or

made unenforceable by the operation of law or held to be preempted, invalid, or unenforceable by a court of competent jurisdiction, the remainder of this Certificate shall not be affected thereby and each term and provision of this Certificate shall be valid and enforceable to the fullest extent permitted by law.

~~10.7 Submission to Minnesota Office of Environmental Assistance. Pursuant to Minnesota Statutes Sec. 473.811, subd. 4a, which requires that local government conditions respecting construction, operation, inspection, monitoring, and maintenance of disposal facilities be submitted to the Minnesota Office of Environmental Assistance for approval, the City shall submit this Certificate to the Office for approval.~~

10.8 Effective Date. This Certificate shall be effective only upon all of the following events occurring:

10.8.1 Written approval and execution of the Certificate by the City.

10.8.2 Written acceptance and agreement to the terms and conditions of this Certificate by User.

~~10.8.3 Approval of this Certificate by the Director of the Minnesota Office of Environmental Assistance pursuant to Minnesota Statutes Section 473.811, subd. 4a.~~

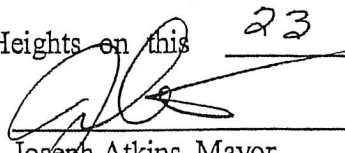
10.8.4 Upon the Host Community Agreement becoming effective.

~~10.8.5 Upon the occurrence of all the above events, the parties agree to execute Addendum 1 to the Certificate specifying the effective date.~~

10.9 Recording. Once this Certificate becomes effective, a memorial hereof shall befiled for record purposes in the office of the Recorder of Titles for Dakota County, State of Minnesota.

ADOPTION:

Adopted by the City Council of Inver Grove Heights on this 23 day of September, 2002.


Joseph Atkins, Mayor

Ayes:

Nayes:

Attest:

Cathy Iago, Deputy Clerk

ACCEPTANCE:

Carl Bolander & Sons Co. hereby accepts and agrees to the terms and conditions of this Certificate.

CARL BOLANDER & SONS CO.

By Mark Ryan
Its President

Dated: Sept. 23, 2002

EXHIBIT A
LANDFILL BOUNDARIES (Legal Description)

The South 825 feet of the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section Thirty-four (34), Township Twenty-eight (28), Range Twenty-Two (22), lying northwesterly of a line which is parallel with and 40.00 feet northwesterly of the hereinafter described Line A; excepting therefrom one and thirty one (1.31) hundredths acres used for Cemetery purposes; also excepting therefrom that part of the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) of said Section Thirty-four (34), described as follows: Beginning at a point 1308.95 feet west and 8.25 feet north of the Southeast corner of said Section Thirty-four (34), thence North 208.71 feet, thence East 208.71 feet, thence South 208.71 feet, thence West 208.71 feet to the place of beginning, said last excepted piece containing one (1) acre.

Also the South 825 feet of Government Lot Eight (8) in Section Thirty-five (35), Township Twenty-eight (28), Range Twenty-two (22) lying westerly of the Chicago, Great Western Railway right of way, and lying northwesterly of a line which is parallel with and 40.00 feet northwesterly of the hereinafter described Line A; excepting therefrom the following described tract of land, to wit: Commencing at a point on the south line of Section Thirty-five (35), Township Twenty-eight (28), Range Twenty-two (22), 322 feet each of the southwest corner of said Section, thence east on Section line 533.26 feet to the westerly line of the Chicago, Great Western Railroad right of way, thence northerly 876.22 feet, thence westerly parallel with the section line 565 feet, thence southerly 645.86 feet, thence easterly thirty (30) feet, thence southerly 230.36 feet to beginning, said excepted lands being within the boundaries of W. F. Krech's 2nd Addition to the Village of Inver Grove, Dakota County, Minnesota.

Line A

Commencing at the southeast corner of the N1/2 of the NE1/4 of the NE $\frac{1}{4}$ of Section 3, T.27N., R22W; thence westerly, along the south line of said N1/2, a distance of 222.01 feet to the point of beginning of the line to be described; thence deflect to the right 80 degrees 47 minutes 09 seconds a distance of 131.59 feet, to a point on a 520.87 radius, tangential curve, concave to the east; thence northeasterly, along said curve, central angle 79 degrees 30 minutes 58 seconds, a distance of 722.87 feet; thence northeasterly, tangent to said curve 800.00 feet and there terminating.

AND

PARCEL A

All of Block 1, except Lots 28 through 30 inclusive;
All of Block 2;
All of Block 3, except Lot 26;
All of Block 4, except Lots 1, 5 and 6;
All of Block 6, except Lots 1 through 6 inclusive, and except that portion of Lots 7 through 9 inclusive lying northerly of the southerly right-of-way line of Poplar Street as now traveled;
All of Blocks 7 and 8;

Lots 1, Block 10

All that part of the vacated alley in Block 1 lying southerly of the right-of-way of Poplar Street (formerly known as Valley Street); all that part of the vacated alleys in Block 4, except that portion which accrues to Lots 1, 5 and 6 of said Block by reason of said vacation; all that part of the vacated alleys in Blocks 2, 3, 6, 7 and 8; all that part of vacated Charles Avenue between Poplar Street, (formerly Valley Street) and Linden Street, except that portion which accrues to Lot 6, Block 4 by reason of said vacation; all that part of vacated Boston Avenue between Poplar Street (formerly Valley Street) and Linden Street, except that portion which accrues to Lot 1, Block 4, by reason of said vacation; all that part of vacated Davis Avenue between vacated Maple Street and Linden Street; and all that part of vacated Maple Street between Henry Avenue and Edwards Avenue; All in Lincoln Park Addition to South St. Paul, according to the plat thereof now on file and of record in the Recorder's office in Dakota County, Minnesota.

Reservation in the State of Minnesota and in trust for the taxing districts concerned, all minerals and mineral rights as to Lots, 11, 12, 13, 14, 15, 16, 17, 18, 25 and 26, Block 1; Lots 11, 12, 13, 14, 15, 24, 25, 26, 27, 28, 29 and 30, Block 2;

Lots 1, 2, 3, 12, 13, 14, 15, 23, 24, 25 and 28, Block 3; Lots 9, 10, 11, 16 and 17, Block 4; Lots 8, 9, 10, 11 and 14, Block 6; Lots 1, 2, 3, 4, 5, 6, 13, 14, 15, 25, 26, 27, 28, 29 and 30, Block 7; Lots 7, 10, 13, 14, 17, 18, 19, 20 and 21, Block 8; and Lot 1, Block 10.

PARCEL B:

Lot Twenty-six (26) in Block Three (3) of Lincoln Park Addition to South St. Paul, according to the plat thereof on file and of record in the office of the County Recorder in and for Dakota County, Minnesota; excepting all minerals and mineral rights reserved in favor of the State of Minnesota.

PARCEL C:

Lots One (1), Two (2) and Three (3) in Block Six (6) of Lincoln Park Addition to South St. Paul, subject to an easement to the Great Lakes Pipe Line Company of Ponca City, Oklahoma, over and across said Lots 1, 2, and 3 in said Block 6;

Lots Five (5) and Six (6) in Block Six (6) of Lincoln Park Addition to South St. Paul, excepting that part of Lots 5 and 6, Block 6, lying and being northerly of the Northerly line of new Valley Street (as relocated and constructed as of January 2, 1958 from Henry Street in an easterly direction to Edwards Street);

All according to the plat thereof on file and of record in the office of the County Recorder in and for Dakota County, Minnesota.

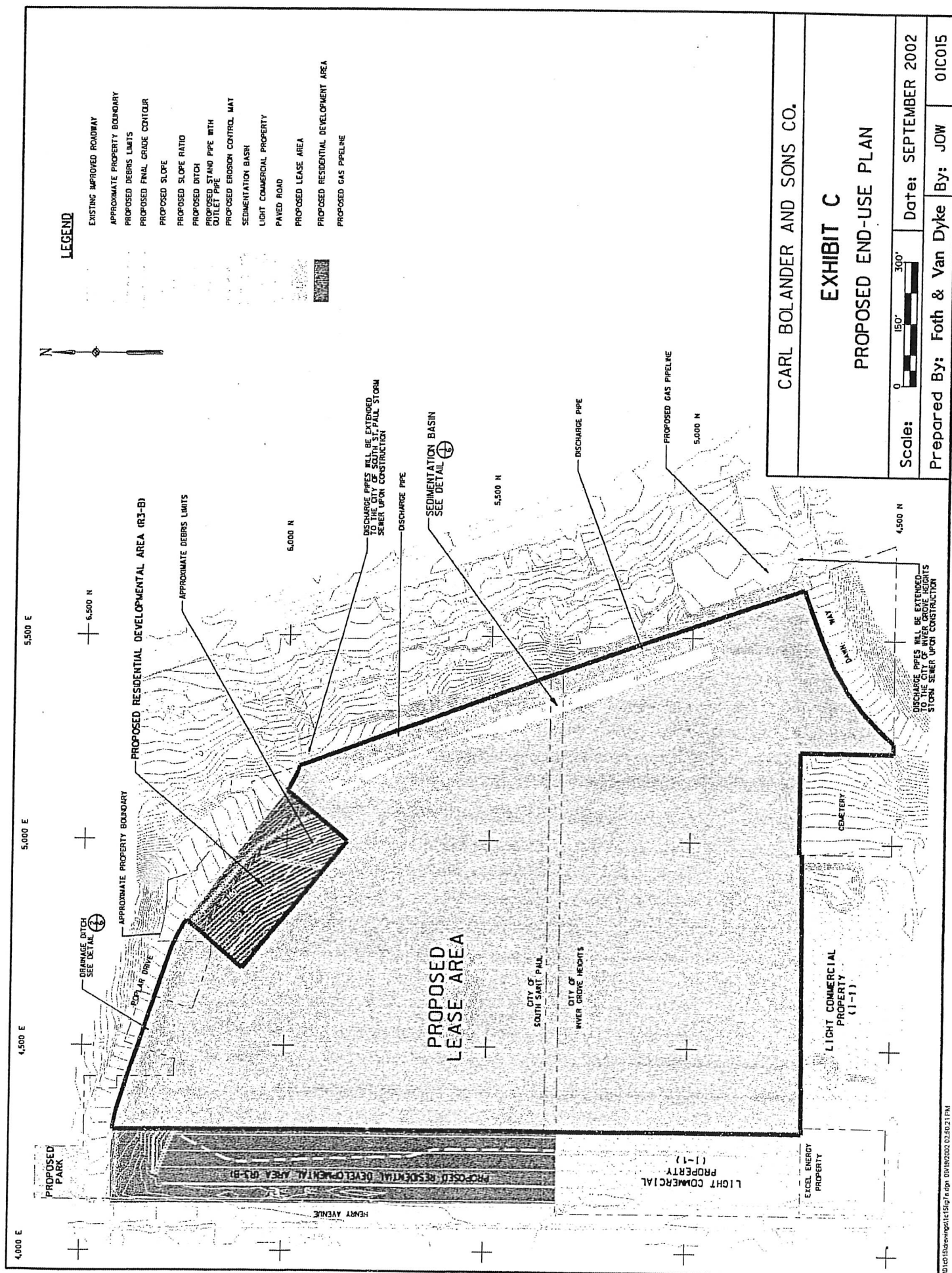
Excepting all minerals and mineral rights reserved in favor of the State of Minnesota.

NOTE: The above-described property contains land in the Cities of Inver Grove Heights and South St. Paul. The defined Landfill for purposes of this Non-Conforming Use Certificate (as so defined by Section 1.20) is only the land described above in the City of Inver Grove Heights.

EXHIBIT B
SITE PLAN
ITEMIZED LIST OF DEVELOPMENT, GRADING, DRAINAGE
EROSION CONTROL, OPERATION, RESTORATION, RE-VEGETATION
AND CLOSURE PLANS

1. Title Sheet - SW - 303 Permits Renewal Drawings - July 2002, Foth & VanDyke.
2. Existing Site Conditions Map.
3. Phased Fill Plan.
4. Groundwater Contour Map - 4/99.
5. Proposed Debris Limit.
6. Proposed Final Grades and Surface Water Drainage Plan.
7. Proposed End-Use Plan.
8. Cross Section A-A.
9. Cross Section B-B.
10. Cross Section C-C.
11. Cross Section D-D.
12. Cross Section E-E.

EXHIBIT C
PROPOSED LEASED AREA



November 14, 2017

Mr. Allan Hunting
City Planner
City of Inver Grove Heights
8150 Barbara Avenue
Inver Grove Heights, MN 55077

**Re: Dawnway Landfill Letter Report
Nonconforming Use Certificate (NCUC) Extension**

Dear Mr. Hunting:

This letter provides the results of our work on the Dawnway Landfill (owned by Frattalone Companies, Inc.) which included evaluation of several technical topics related to extending the landfill's NCUC that is issued by the City of Inver Grove Heights (City).

The technical topics evaluated were:

1. Review waste fill volume calculations as reported in the landfill's 2016 annual report to the Minnesota Pollution Control Agency (MPCA).
2. Determine if waste filling is occurring with the Limits of Waste Placement (permitted waste boundary) in accordance with the June 2014 drawing prepared by Foth Infrastructure & Environment, LLC (2014 Foth Drawings) which were approved by the current MPCA solid waste permit issued March 11, 2015.
3. Determine if waste fill material types comply with the current City-issued NCUC dated September 23, 2002.
4. Review the 2014 Foth Drawings to identify any significant concerns or deficiencies.

A detailed description of our work is provided below.

Waste Volume Calculations

Barr performed a review of waste volume calculations to determine:

1. The estimated quantity of waste filled during 2016.
2. The estimated quantity of waste remaining to be filled.

CAD files were obtained from Folz, Freeman, Erickson, Inc. and Larson Engineering, Inc. (Frattalone's surveyor and engineer, respectively) that represented three-dimensional surfaces for the waste surface at the end of 2015, the waste surface at the end of 2016, and the proposed top of final cover once the landfill is filled to capacity.

Using these 3D CAD surfaces, Barr calculated the volumes as shown in the table below. Frattalone's volumes, as provided in the 2016 annual report, are also shown for comparison purposes.

	Two-foot final cover volume (cubic yards)	Total remaining volume with final cover at end of 2016 (cubic yards)	Estimated volume filled for 2016 (cubic yards)
Barr-calculated volumes	97,930	1,335,865	91,416
Frattalone-calculated volumes	96,027	1,544,335	93,223
Difference between Barr and Frattalone- calculated volumes	1,903	-208,470	-1,807

Barr was not able to obtain a 3D CAD surface that represented the bottom of the landfill and therefore we were not able to calculate the landfill's total design volume (including final cover). Frattalone reported this volume to be 3,945,752 cubic yards in the 2016 annual report.

Determine if Waste Filling is Occurring with the Permitted Boundary

The permitted waste boundary is determined by the 2014 Foth Drawings. Frattalone's surveyor staked the permitted waste boundary and provided a figure with aerial photo to Barr (Enclosure 1). Barr determined that the permitted waste boundary location shown on the aerial photo figure closely matched what was shown on the 2014 Foth Drawings. Barr conducted a site visit on November 6, 2017 and verified that the permitted waste boundary stakes appeared to be installed in the correct locations. To make this determination, Barr used the Enclosure 1 figure and scaled the distances from reference points (such as the cemetery and Xcel property) to the permitted waste boundary, and then measured those distances in the field at the site.

Using this information and visual observations during the November 6 site visit, Barr determined that:

- The permitted waste boundary shown on the Enclosure 1 figure matched what was staked at the site.
- Waste disposal was occurring within the permitted waste boundary.

It should be noted that several piles of aggregate and to-be-recycled material such as asphalt paving and concrete were present at the site but these are not required to be located within the permitted waste boundary.

Determine if Waste Material Types Comply with the NCUC

The NCUC allows only demolition debris to be disposed of at the landfill. Demolition debris is defined in the NCUC as follows:

"Demolition Debris - means solid waste resulting from the demolition of Buildings, roads, and other man-made structures, including concrete, brick, bituminous

concrete, untreated wood, masonry, glass, Tree Waste, rock, and plastic building parts, and includes unregulated asbestos incidental to the demolition of a Building or a Structure. Demolition Debris will also include the above described materials resulting from construction projects if and when Minnesota rules and/or statutes are amended or modified to include such materials in the statutory or regulatory definition of demolition debris."

The waste surface was viewed during Barr's November 6 site visit (Enclosure 2). The waste that was visible during the site visit met the above definition of demolition debris.

Additionally, copies of Dakota County inspection reports from 2008 through 2016 were reviewed and no information was found to indicate that improper waste was being disposed of at the landfill.

Based on the above information, Barr concludes that the waste being disposed of is in accordance with the NCUC.

Review of 2014 Drawings

Barr reviewed the 2014 Foth Drawings, which were approved by the current MPCA solid waste permit issued March 11, 2015. The drawings consist of twelve sheets and address existing conditions, groundwater contours, landfill development phases, final grades and surface water management, end use, and landfill volume.

Barr did not find any significant concerns or deficiencies in the drawings.

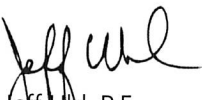
Conclusions and Recommendations

Waste volumes reported in the 2016 annual report appear to have some discrepancies based on the 3D CAD surfaces supplied by Frattalone as described above. Barr recommends that these apparent discrepancies be evaluated and addressed in the 2017 annual report.

Based on Barr's November 6, 2017 site visit, the waste is being disposed of within the permitted waste boundary and the waste types meet the definition of demolition debris and comply with the NCUC issued by the City.

No significant concerns of deficiencies were noted on the 2014 Foth Drawings which are approved by the MPCA solid waste permit.

Sincerely,



Jeff Uhl, P.E.

Enclosures

Enclosure 1



Enclosure 2



Landfill Waste Surface

PERMIT RENEWAL DRAWINGS
FOR THE
DAWNWAY LANDFILL FACILITY
SW-303
FRATTALONE COMPANIES, INC.

INVER GROVE HEIGHTS / SOUTH ST. PAUL

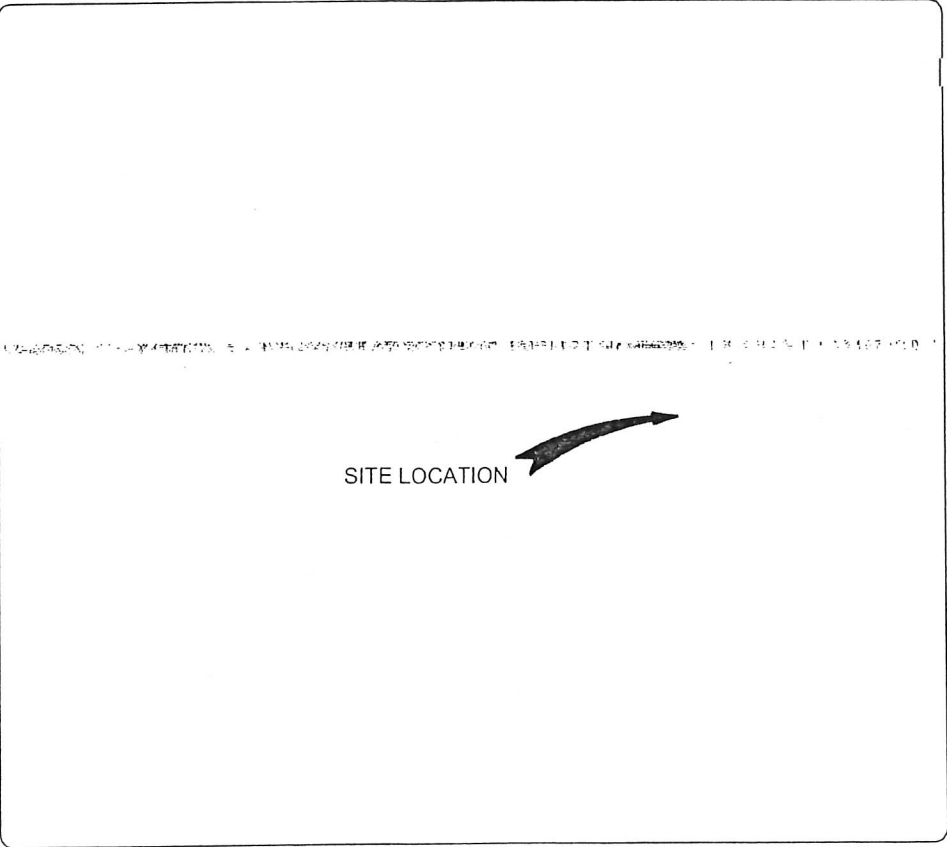
DAKOTA COUNTY, MINNESOTA

JUNE 2014

Prepared By

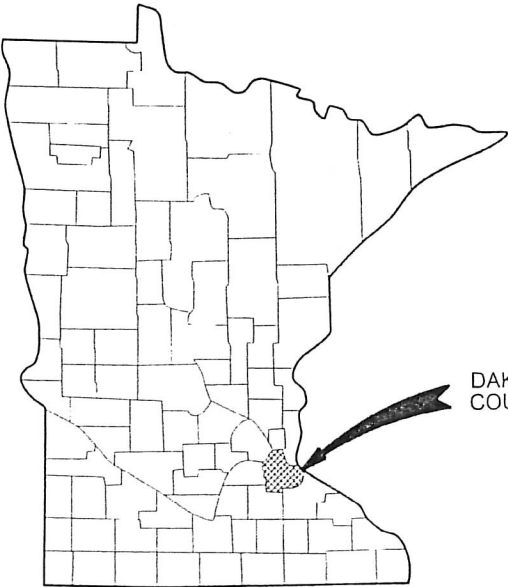


14F003



SITE LOCATION

SITE LOCATION MAP



DAKOTA
COUNTY

INDEX	
DRAWING NO.	DESCRIPTION
1	TITLE SHEET
2	EXISTING CONDITIONS / LANDOWNER MAP
3	GROUNDWATER CONTOUR MAP (FALL 2013)
4	PHASE 1 DEVELOPMENT
5	PHASE 2 DEVELOPMENT
6	PHASE 3 DEVELOPMENT
7	FINAL GRADES AND SURFACE WATER DRAINAGE PLAN
8	END USE PLAN
9	CROSS SECTION A-A' & B-B'
10	CROSS SECTION C-C' & D-D'
11	CROSS SECTION E-E
S-1	2012 DAWNWAY DEMO LANDFILL VOLUME SURVEY

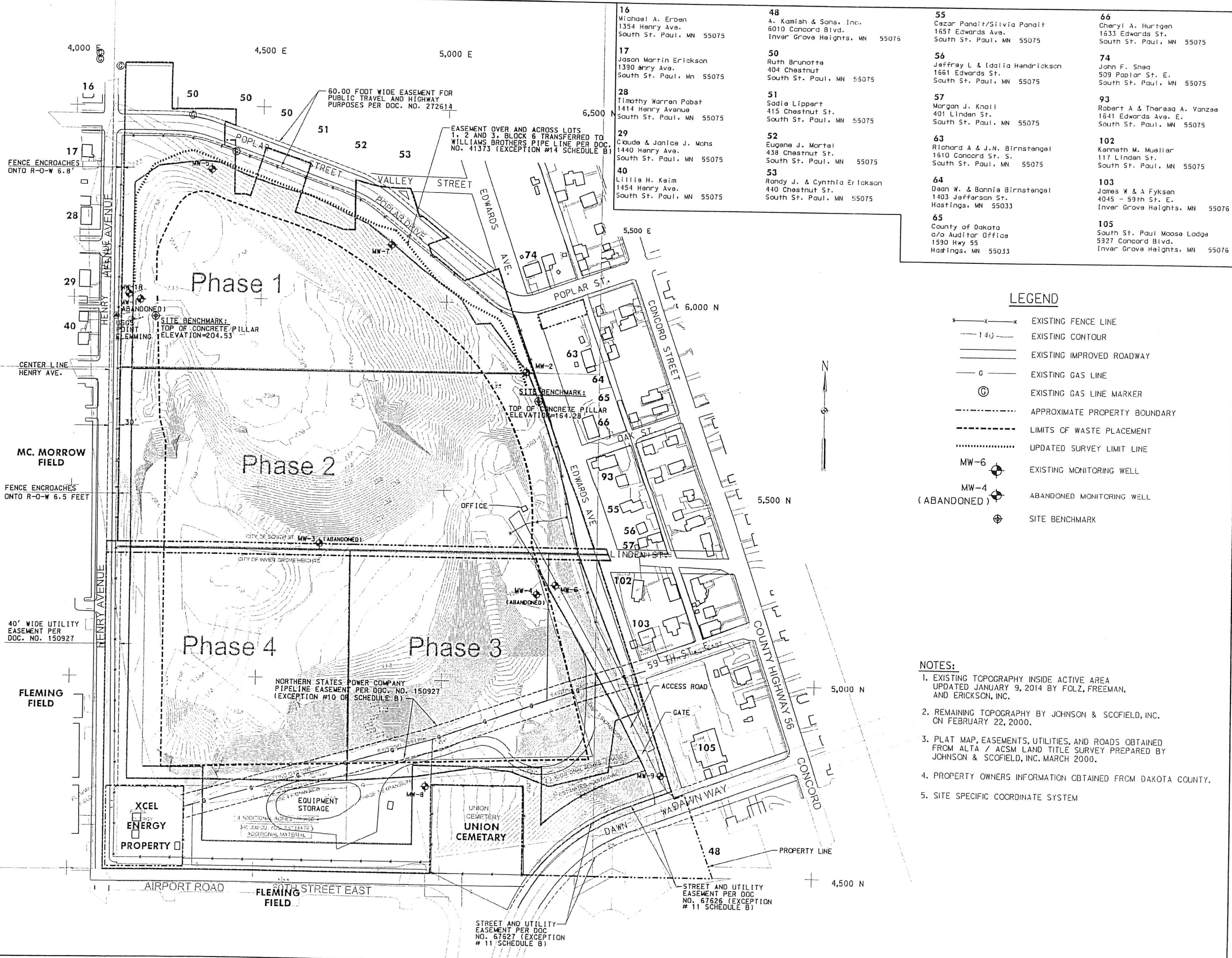
I hereby certify that this plan, specification,
or report was prepared by me or under my
direct supervision and that I am a duly Licensed
Professional Engineer under the laws of the
state of Minnesota.

Signature: 
CURTIS L. HARTOG

Date: 6/5/2014 Reg. # 44024

TITLE SHEET

1



Foth
Foth Infrastructure & Environment, LLC
Eagle Point II
8550 Hudson Boulevard North, Suite 105
Lake Elmo, MN 55042

I hereby certify that the plan, specification, and description of the work shown on this drawing were prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.

Signature: *Curtis L. Hartig*
Curtis L. Hartig
Date: 6/5/2014 Reg. # 44024

PERMIT RENEWAL DRAWINGS FOR THE DAWNWAY LANDFILL FACILITY, SW-303

PREPARED FOR
FRATTAONE COMPANIES, INC.
S. ST. PAUL / INVER GROVE HEIGHTS MINNESOTA
DAKOTA COUNTY

NO.	DATE	DESCRIPTION
1	1/9/14	EXISTING TOPOGRAPHY INSIDE ACTIVE AREA
2	2/22/00	REMAINING TOPOGRAPHY BY JOHNSON & SCOFIELD, INC.
3	3/20/00	PLAT MAP, EASEMENTS, UTILITIES, AND ROADS OBTAINED FROM ALTA / ACSM LAND TITLE SURVEY
4		PROPERTY OWNERS INFORMATION OBTAINED FROM DAKOTA COUNTY.
5		SITE SPECIFIC COORDINATE SYSTEM

DATE OF PREPARATION
BY: DATE:

SURVEYED: APRIL 2014
DRAWN: CRV
DESIGNED: APRIL 2014
CHECKED: CLH1
JUNE 2014

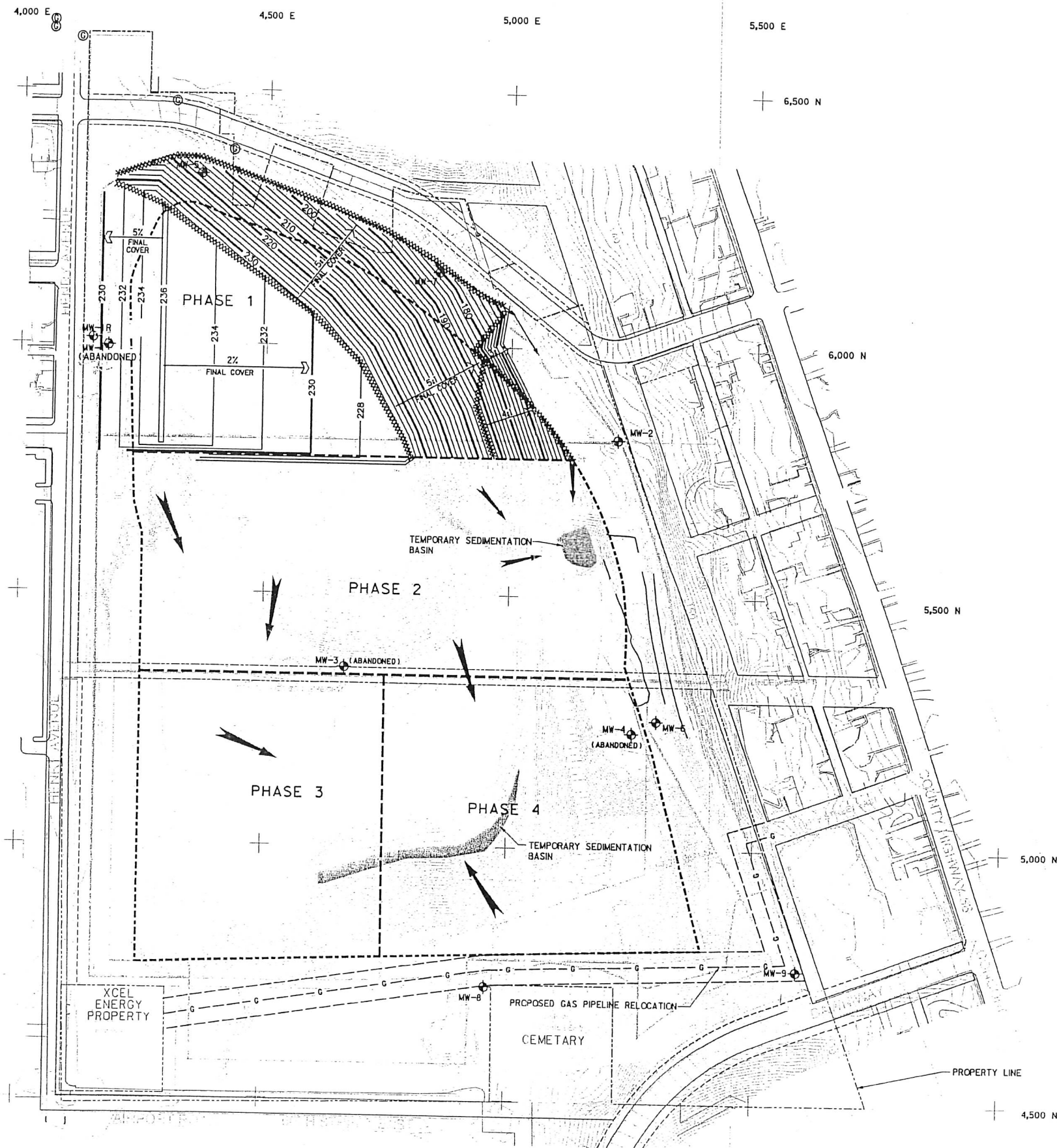
EXISTING CONDITIONS / LANDOWNER MAP

HORIZONTAL SCALE:
0 120' 240'

PROJECT ID: 14F003

2
SHEET 2 OF 11

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LEGEND

- 140 EXISTING CONTOUR
- EXISTING IMPROVED ROADWAY
- EXISTING GAS LINE MARKER
- G PROPOSED GAS PIPELINE RELOCATION
- APPROXIMATE PROPERTY BOUNDARY
- EXISTING MONITORING WELL
- ABANDONED MONITORING WELL
- TEMPORARY SEDIMENTATION BASIN
- SURFACE WATER FLOW DIRECTION
- 220 FINAL GRADE CONTOUR
- 2% SLOPE
- 5:1 SLOPE RATIO
- DITCH
- STAND PIPE WITH OUTLET PIPE
- EROSION CONTROL MAT
- LIMITS OF WASTE PLACEMENT
- PHASE DELINEATION

NOTES:

- EXISTING TOPOGRAPHY INSIDE ACTIVE AREA UPDATED JANUARY 9, 2014 BY FOLZ, FREEMAN, AND ERICKSON, INC.
- REMAINING TOPOGRAPHY BY JOHNSON & SCOFIELD, INC. ON FEBRUARY 22, 2000.
- SITE SPECIFIC COORDINATE SYSTEM



Foth Infrastructure & Environment, LLC
Eagle Point II
8550 Hudson Boulevard North, Suite 105
Lake Elmo, MN 55042

REUSE OF DOCUMENTS
THIS DOCUMENT HAS BEEN DEVELOPED FOR A SPECIFIC APPLICATION AND NOT FOR GENERAL USE. IT IS THE USER'S RESPONSIBILITY TO OBTAIN NECESSARY INFORMATION AND TO OBTAIN THE NECESSARY PERMISSIONS FROM THE ORIGINAL OWNER OF THE DOCUMENT FOR REUSE OF THE DOCUMENT.

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.

Signature: *Curtis L. Hartog*
Curtis L. Hartog
Reg. # 44024

Date: 6/5/2014

PERMIT RENEWAL DRAWINGS
FOR THE DAWNWAY LANDFILL
FACILITY, SW-303

PREPARED FOR
FRATTALONE COMPANIES, INC.

S. ST. PAUL /
INVER GROVE HEIGHTS
MINNESOTA
DAKOTA
COUNTY

REVISIONS		DATE		DESCRIPTION	
NO.	BY	DATE	DESCRIPTION	NO.	BY
1	XXX	A	A	1	XXX
2	XXX	A	A	2	XXX
3	XXX	A	A	3	XXX
4	XXX	A	A	4	XXX
5	XXX	A	A	5	XXX
6	XXX	A	A	6	XXX
7	XXX	A	A	7	XXX
8	XXX	A	A	8	XXX
9	XXX	A	A	9	XXX
10	XXX	A	A	10	XXX

DATE OF PREPARATION		DATE	
BY	DATE	BY	DATE
SURVEYED		DESIGNED	
DRAWN	CKV	APRIL 2014	
CHECKED	CLH1	JUNE 2014	

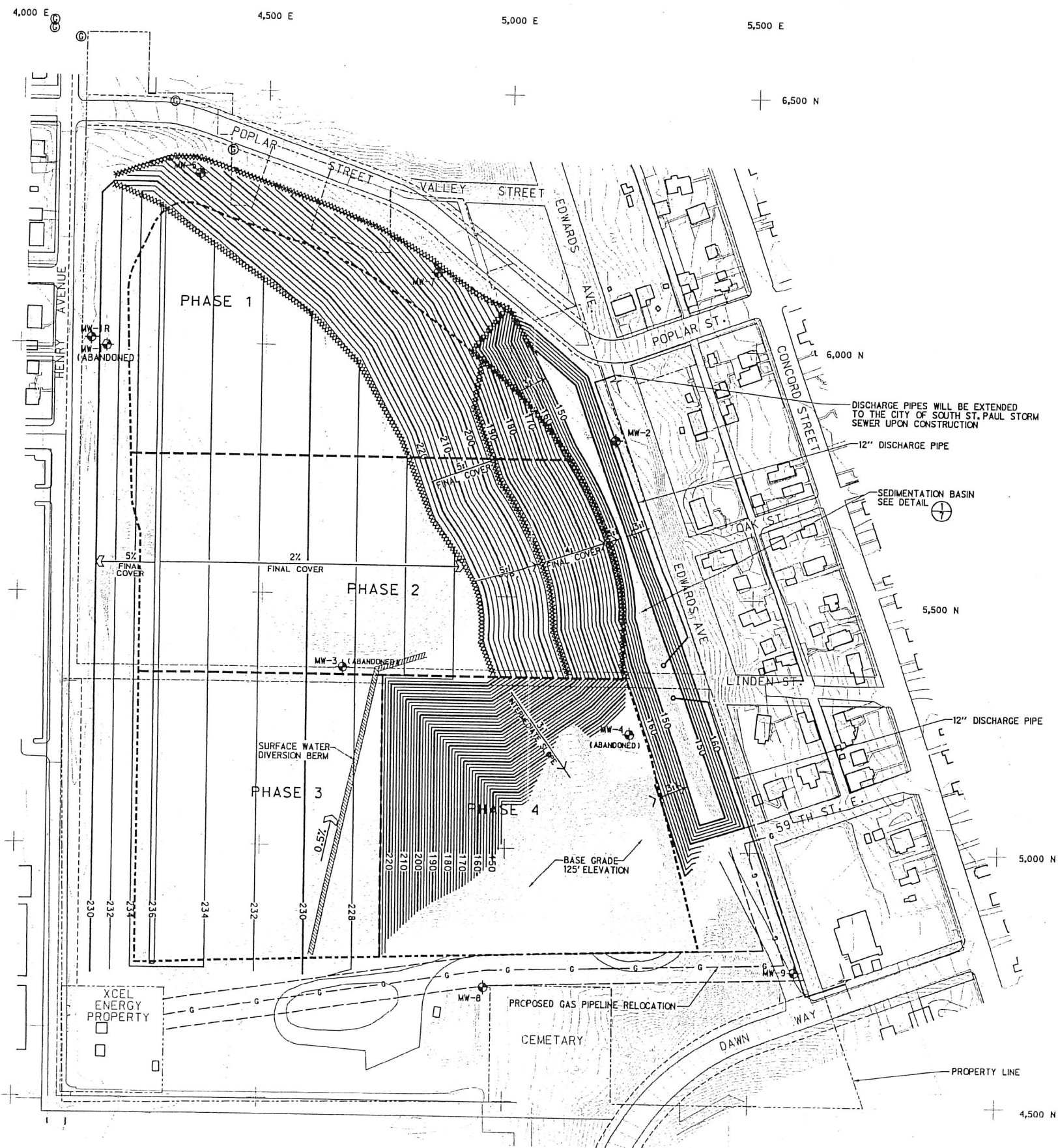
PHASE 1
DEVELOPMENT

HORIZONTAL SCALE:
0 120' 240'

PROJECT ID 14F003

4
SHEET 4 OF 11

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LEGEND

- 140 — EXISTING CONTOUR
- — — EXISTING IMPROVED ROADWAY
- ⊙ EXISTING GAS LINE MARKER
- G — PROPOSED GAS PIPELINE RELOCATION
- - - - - APPROXIMATE PROPERTY BOUNDARY
- MW-6 EXISTING MONITORING WELL
- MW-4 (ABANDONED) ABANDONED MONITORING WELL
- 220 — FINAL GRADE CONTOUR
- 2% SLOPE
- 5:1 SLOPE RATIO
- DITCH
- STAND PIPE WITH OUTLET PIPE
- XXXXXXXXXXXXX EROSION CONTROL MAT
- - - - - LIMITS OF WASTE PLACEMENT
- - - - - PHASE DELINEATION
- ===== TEMPORARY SURFACE WATER DIVERSION BERM

NOTES:

1. EXISTING TOPOGRAPHY INSIDE ACTIVE AREA
UPDATED JANUARY 9, 2014 BY FOLZ, FREEMAN,
AND ERICKSON, INC.
2. REMAINING TOPOGRAPHY BY JOHNSON & SCOFIELD, INC.
ON FEBRUARY 22, 2000.
3. SITE SPECIFIC COORDINATE SYSTEM



Foth Infrastructure & Environment, LLC
1850 North Boulevard North, Suite 105
Lake Elmo, MN 55042

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I hereby certify that this plan, specification,
or report was prepared by me or under my
direct supervision and that I am a duly Licensed
Professional Engineer under the laws of the
State of Minnesota.

Signature: *CLYDE L. HARTOG*
CLYDE L. HARTOG
Reg. # 4024

Date: 6/5/2014

PERMIT RENEWAL DRAWINGS FOR THE DAWNWAY LANDFILL FACILITY, SW-303

PREPARED FOR
FRATTALONE COMPANIES, INC.

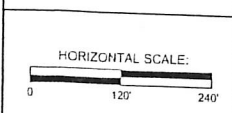
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INVER GROVE HEIGHTS
MINNESOTA

DAKOTA
COUNTY

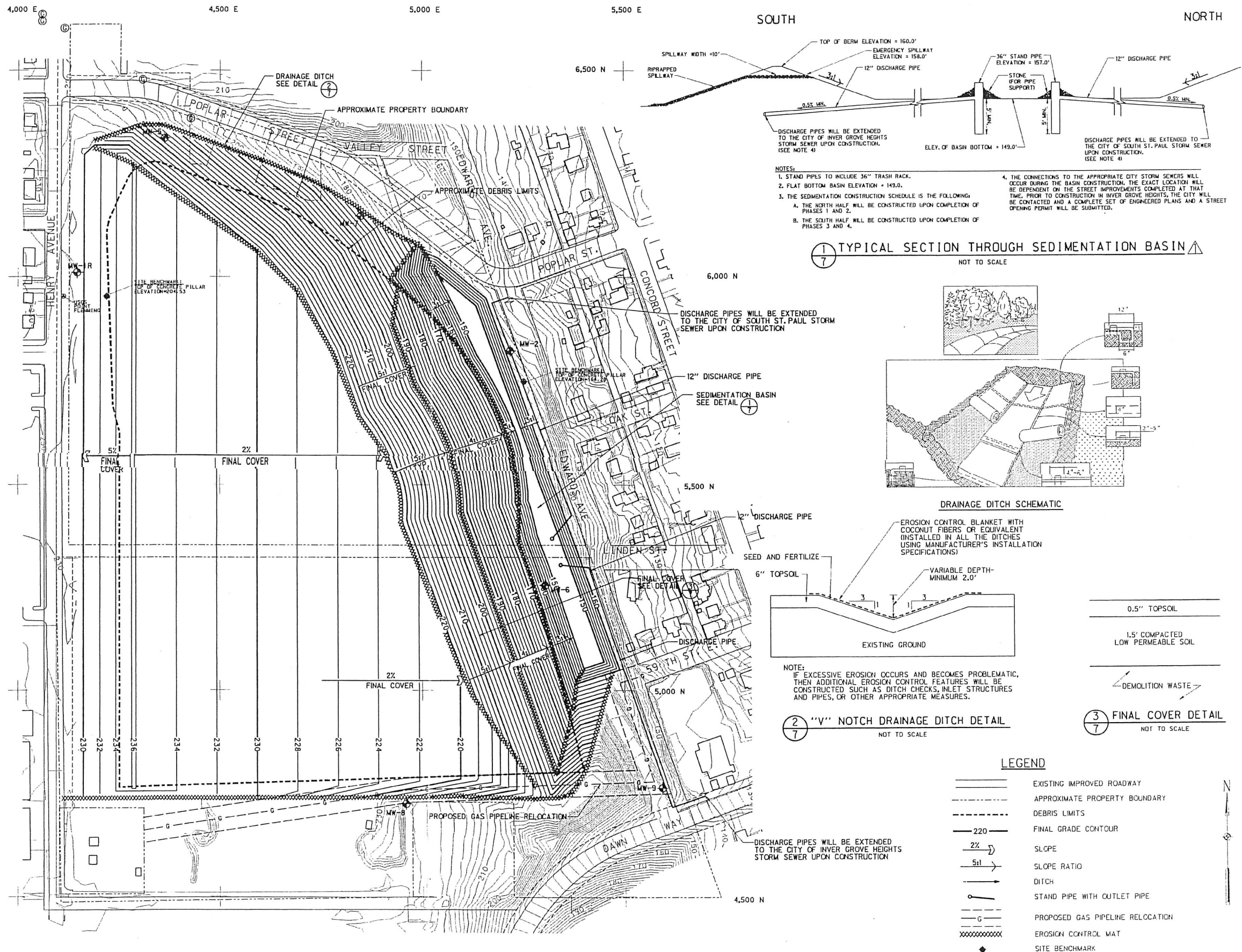
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DATE OF PREPARATION		DATE	
SURVEYED	BY	DATE	
DRAWN	CKV	APRIL 2014	
DESIGNED			
CHECKED	CLH	JUNE 2014	

PHASE 3
DEVELOPMENT



PROJECT ID: 14F003
6
SHEET 6 OF 11



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Eagle Point II
8550 Hudson Boulevard North, Suite 105
Lake Elmo, MN 55042

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I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the state of Minnesota.

Signature: *Curtis L. Hartog*
Date: 6/5/2014 Reg. # 41024

PERMIT RENEWAL DRAWINGS
FOR THE DAWNWAY LANDFILL
FACILITY, SW-303

PREPARED FOR
FRATTALONE COMPANIES, INC.
S. ST. PAUL
INVER GROVE HEIGHTS
MINNESOTA
DAKOTA
COUNTY

REVISIONS		DATE OF PREPARATION	
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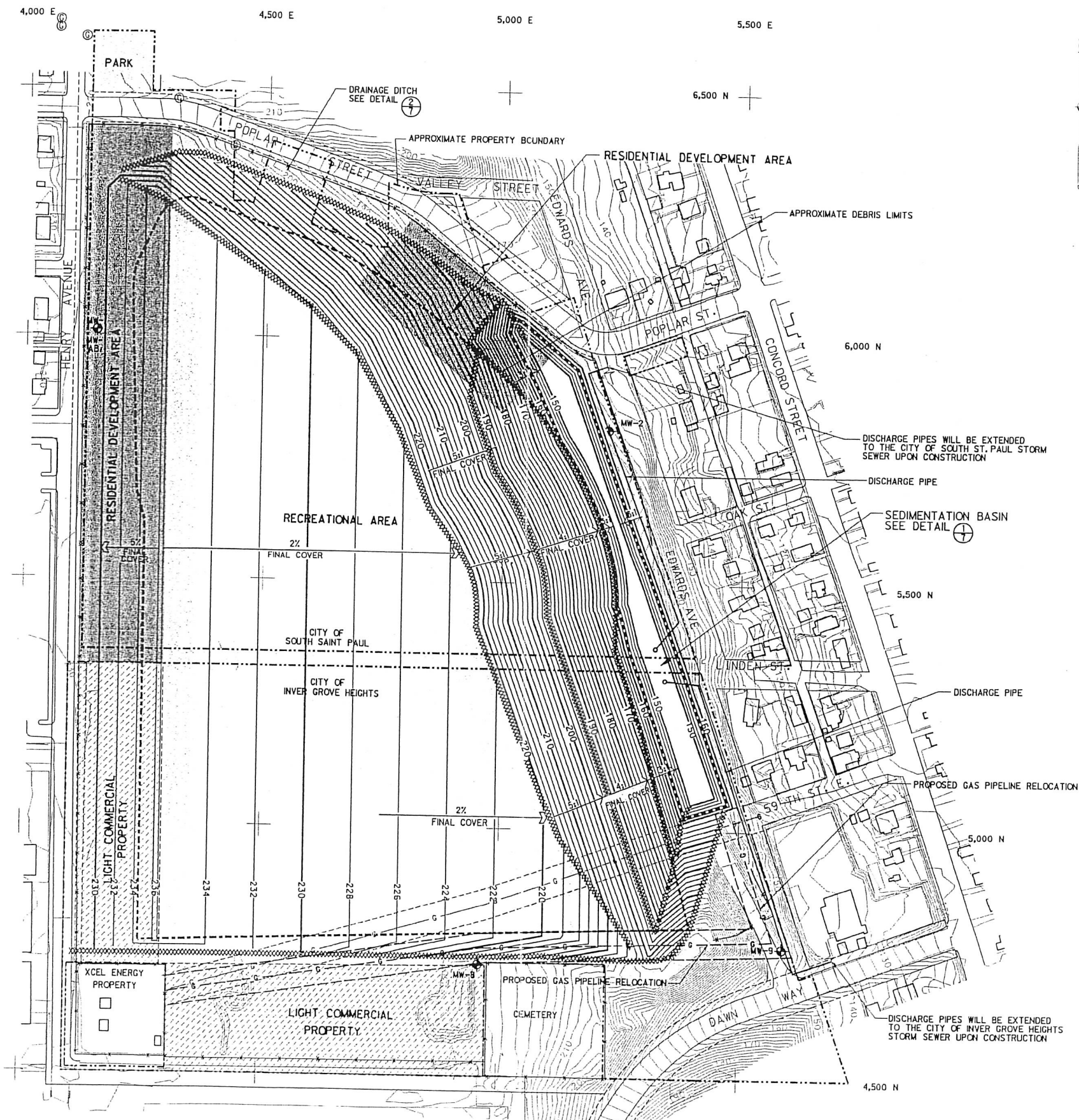
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FINAL GRADES AND
SURFACE WATER
DRAINAGE PLAN

HORIZONTAL SCALE:
0 120' 240'

PROJECT ID 11F003

7
SHEET 7 OF 11



LEGEND	
	EXISTING IMPROVED ROADWAY
	APPROXIMATE PROPERTY BOUNDARY
	DEBRIS LIMITS
	FINAL GRADE CONTOUR
	SLOPE
	SLOPE RATIO
	DITCH
	STAND PIPE WITH OUTLET PIPE
	EROSION CONTROL MAT
	SEDIMENTATION BASIN
	LIGHT COMMERCIAL PROPERTY
	PAVED ROAD
	RECREATIONAL AREA
	RESIDENTIAL DEVELOPMENT AREA
	PROPOSED GAS PIPELINE RELOCATION
	EXISTING GAS PIPELINE

NOTES:

- EXISTING TOPOGRAPHY INSIDE ACTIVE AREA
UPDATED JANUARY 9, 2014 BY FOLZ, FREEMAN,
AND ERICKSON, INC.
- REMAINING TOPOGRAPHY BY JOHNSON & SCOFIELD, INC.
ON FEBRUARY 22, 2000.
- SITE SPECIFIC COORDINATE SYSTEM
- CONTOURS SHOWN ARE TOP OF FINAL COVER



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8550 Hudson Boulevard North, Suite 105
Lake Elmo, MN 55424

I hereby certify that the plan, specifications,
or report was prepared by me or under my
direct supervision and that I am a duly Licensed
Professional Engineer under the laws of the
State of Minnesota.
Signature: *C. H. H.*
CURTIS L. HARTOG

Date: 6/5/2014 Reg # 44824

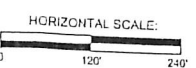
PERMIT RENEWAL DRAWINGS
FOR THE DAWNWAY LANDFILL
FACILITY, SW-303

PREPARED FOR
FRATTALONE COMPANIES, INC

S. ST. PAUL /
INVER GROVE HEIGHTS
MINNESOTA

REVISIONS		DATE OF PREPARATION	
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END USE PLAN

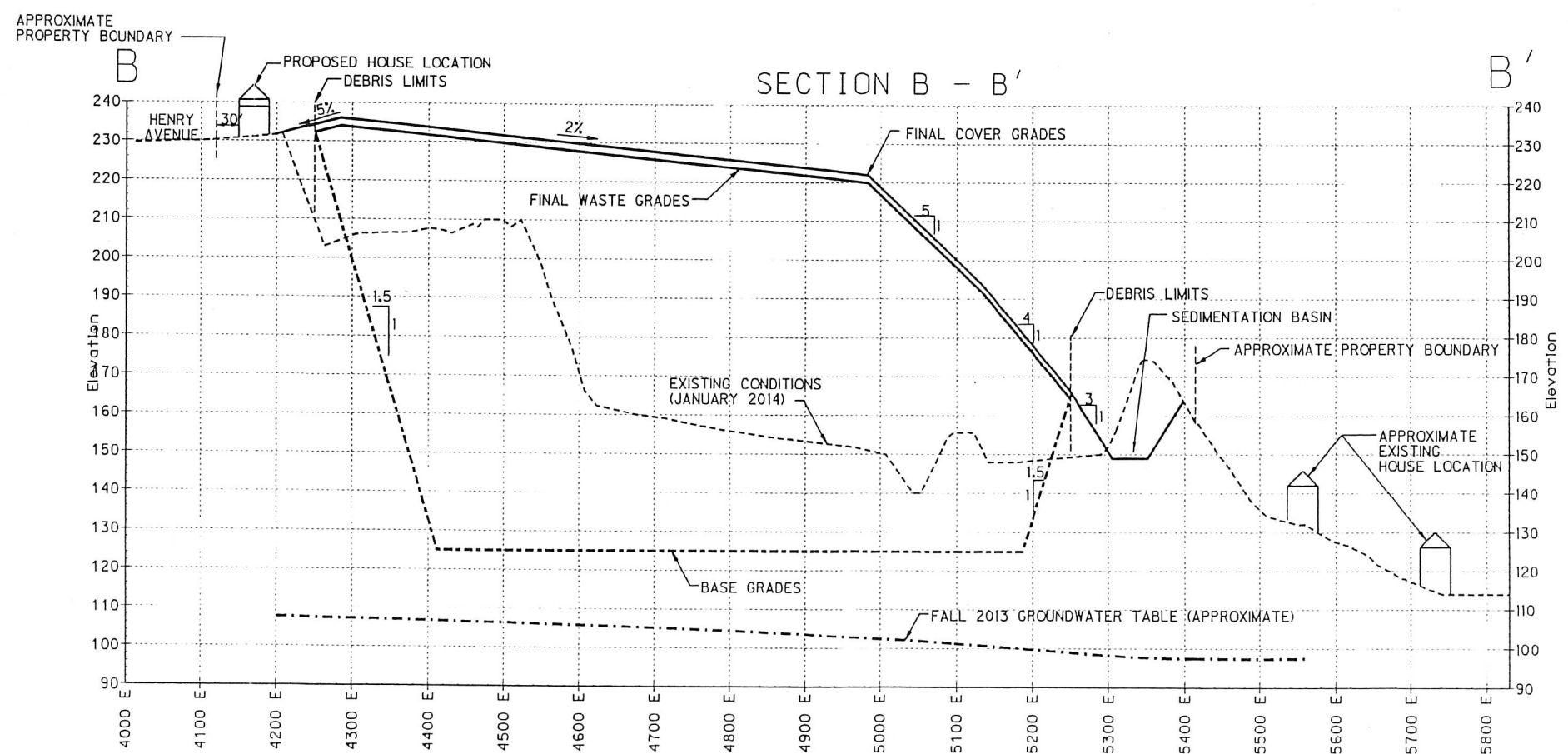
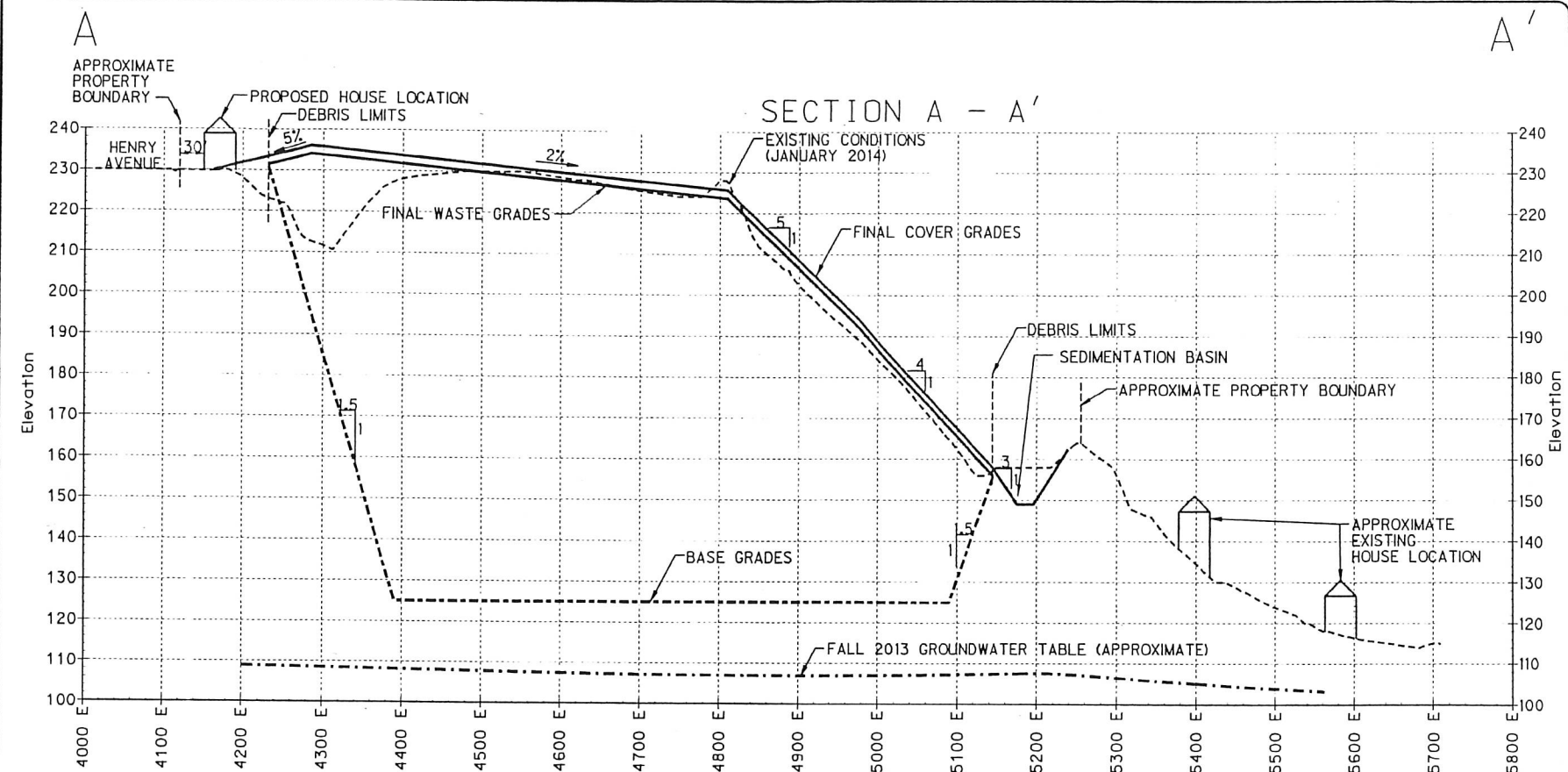
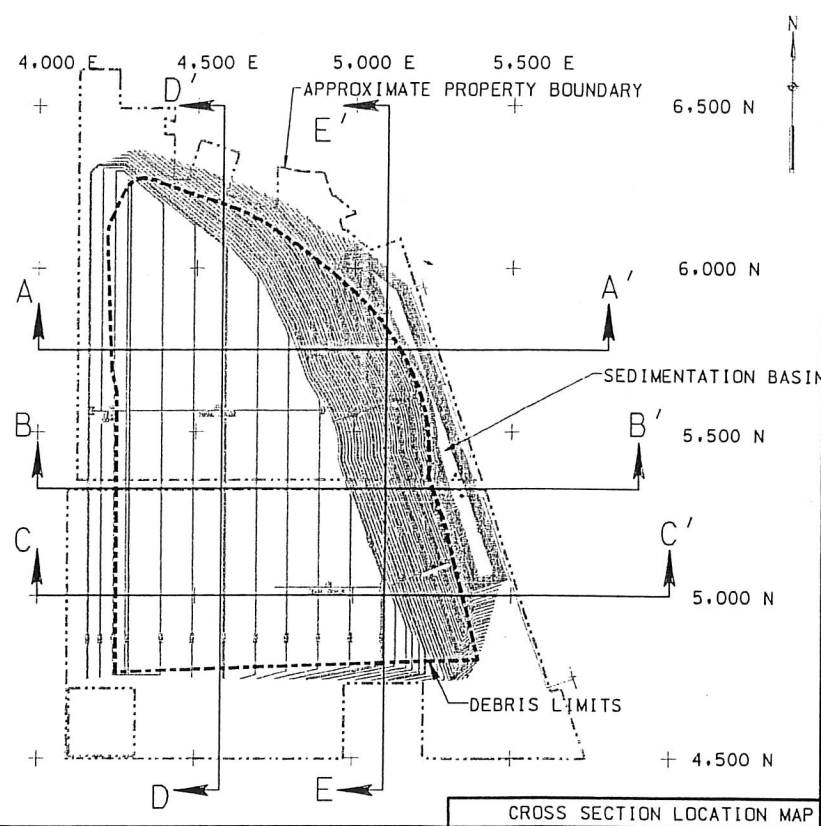
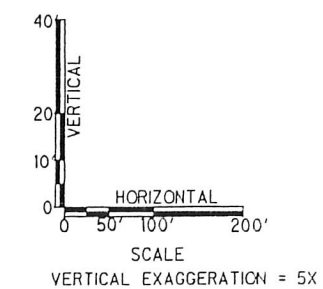


PROJECT ID 14FW3

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SHEET 8 OF 11

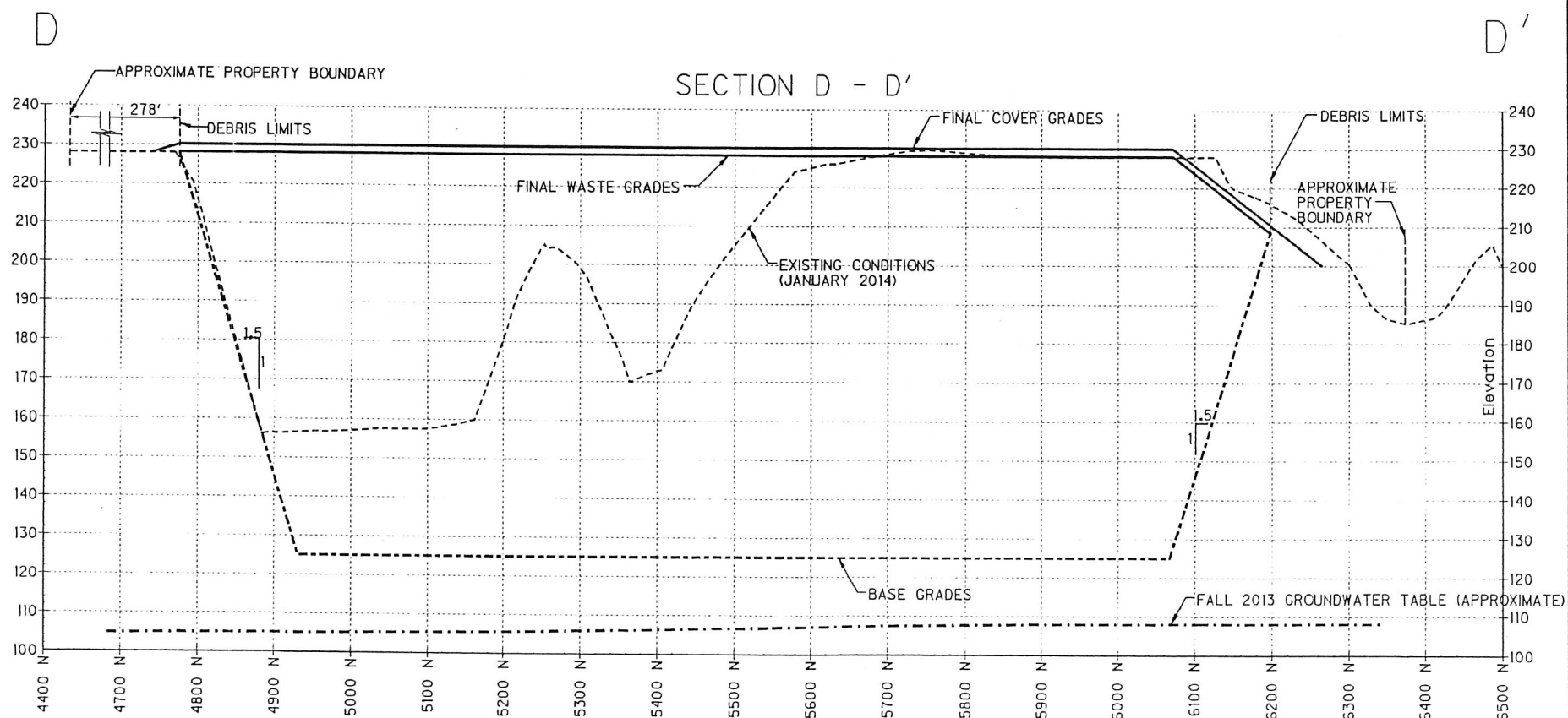
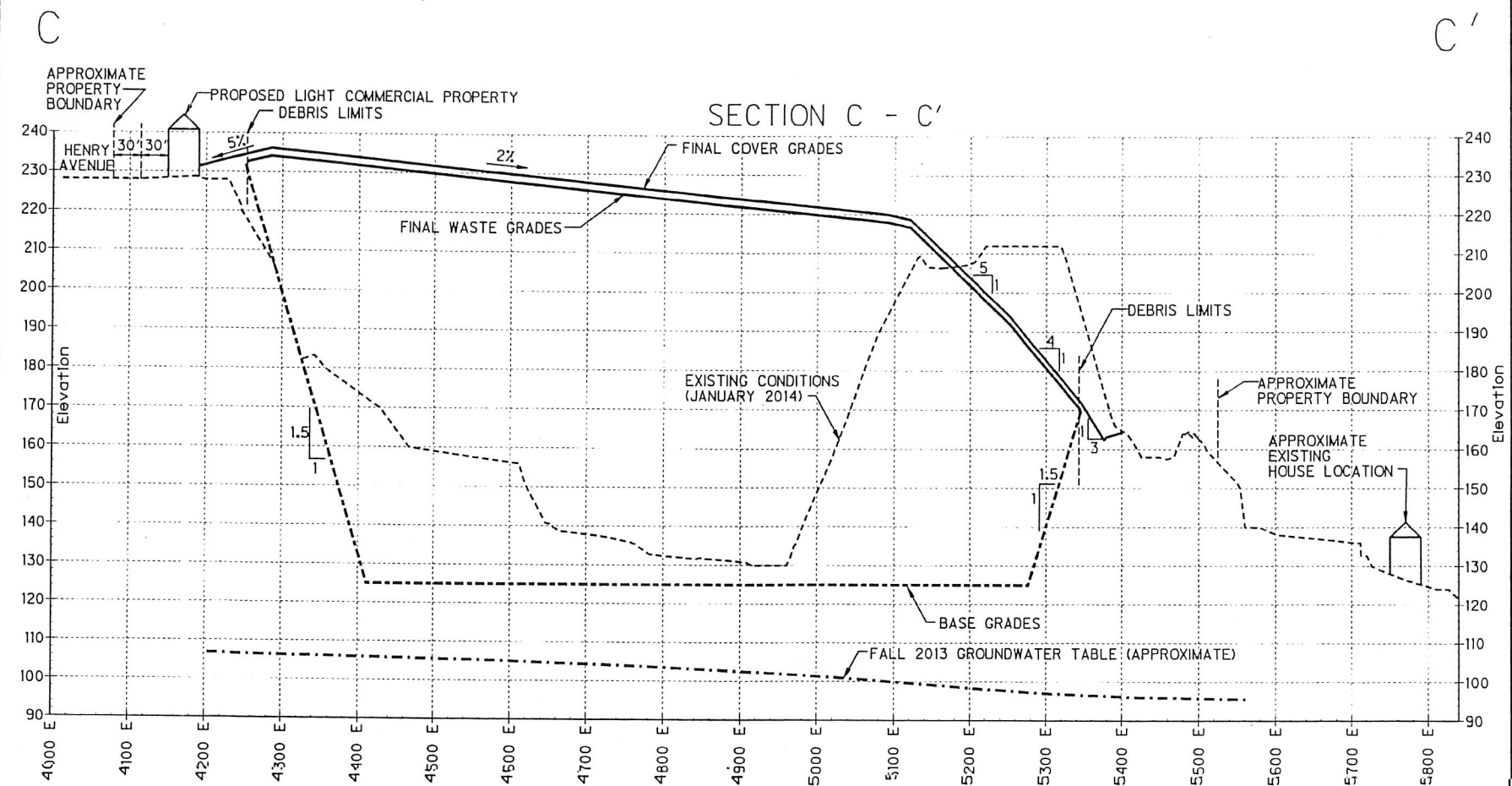
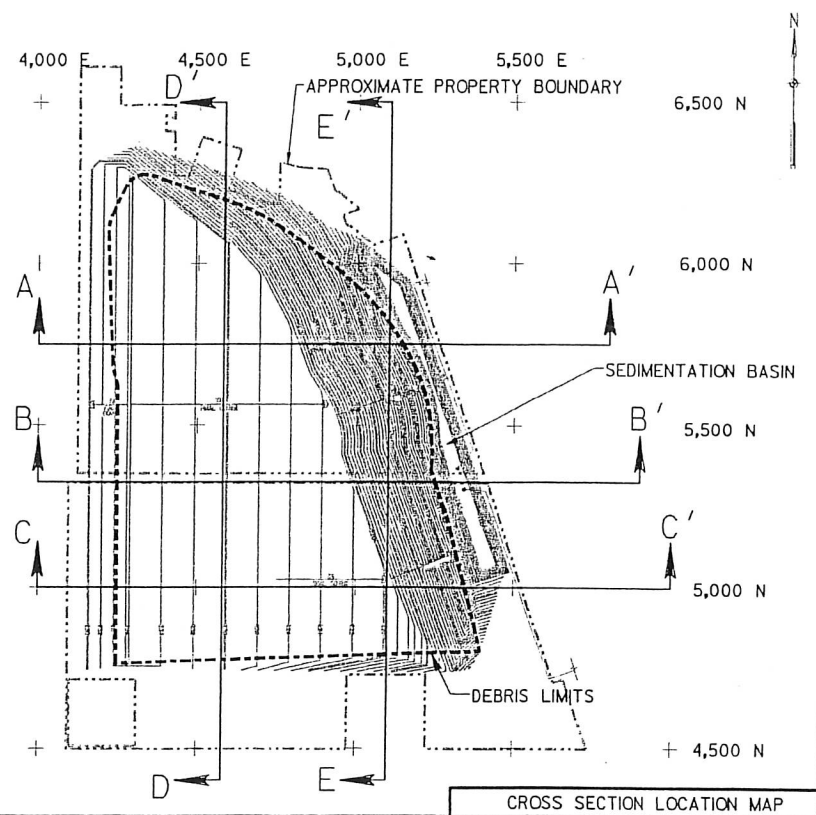
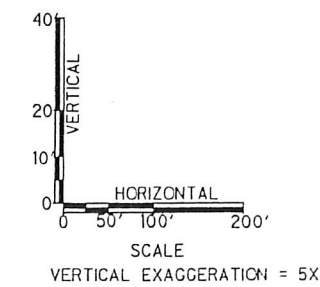
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Foth Foth Infrastructure & Environment, LLC 8550 Hubbs Boulevard North, Suite 105 Lake Elmo, MN 55042		REUSE OF DOCUMENTS THIS DOCUMENT HAS BEEN DEVELOPED FOR A SPECIFIC APPLICATION AND NOT FOR GENERAL USE. IT IS THE SOLE RESPONSIBILITY OF THE UNAUTHORIZED USER.	
I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota. Signature: <i>CHH</i> CURTIS L. HARTOG Date: <i>6/5/14</i> Reg. # 14024		PERMIT RENEWAL DRAWINGS FOR THE DAWNBAY LANDFILL FACILITY, SW-303 PREPARED FOR FRATTAONE COMPANIES, INC. S. ST. PAUL / INVER GROVE HEIGHTS MINNESOTA DAKOTA COUNTY	
RECORD DRAWING OF COMPLETED CONSTRUCTION BY RECORD DRAWINGS OF COMPLETED CONSTRUCTION CONFORMING TO CONTRACTOR AND/OR OWNERS RECORDS. DATE			
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CROSS SECTION A-A' & B-B'			
PROJECT ID 11F003			
9 SHEET 9 OF 11			

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I hereby certify that this plan, specification or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.
Signature: *Curtis L. Hartog*
Curtis L. Hartog
Reg. # 44024
Date: 6/15/2014

PERMIT RENEWAL DRAWINGS
FOR THE DAWNNAY LANDFILL
FACILITY, SW-303
PREPARED FOR
FRATTALONE COMPANIES, INC
S. ST. PAUL /
INVER GROVE HEIGHTS
MINNESOTA
DAKOTA
COUNTY

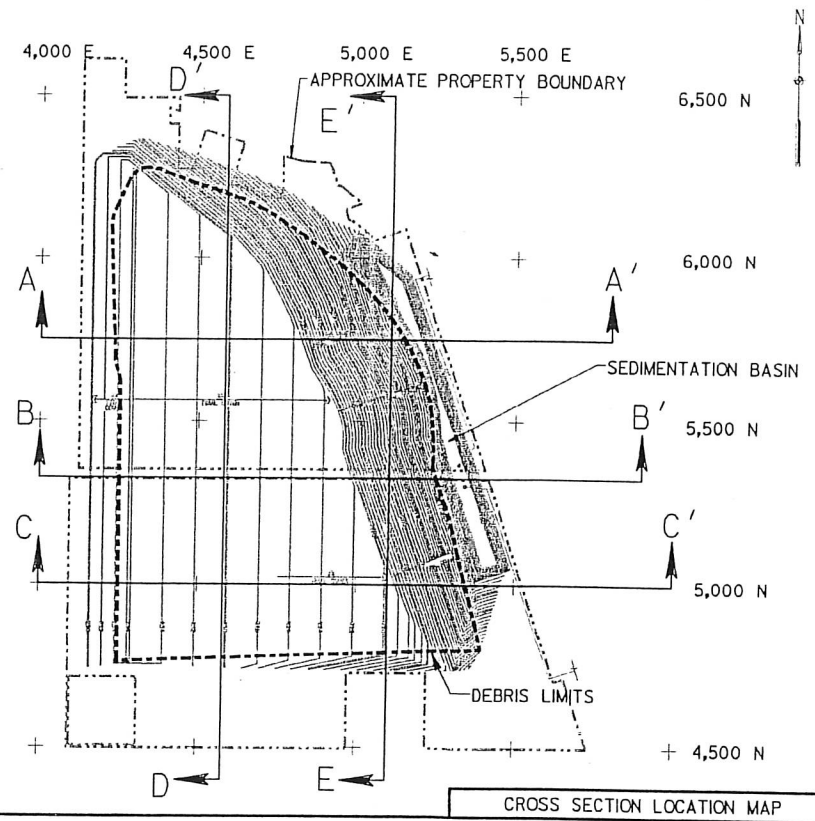
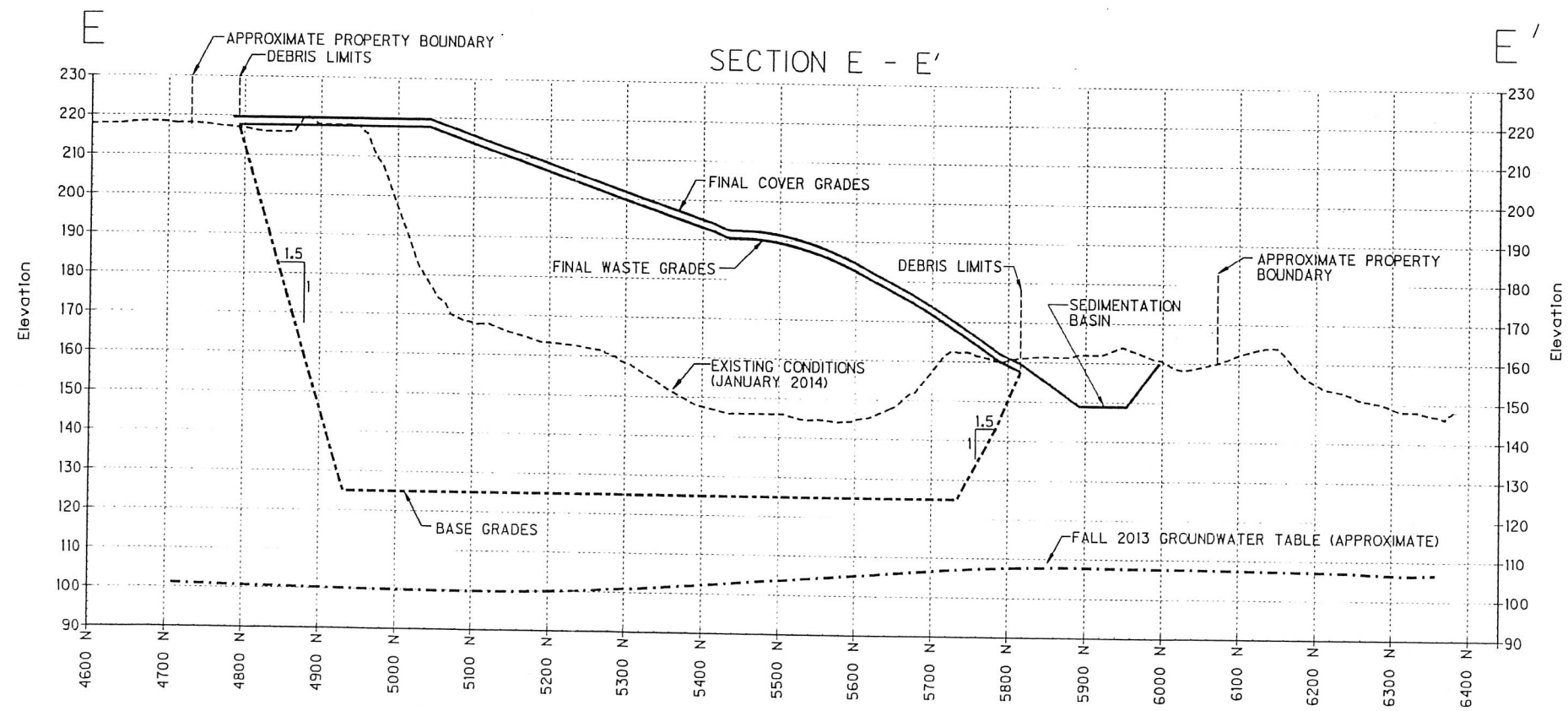
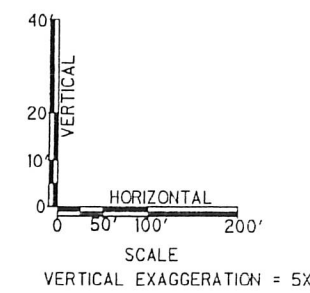
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DATE OF PREPARATION	
BY	DATE
DRAWN	CKV
DESIGNED	CKV
CHECKED	CKV
DATE	JUNE 2014

CROSS SECTION
C-C' & D-D'

PROJECT ID 14F003
10
SHEET 10 OF 11

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Foth
Foth Infrastructure & Environment, LLC
Eagle Point II
8550 Hudson Boulevard North, Suite 105
Lake Elmo, MN 55042

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I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the state of Minnesota.
Signature: *CLH* CURTIS L. HARTOG
Date: 6/15/2014 Reg # 44024

PERMIT RENEWAL DRAWINGS
FOR THE DAWNWAY LANDFILL
FACILITY, SW-303
PREPARED FOR
FRATTALONE COMPANIES, INC
S. ST. PAUL /
INVER GROVE HEIGHTS
MINNESOTA
DAKOTA
COUNTY

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RECORD DRAWINGS OF COMPLETED CONSTRUCTION
CONFORMING TO CONTRACTOR AND/OR OWNERS RECORDS
BY DATE

DATE OF PREPARATION
BY DATE

SURVEYED
DRAWN CRV APRIL 2014
DESIGNED
CHECKED CLH1 JUNE 2014

CROSS SECTION
E-E'

PROJECT ID 14P03

11
SHEET 11 OF 11



Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, Minnesota 55155-4194 | 651-296-6300

800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us | Equal Opportunity Employer

March 11, 2015

Nick Frattalone, President
Frattalone's Dawnway, LLP
3205 Spruce Street
St Paul, MN 55117

RE: Minnesota Pollution Control Agency Solid Waste Facility Permit
Dawnway Landfill, SW-303

Dear Mr. Frattalone:

Enclosed is a copy of the Minnesota Pollution Control Agency's (MPCA) Solid Waste Facility Permit (Permit) for Dawnway Landfill (Facility), SW-303. The Facility consists of approximately 51 acres and is located in Township 28 North, Range 22 West, Section 34, Dakota County, Minnesota.

The Permit has been drafted, pursuant to Minn. Stat. chs. 115, 115A, and 116, and Minn. R. chs. 7000, 7001, and 7035. Two written comment were received during the public notice period. All comments received were considered in the preparation of the Permit as issued. The Permit is, hereby, issued for the operation of the Facility as a Class I demolition debris land disposal facility.

If you have any questions regarding the enclosed Permit, please contact Abdi Hassan of our staff at 651-757-2449.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Mondloch", with a long, sweeping horizontal line extending to the right.

Mike Mondloch
Supervisor, Solid Waste Permitting Unit
Prevention & Solid Waste Management Section
Resource Management & Assistance Division

MM/AH:wgp

Enclosure

cc: Kathy Osborne, Foth Infrastructure & Environment, LLC
Shelly Siewert, MPCA, St Paul



Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, Minnesota 55155-4194 | 651-296-6300

800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us | Equal Opportunity Employer

Solid Waste Management Facility Permit

Dawnway Demolition Landfill

Permit: SW-303

Action: PER007

In accordance with Minnesota Statutes chs. 115, 115A, and 116, and Minnesota Rules chs. 7000, 7001, and 7035, the Minnesota Pollution Control Agency (MPCA) hereby issues this permit and authorizes the permittee(s) listed on the following page to construct and operate the Dawnway Demolition Landfill, SW-303, under the conditions set forth in this permit.

The facility consists of 51 acres located in: Township 28 N, Range 22 W, Section 34, Dakota County, in the MPCA Metro Region. The facility includes the following waste activity area(s):

Demolition Debris Disposal Area

DD001

The determination to issue this permit is discretionary with the MPCA and was made subsequent to MPCA staff review of the permit application. The term commissioner, as used in this permit, refers to the MPCA Commissioner or MPCA personnel who have been delegated explicit authority by the commissioner. Other terms used in this permit are defined in Minnesota Statutes, the MPCA Solid Waste Management Rules, or specifically defined in this permit.

Permit Issuance Date: 03/11/2015

Permit Expiration Date: 03/10/2025

Permit Modified Date:

Minnesota Pollution Control Agency

A handwritten signature in black ink, appearing to read "Mike Mondloch", written over a horizontal line.

Mike Mondloch

Supervisor, Solid Waste Permitting Unit

Prevention and Solid Waste Management Section

Resource Management & Assistance Division

Solid Waste Management Facility Permit
Dawnway Demolition Landfill

Permit: SW-303
Action: PER007

The following permittee(s) are authorized to construct and operate the Dawnway Demolition Landfill, SW-303 under the conditions set forth in this permit.

Permittee Activity Owner:
Frattalone's Dawnway LLLP.

Address:
3205 Spruce Street
St Paul, MN 55117

Permittee Land Owner:
Frattalone's Dawnway LLLP.

Address:
3205 Spruce Street
St Paul, MN 55117

Permittee Operator:
Frattalone's Dawnway LLLP.

Address:
3205 Spruce Street
St Paul, MN 55117

1. TOTAL FACILITY

1.1 General

1.1.1 Definitions

- 1.1.2 "Facility" has the meaning given in Minn. R. 7035.0300, subp. 37.
- 1.1.3 "Permittee" means the landowner, facility owner(s), and facility operator(s).
- 1.1.4 "Permitted Capacity" means the total airspace volume in cubic yards allowed for disposal at the facility under the most recently issued permit. It includes airspace already filled by previous disposal activities, before the start of the permit; estimated fill volumes to be used during the ten-year term of the current permit, including cover systems; and may also include estimated fill volumes and cover systems that would be used during an additional "follow-on" period extending up to five years past the current permit's expiration date, provided that the permittee has submitted detailed engineering plans for the use and closure of that follow-on disposal space.
- 1.1.5 "Waste Activity" means the storage, processing, transfer, utilization, treatment, or disposal of solid waste and waste by-products.
- 1.1.6 "Waste Activity Area" means the land, structures, monitoring devices, and other appurtenances and improvements on the land associated with a waste activity.

1.1.7 Waste Activities

- 1.1.8 The facility waste activities authorized by this permit (Permit) are limited to those activities described in the Waste Capacity Table of this Permit.

1.1.9 Permit Compliance

- 1.1.10 The permittee (Permittee) shall keep the status of the Permit current and up-to-date.
- 1.1.11 The Permittee shall perform the actions or conduct the activity authorized by the permit in accordance with the plans and specifications approved by the agency, in accordance with all state and federal statutes, rules and regulations, and in compliance with the conditions of the permit.

1.1.12 Location

- 1.1.13 The facility (Facility) encompasses approximately 51 acres and is located in Sec. 34, T28N, R22W, city of Inver Grove Heights and city of South St Paul, Dakota County. The Facility address is:
 - Dawnway Demolition Landfill Facility
 - 5965 Dawn Way Blvd.
 - Inver Grove Heights, MN 55076

TOTAL FACILITY

General

1.1.14 Facility History

1.1.15 The Facility began operations on December 18, 1986. The original permit was granted to Kamish & Sons, Co.. The permit was renewed on November 17, 1994. Carl Bolander & Sons (CB&S) purchased the Facility in May of 2000. The ownership changed from CB&S to Frattalone in November of 2007. The Facility is now operating under the Permit that was approved in August of 2009. A permit renewal application was received on June 9, 2014.

1.1.16 General Facility Description

1.1.17 This is a 51-acre facility that lies in the footprint of a pre-existing sand and gravel pit that was closed in 1980. The Facility is located between the city of Inver Grove Heights and the city of South St Paul. This landfill will accept demolition debris waste materials. No industrial waste shall be accepted at the Dawnway Demolition Landfill. The Facility is divided into four separate filling phases to facilitate fill sequencing.

1.1.18 Variances

1.1.19 This Permit authorizes a variance from the prescriptive requirements of Minn. R. 7035.2825, subp. 8, item E to allow for previously approved final cover slopes.

1.1.20 This Permit recognizes the previously approved final cover slopes at the Dawnway Landfill that included top deck slopes of 2 percent and side slopes along the eastern edge of the landfill that range from 4-horizontal to 1-vertical to 5-horizontal to 1-vertical. During this Permit reissuance, the Permittee has not proposed any other changes to the previously approved final cover design.

1.1.21 Required Notices

1.1.22 The Permittee must notify the MPCA before transferring ownership or operation of a solid waste management facility during its operating life or during postclosure care period in accordance with Minn. R. 7035.2535, subp. 2.

1.2 Permit Documents

1.2.1 Approved Plans

1.2.2 The approved plans and engineering documents detailed in section 1.2.6 are incorporated into this Permit. In addition, once approved by the Commissioner, the Permittee shall comply with all submittals that are submitted in accordance with the terms of this Permit. In all cases where the Permit and the plans or submittals differ, the requirements of the Permit shall govern over a condition in the plan or submittal. The approval by the commissioner of the plans and specifications shall not release the Permittee from any present or subsequent requirements of statutes, rules, regulations, or ordinances.

1.2.3 Permit Application

1.2.4 The permit application approved by this Permit is signed and dated June 5, 2014.

TOTAL FACILITY

Permit Documents

1.2.5 Engineering Documents

1.2.6 The engineering documents approved by this Permit include, but are not limited to:

1. Engineering Report
2. Operational Report
3. Facility Design Considerations
4. Contingency Action Plan
5. Closure/Postclosure Plan
6. Engineering Plans/Drawings
7. Correspondence letter titled, Confirmation of Approved Design Variance, dated November 24, 2014

1.2.7 Hydrogeologic Evaluation Documents

1.2.8 The hydrogeologic evaluation documents approved by this Permit include, but are not limited to:

1. The hydrogeologic documents approved by the Permit include those found in a document originally submitted on February 8, 2001, and updated on January 14, 2002, and March 14, 2002, and in July 2002. Additionally the following documentation has been submitted:
2. Hydrogeologic Evaluation Form for Demolition Landfills, Foth Infrastructure and Environment, dated May 29, 2014
3. Correspondance to the MPCA from Foth Infrastructure, dated September 19, 2014
4. Correspondance to the MPCA from Foth Infrastructure, dated November 6, 2014

1.2.9 Revised Plans

1.2.10 Any revised plans shall be submitted for approval by the Commissioner. The Permittee shall obtain approval from the Commissioner on all revised engineering plans prior to construction of the affected portion of the Facility.

1.3 Design and Construction Criteria

1.3.1 Location Standards

1.3.2 The Permittee shall not locate, establish, or construct a solid waste management facility in areas designated in Minn. R. 7035.2555.

1.3.3 Groundwater Quality, Surface Water Quality, Air Quality, and Soil Protection

1.3.4 The Permittee shall construct the Facility to prevent pollution of groundwater and surface water, minimize the contamination of soils from solid waste, and maintain the Facility in conformance with MPCA air pollution control rules in accordance with Minn. R. 7035.2565. The Permittee shall design any proposed future expansions of the Facility in accordance with this rule.

TOTAL FACILITY

Design and Construction Criteria

1.3.5 Storage Standards

- 1.3.6 The Permittee shall construct the waste activity area where solid waste is stored in accordance with Minn. R. 7035.2855 except as provided in, subp. 1 and Minn. R. 7035.2525, subp. 2.

1.3.7 Stormwater Management System

- 1.3.8 The Permittee shall construct the stormwater management system for the Facility with Best Management Practices to manage stormwater discharge in accordance with the National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) Permit for the discharge of stormwater associated with an industrial activity and/or a construction activity. The issuance of this Permit does not release the Permittee from the obligation to obtain an NPDES/SDS permit.

1.3.9 Construction Plan

- 1.3.10 The Permittee shall submit a construction plan to the Commissioner for approval prior to construction if the construction plan proposes any major revisions to the approved design.

1.3.11 Construction Notification

- 1.3.12 The Permittee shall notify appropriate MPCA staff at least ten (10) working days in advance of the construction of the Facility or any component thereof unless the Commissioner orders otherwise.

1.3.13 Construction Certification

- 1.3.14 The Permittee shall submit a construction certification for approval by the Commissioner in accordance with Minn. R. 7035.2610. A facility waste activity or any new design feature must not be placed into operation until the construction certification has been approved by the Commissioner.

1.3.15 Alterations and Additions

- 1.3.16 The Permittee shall not make any major alterations or additions to the Facility that would materially alter the manner in which waste is managed without first obtaining the written consent of the Commissioner.

1.4 Operating and Maintenance Criteria

1.4.1 Trained / Certified Operator

- 1.4.2 The Permittee shall ensure that the required number of operators, trained or certified under Minn. R. 7035.2545 and Minn. R. 7048.0100 to 7048.1300, are present and on duty at all times that the Facility is open for the purpose of receiving waste.

TOTAL FACILITY

Operating and Maintenance Criteria

1.4.3 Security

- 1.4.4 The Permittee shall prevent unauthorized entry onto the Facility in accordance with Minn. R. 7035.2535, subp. 3. In addition, the Permittee shall post a sign at the entrance of the Facility and each waste activity area showing the facility name, MPCA permit number, hours of operation, the acceptable waste, and any other relevant information.

1.4.5 Personnel Training

- 1.4.6 The Permittee shall establish and maintain a personnel training program consisting of classroom instruction and on-the-job training. The program must address the requirements identified in Minn. R. 7035.2545, subp. 3, and must include the specific training necessary to perform the tasks associated with each solid waste management area within the Facility. The Permittee shall maintain a record of all personnel training and submit the dates of training in the annual report.

1.4.7 Operations Manual

- 1.4.8 The Permittee shall prepare and maintain an operations and maintenance manual for the Facility. The manual must include operations and maintenance criteria that are specific to each solid waste management area within the Facility.

1.4.9 Roads

- 1.4.10 The Permittee shall construct and maintain all-weather approach and access roads to all waste activity areas within the Facility.

1.4.11 Storage of Solid Waste

- 1.4.12 The Permittee shall provide satisfactory storage for all solid waste accumulated at the Facility in accordance with Minn. R. 7035.0700 and Minn. R. 7035.2855.

1.4.13 Nuisance Conditions

- 1.4.14 The Permittee shall keep the Facility grounds and immediately adjacent property free of litter stemming from the Facility operations. The Facility grounds and adjacent property shall be inspected and cleared of all litter at least once per week.
- 1.4.15 The Permittee shall manage the Facility to be in compliance with Minn. R. 7011.0150 to prevent particulate matter from becoming airborne.
- 1.4.16 The Permittee shall manage all free liquids that have come in contact with solid waste so that the liquids are not discharged as stormwater.
- 1.4.17 The Permittee shall provide effective measures to control flies, rodents and other insects or vermin as necessary.

1.4.18 Collection and Transportation of Solid Waste

- 1.4.19 The Permittee shall provide for the proper collection and transportation of solid waste in accordance with Minn. R. 7035.0800.

1.4.20 Unacceptable Wastes

- 1.4.21 The Permittee shall not accept the wastes identified in Minn. R. 7035.2535, subp. 1 for treatment, storage, processing, or disposal.

TOTAL FACILITY

Operating and Maintenance Criteria

- 1.4.22 Loads containing only acceptable material may be deposited directly into the tipping area. Any load containing other materials or unacceptable materials must first be dumped in a Waste Screening Area to remove unacceptable materials prior to pushing the waste into the working face.

The Waste Screening Area does not need to be in a fixed location, but can be moved as the site is developed. The Waste Screening Area should be located within 50 feet of the active working face.

Upon discovery, unacceptable waste must be removed from the loads and stored appropriately. The unacceptable waste must then be transferred to an appropriate disposal facility.

1.4.23 Industrial Solid Waste

- 1.4.24 The Permittee shall manage industrial solid waste for each waste activity as specified in the approved plan in accordance with Minn. R. 7035.2535, subp. 5. The Permittee must include the information required by Minn. R. 7035.2575, subp. 2, items B and C in the annual report for each industrial waste accepted at the Facility.

1.4.25 Household Hazardous Waste

- 1.4.26 The Permittee shall manage household hazardous waste management for each waste activity as specified in the approved plan in accordance with Minn. R. 7035.2535, subp. 6.

1.4.27 Stormwater Management System

- 1.4.28 The Permittee shall operate and maintain the stormwater management system for the Facility with Best Management Practices to manage stormwater discharges in accordance with the National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) Permit for the discharge of stormwater associated with an industrial activity and/or a construction activity.

1.4.29 Groundwater Quality, Surface Water Quality, Air Quality, and Soil Protection

- 1.4.30 The Permittee shall operate and maintain the Facility to prevent pollution of groundwater and surface water, minimize the contamination of soils from solid waste, and maintain the facility in conformance with MPCA air pollution control rules in accordance with Minn. R. 7035.2565.

1.4.31 Emergency Equipment

- 1.4.32 The Permittee shall provide and maintain adequate emergency equipment at the Facility to control accidental fires, and make arrangements with the local fire protection agency to immediately acquire their services when needed. The Permittee shall also provide adequate communications equipment for emergency purposes.

1.4.33 Operating Record

- 1.4.34 The Permittee shall keep a written operating record at the Facility in accordance with Minn. R. 7035.2575.

TOTAL FACILITY

Operating and Maintenance Criteria

1.4.35 Self Inspections

- 1.4.36 The Permittee shall inspect the Facility in accordance with the schedule and items approved by the Commissioner as defined by Minn. R. 7035.2535, subp. 4. The Permittee must record inspections in an inspection log or summary and must keep these records for at least five (5) years.

1.4.37 Emergency Procedures Manual

- 1.4.38 The Permittee shall maintain a copy of the approved emergency procedures manual at the Facility for facility personnel to use in time of emergency.

1.4.39 Contingency Action Plan

- 1.4.40 The Permittee shall maintain a copy of the approved contingency action plan at the Facility.

1.4.41 Closure Plan

- 1.4.42 The Permittee shall maintain a copy of the approved facility closure plan, and all revisions to the plan, at the Facility until closure is completed and certified in accordance with Minn. R. 7035.2635, subp. 3.

1.4.43 Postclosure Plan

- 1.4.44 The Permittee shall maintain a copy of the approved postclosure care plan, and all subsequent amendments, until the postclosure care period begins. During the postclosure care period, the plan must be kept by the contact person identified in Minn. R. 7035.2645, subp. 2, item C.

1.5 Reporting Criteria

1.5.1 Annual Facility Report

- 1.5.2 The Permittee shall submit an annual facility report for the preceding calendar year in accordance with Minn. R. 7035.2585. When required of a waste activity, the report must include summary evaluation reports and specific annual reporting requirements. The Permittee must submit the report to the Commissioner according to the schedule in the Required Actions and Submittals Table(s) of this Permit.
- 1.5.3 An annual facility report for the preceding calendar year must be submitted to the Commissioner by February 1 of each year. The report must include the information identified in Minn. R. 7035.2585 and include summary evaluation reports and specific annual reporting requirements for each waste activity.

TOTAL FACILITY

Reporting Criteria

1.5.4 Electronic Data Reporting

- 1.5.5 The Permittee shall submit an electronic copy of all water quality monitoring data including groundwater, leachate and field data for each monitoring event. Electronic data must be submitted in the format outlined in the MPCA Solid Waste Program Electronic Laboratory Data Submittal Manual which can be found on the MPCA Solid Waste Permitting webpage at <http://www.pca.state.mn.us/waste/swpermits.html#data>. The schedule for submitting electronic copies of monitoring data shall follow the schedule outlined for monitoring reports as identified in the Required Actions and Submittals Table(s) of this Permit.
- 1.5.6 The Permittee shall submit a paper copy of all water monitoring reports as outlined in the Required Actions and Submittals Table(s) of this Permit unless otherwise specifically directed by the Commissioner.

1.5.7 Monitoring Station Location Information

- 1.5.8 The Permittee shall collect location and elevation data for all monitoring points. Location data must be submitted in latitude/longitude coordinates and the datum used must be identified. Elevation data for monitoring wells must include the elevation of the riser pipe and ground surface. The depth of wells from the riser pipe must also be identified. If existing data is being reported the surveying method and datum used to collect this information must be identified.

1.6 Contingency Action Criteria

1.6.1 Contingency Action Plan

- 1.6.2 The Permittee shall address all facility waste activities as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2615.
- 1.6.3 If a fire occurs in the waste deposit area, the Permittee shall immediately implement its contingency action plan to extinguish the fire.
- 1.6.4 Within 24 hours of discovery of the fire, the Permittee must provide notice to the MPCA that a fire has occurred and that the contingency action plan has been implemented. If the Permittee has not extinguished the fire within two weeks of notice, the Permittee shall again notify the MPCA and shall provide the name of the professional engineer that their Permittee has hired to develop a revised plan for further fire fighting efforts. The Permittee must submit the revised plan to the MPCA for review and approval within 15 days of the notice to the MPCA that a revised plan is being prepared. To be approved, their revised plan must identify the action that will be taken to extinguish that fire, including sources for materials and equipment and a timeline for implementation, and must be signed by a registered professional engineer. The Permittee must implement the revised plan upon approval by the MPCA.

1.6.5 Contingency Action Procedures

- 1.6.6 The Permittee shall implement the actions necessary to comply with the contingency action requirements in accordance with Minn. R. 7035.2615.

TOTAL FACILITY

Contingency Action Criteria

1.6.7 Emergency Preparedness and Prevention

1.6.8 The Permittee shall maintain and operate the Facility to minimize the possibility of a fire, explosion, or any release to air, land, or water of pollutants that threaten human health or the environment in accordance with Minn. R. 7035.2595.

1.6.9 Emergency Procedures

1.6.10 The Permittee shall take all reasonable containment measures during an emergency and submit a written report to the Commissioner in accordance with Minn. R. 7035.2605.

1.7 Closure Criteria

1.7.1 Facility Closure

1.7.2 The Permittee shall close each waste activity, or the entire Facility as appropriate, as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2625.

1.7.3 Closure Procedures

1.7.4 The Permittee shall perform closure for each waste activity as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2635.

1.7.5 The Permittee shall complete closure activities for the waste activity area in accordance with the closure plan within 180 days following the beginning of closure as specified in the closure procedures above.

1.8 Postclosure Criteria

1.8.1 Postclosure Plan

1.8.2 The Permittee shall comply with postclosure requirements as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2645.

1.8.3 Postclosure Care

1.8.4 The Permittee shall perform postclosure care for each waste activity as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2655, subp. 1.

1.8.5 Postclosure Use of Property

1.8.6 The Permittee shall comply with postclosure use of property requirements in accordance with Minn. R. 7035.2655, subp. 2.

1.9 Financial Criteria

1.9.1 Cost Estimates

1.9.2 The Permittee shall keep the current cost estimates for each waste activity at the Facility during the operating life in accordance with Minn. R. 7035.2685, subp. 2.

TOTAL FACILITY

1.10 General Conditions

1.10.1 Release

1.10.2 The MPCA's issuance of a permit does not release the Permittee from any liability, penalty, or duty imposed by Minnesota or federal statutes, or regulations, or local ordinances including, but not limited to, those promulgated pursuant to Minn. Stat. chs. 115, 115A, 116, 400 and 473. This Permit shall be permissive only and shall not be construed as estopping or limiting any claims against the permittee, its agents, contractors, or assigns, nor as estopping or limiting any legal claims of the state against the permittee, its agents, contractors, or assigns for damages to state property, or for any violation of the terms of this Permit.

1.10.3 Future Changes

1.10.4 The MPCA's issuance of a permit does not prevent the future adoption by the MPCA of pollution control rules, standards, or enforcement orders more stringent than those now in existence and does not prevent the enforcement of these rules, standards, or enforcement orders against the Permittee.

1.10.5 Rights and Privilege

1.10.6 The Permit does not convey a property right or an exclusive privilege.

1.10.7 Enforcement

1.10.8 The MPCA's issuance of a permit does not obligate the MPCA to enforce local laws, rules or plans beyond that authorized by Minnesota Statutes.

1.10.9 Performance

1.10.10 The Permittee shall perform the actions or conduct the activity authorized by the Permit in accordance with the submittals and specifications approved by the MPCA and in compliance with the conditions of the Permit.

1.10.11 Operation and Maintenance

1.10.12 The Permittee shall at all times properly operate and maintain the facilities and systems of treatment and control and the appurtenances related to them which are installed or used by the Permittee to achieve compliance with the conditions of the Permit. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls, including appropriate quality assurance procedures. The Permittee shall install and maintain appropriate backup or auxiliary facilities if they are necessary to achieve compliance with the conditions of the Permit and, for all permits other than hazardous waste facility permits, if these backup or auxiliary facilities are technically and economically feasible.

TOTAL FACILITY

General Conditions

1.10.13 Honesty

- 1.10.14 The Permittee may not knowingly make a false or misleading statement, representation, or certification in a record, report, plan, or other document required to be submitted to the MPCA or the Commissioner by the Permit. The Permittee shall immediately upon discovery report to the Commissioner an error or omission in these records, reports, submittals or other documents.

1.10.15 Timely Information Submittal

- 1.10.16 The Permittee shall, when requested by the Commissioner, submit within a reasonable time the information and reports that are relevant to the control of pollution regarding the construction, modification, or operation of the Facility covered by the Permit or regarding the conduct of the activity covered by the Permit.

1.10.17 Access

- 1.10.18 When authorized by Minn. Stat. 115.04, 115B.17, subd. 4 and 116.091, and upon presentation of proper credentials, the MPCA, or an authorized employee or agent of the MPCA, shall be allowed by the Permittee to enter at reasonable times upon the property of the Permittee to examine and copy books, papers, records, or memoranda pertaining to the construction, modification, or operation of the Facility covered by the Permit or pertaining to the activity covered by the Permit; and to conduct surveys and investigations, including sampling or monitoring, pertaining to the construction, modification, or operation of the Facility covered by the Permit or pertaining to the activity covered by the Permit.

1.10.19 Discovery of Noncompliance

- 1.10.20 If the Permittee discovers, through any means, including notification by the MPCA, that noncompliance with a condition of the Permit has occurred, the Permittee shall take all reasonable steps to minimize the adverse impacts on human health, public drinking water supplies, or the environment resulting from the noncompliance.

1.10.21 Notification of Noncompliance Involving an Imminent Threat

- 1.10.22 If the Permittee discovers that noncompliance with a condition of the Permit has occurred which could endanger human health, public drinking water supplies, or the environment, the Permittee shall, within 24 hours of the discovery of the noncompliance, orally notify the Commissioner. Within five (5) days of the discovery of the noncompliance, the Permittee shall submit to the Commissioner a written description of the noncompliance; the cause of the noncompliance; the exact dates of the period of the noncompliance; if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

TOTAL FACILITY

General Conditions

1.10.23 Reporting of Noncompliance

1.10.24 The Permittee shall report noncompliance with the Permit not reported in the Notification of Noncompliance subheading above by submitting the information listed in Notification of Noncompliance within 30 days of the discovery of the noncompliance.

1.10.25 Alterations

1.10.26 The Permittee shall give advance notice to the Commissioner as soon as possible of planned physical alterations or additions to the permitted Facility or activity that may result in noncompliance with a Minnesota or federal pollution control statute or rule or condition of the Permit.

1.10.27 Transferability

1.10.28 The Permit is not transferable to any person without the express written approval of the MPCA after compliance with the requirements of Minn. R. 7001.0190. A person to whom the Permit has been transferred shall comply with the conditions of the Permit.

1.10.29 Responsibility for Damage

1.10.30 The Permit authorizes the Permittee to perform the activities described in the Permit under the conditions of the Permit. In issuing the Permit, the state and MPCA assume no responsibility for damage to persons, property, or the environment caused by the activities of the permittee in the conduct of its actions, including those activities authorized, directed, or undertaken under the Permit. To the extent the state and MPCA may be liable for the activities of its employees, that liability is explicitly limited to that provided in the Tort Claims Act, Minn. Stat. 3.736.

1.10.31 Modifying or Revoking Permit

1.10.32 The Commissioner may commence proceedings to modify or revoke this Permit during its terms if cause exists under Minn. R. 7001.0170 to 7001.0180.

1.10.33 Severability

1.10.34 The provisions of this Permit are severable. If any provision of this Permit is held invalid, the remainder of this Permit shall not be affected.

1.10.35 Extensions

1.10.36 The Permittee may request an extension of the dates set forth in this Permit including the submittal and monitoring dates. The request must include justification for requesting the extension of the date. Based on the justification, the Commissioner may grant an extension.

1.10.37 Term of Permit

1.10.38 This Permit is valid until the expiration date unless revoked or modified by the MPCA pursuant to Minn. R. 7001.0170 to 7001.0180. To allow for adequate MPCA review time and to avoid possible termination of the Permit at the time the permit expires, an application for reissuance of the Permit must be submitted no later than 180 calendar days before the expiration date of the Permit.

TOTAL FACILITY

General Conditions

- 1.10.39 To allow for adequate MPCA review time and to avoid possible termination of the permit at the time the permit expires, an application for reissuance of the permit must be submitted to the Commissioner no later than 180 calendar days before the expiration date of the permit.
- 1.10.40 Make this a date requirement for 3,472 days after issuance

To allow for adequate MPCA review time and to avoid possible termination of the Permit at the time the Permit expires, an application for reissuance of the Permit must be submitted to the Commissioner no later than 180 calendar days before the expiration date of the Permit.

1.10.41 Retention of Records

- 1.10.42 The Permittee must maintain records of all groundwater monitoring data and groundwater surface elevations for the active life of the facility and each waste activity and, for disposal activities, for the postclosure care period. The Permittee must also maintain an operating record in accordance with Minn. R. 7035.2575 until closure of each waste activity at the Facility.

1.10.43 As-built Plans

- 1.10.44 The Permittee may not start treatment, storage, or disposal of solid waste in a new solid waste management facility or in a modified portion of an existing solid waste management facility until the Commissioner has received a letter and as-built plans signed by the owner or operator and by an engineer registered in Minnesota certifying that the facility or modified portion of the facility has been constructed in compliance with the conditions of the Permit.

1.10.45 Construction Certification

- 1.10.46 The Permittee may not start treatment, storage, or disposal of solid waste in a new solid waste management facility or in a modified portion of an existing solid waste management facility until the Commissioner has inspected the new facility or modified portion of the facility and has provided the owner or operator with a letter stating that the certification submitted is complete and approved.

1.10.47 Financial Assurance

- 1.10.48 The Permittee may not start treatment, storage, or disposal of solid waste in a new solid waste management facility or in a modified portion of an existing solid waste management facility until the Commissioner has approved the financial assurance amount and instrument to be used for the facility in accordance with Minn. R. 7035.2665 to 7035.2805.

2. DEMOLITION DEBRIS DISPOSAL AREA DD 001

2.1 Design and Construction Criteria

2.1.1 Location Standards

2.1.2 The Permittee shall not locate any proposed future expansion of the Facility disposal area in an area with active karst features including sinkholes, disappearing streams, and caves; or where the topography, geology, or soil is inadequate for protection of ground or surface water.

2.1.3 In accordance with Minn. R. 7035.2825, subp. 9. H. a minimum separation distance of 50 feet must be maintained between the demolition debris fill boundaries and the property line.

2.1.4 Construction Requirements

2.1.5 The Permittee shall construct the phases, cells and water monitoring system of the demolition landfill in accordance with the approved plans and specifications.

2.1.6 Design Requirements

2.1.7 The Permittee shall design any proposed future expansions or modifications of the demolition debris disposal area in accordance with the design requirements outlined in Minn. R. 7035.2825, subp. 8.

2.1.8 Cover Design

2.1.9 The Permittee shall design any proposed future expansions of the Facility to include, at a minimum, the cover system requirements found in Minn. R. 7035.2825, subp. 11.

2.1.10 Water Monitoring Systems

2.1.11 The Permittee shall design and install a water monitoring system in compliance with Minn. R. 7035.2815, subp. 10.

2.2 Operating and Maintenance Criteria

2.2.1 Facility Classification

2.2.2 In accordance with the definitions identified in Section 1.1.1 of this Permit, this landfill is a Class I Demolition Landfill. This landfill may only accept "Acceptable Wastes" as listed below.

DEMOLITION DEBRIS DISPOSAL AREA DD 001

Operating and Maintenance Criteria

2.2.3 Non-acceptable Wastes

2.2.4 The following non-acceptable or prohibited wastes are materials that are chemically or biologically active and which have a high potential to leach chemical constituents or to generate gas. These wastes include, but are not limited to the following:

Adhesives (including applicators, containers, tubes); agricultural chemicals or containers; animal carcasses, parts or rendering and slaughterhouse wastes; appliances (including white goods and brown goods); ashes or wastes that could spontaneously combust or ignite other wastes due to high temperatures; batteries; caulking (including applicators, containers, tubes); recyclable cardboard; rolls of carpeting and padding; chemical containers; epoxy (including applicators, containers, tubes); fluorescent tubes and ballasts; food waste; glue (including applicators, containers, tubes); hazardous waste; high-intensity discharge lamps; household refuse or garbage; infectious waste; liquids (any type); machinery or engine parts; medical waste; mercury containing waste (thermostats, switches); paints, thinners, solvents, varnishes (including applicators, brushes, cans, containers, filters, dust collectors); lead based paint that is not adhered to the substrate; PCB containing waste; pesticide containers; petroleum products, containers or filters (including oil, grease, fuel); radioactive waste; resins - epoxy or fiberglass (including applicators, containers, tubes); sandblasting waste; sealants (including applicators, containers, tubes); septic tank pumpings; tar (including applicators, containers, tubes); tires; treated lumber (including decking, railroad ties, etc.); vehicles; and yard waste. This list is NOT all-inclusive.

2.2.5 Setback from Property Line

2.2.6 The Permittee shall maintain a minimum separation distance of 50 feet between the property line and the area where waste has been placed within the landfill.

2.2.7 Attenuation Zone

2.2.8 The Permittee shall maintain a minimum separation distance of five (5) feet between the base grade of each landfill cell, as identified in the approved plans, and the seasonal high water table.

2.2.9 Run-on / Run-off Control System

2.2.10 The Permittee shall maintain a run-on control system to prevent flow onto the waste activity area, and a run-off control system to collect and control at least the water volume resulting from a 24-hour, 10-year storm.

DEMOLITION DEBRIS DISPOSAL AREA DD 001

Operating and Maintenance Criteria

2.2.11 Phase Development

2.2.12 The Permittee shall develop the site in phases in accordance with the approved plans. Each phase must provide for filling in a manner to achieve final waste elevations as rapidly as possible. The phases must be designed and constructed to minimize moisture infiltration into the fill areas while maintaining stable slopes and appropriate operating conditions. The Permittee shall consider seasonal phases in order to accommodate the differences between wet and dry and warm and cold weather operations. The Permittee shall bring each phase to the final waste contours as shown on the approved phase development plans and close the phase according to the approved facility closure plan.

2.2.13 Staking of Fill Phases

2.2.14 The Permittee shall stake each fill phase of the landfill to establish the horizontal and vertical limits of the permitted area.

2.2.15 Waste Screening

2.2.16 The Permittee shall establish a Waste Screening Area (WSA) at the landfill, and must separate the WSA from the active working face. The WSA must be located within 50 feet of the active working face, and must be delineated by physical barriers such as logs, chains or cones.

2.2.17 The Permittee shall pre-inspect each load before it enters the waste disposal area. Loads containing more than minimal amounts of unacceptable materials should be diverted to another waste facility authorized to accept those materials. Loads that are allowed to enter the waste disposal area must be unloaded in the established WSA for the removal of unacceptable material prior to the placement of the waste in the working face for spreading and compaction. Unacceptable materials must be stored appropriately and transferred to an appropriate disposal facility at least once per week.

2.2.18 The Permittee shall not place more waste in the WSA than can be managed in one working day.

2.2.19 The use of a WSA is not required if the Permittee knows that the waste in the load has been screened for unacceptable materials at the point of generation or transfer. Direct disposal into the working face of the landfill is at the risk of the Permittee. Unacceptable material found in the active working face will be considered to have been "accepted" by the Facility.

2.2.20 Spreading and Compaction

2.2.21 The Permittee shall limit the disposal of wastes to as small an area as practical and must utilize appropriate equipment to confine wind-blown material within the area.

2.2.22 The Permittee shall spread all wastes to allow for adequate compaction, and must compact all wastes with a maximum three-to-one slope to reduce voids and airspaces within the landfill and to achieve maximum compaction.

DEMOLITION DEBRIS DISPOSAL AREA DD 001

Operating and Maintenance Criteria

2.2.23 Monthly Cover

2.2.24 The Permittee shall completely cover all waste on a monthly basis at a minimum.

2.2.25 Cover Material Stockpile

2.2.26 The Permittee shall maintain suitable cover material at the site. If suitable cover is not available on-site, cover material must be delivered to and stockpiled at the site.

2.2.27 Final Cover

2.2.28 The Permittee shall maintain the final cover system on all closed portions of the active waste disposal area in accordance with the approved plans and specifications.

2.2.29 Water Monitoring Systems

2.2.30 The Permittee shall maintain the integrity and functionality of the water monitoring network. The Permittee shall maintain a water monitoring system in compliance with Minn. R. 7035.2815, subp. 10.

2.3 Monitoring Criteria

2.3.1 Water Quality Monitoring

2.3.2 As outlined in Minn. R. 7035.2825, subp. 12, the Commissioner may require water quality monitoring for the disposal area.

2.3.3 Groundwater Performance Standards

2.3.4 The Permittee shall design, construct, operate, and maintain the disposal area to achieve compliance with the analytical limits set forth in the Limits Table(s) of this Permit. These limits are based upon the Minnesota Department of Health, Health Risk Limits (HRL), Health-Based Values (HBV), Risk Assessment Advice (RAA), and Maximum Contaminate Level (MCL) and replace the standards listed in Minn. R. 7035.2815, subp. 4, item F, as provided for in Minn. R. 7035.2815, subp. 4, item H.

2.3.5 Compliance Boundary

2.3.6 The Permittee shall establish compliance boundaries according to Minn. R. 7035.2815, subp. 4, items A through E. The compliance boundary is defined on sheet 3 of the Permit application dated June 2014, submitted by Foth Infrastructure and Environment.

2.3.7 Background Water Quality Monitoring

2.3.8 The Permittee shall determine the initial water quality in new monitoring points and monitoring systems, and perform background monitoring as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2815, subp. 14, item E.

DEMOLITION DEBRIS DISPOSAL AREA DD 001

Monitoring Criteria

2.3.9 Monitoring Protocol

2.3.10 The Permittee shall develop and keep current a written monitoring protocol for the disposal area as specified in the approved plans and specifications, and in accordance with Minn. R. 7035.2815, subp. 14, item G. The Permittee must ensure the protocol is followed during sampling and sample analysis.

2.3.11 Groundwater Quality Sampling and Analysis

2.3.12 The Permittee shall conduct groundwater quality sampling and analysis as specified in the plan identified in the approved plans and specifications, and in accordance with Minn. R. 7035.2815 subp. 14 and must include the monitoring stations identified in the Limits Table(s) of this Permit. The Permittee must conduct the sampling in accordance with the schedule shown in the Limits Table(s) of this Permit.

2.3.13 Exceedence of Intervention Limit

2.3.14 The Permittee shall take the actions listed in Minn. R. 7035.2815, subp. 4, item G if an intervention limit established in this Permit is exceeded.

2.4 Reporting Criteria

2.4.1 Routine Monitoring Reporting

2.4.2 The Permittee shall submit routine monitoring results to the Commissioner by the dates specified in the Required Actions and Submittals Table(s) of this Permit. The monitoring results must be accompanied by information sufficient to establish the reliability, precision, and accuracy of the reported values, including the requirements of Minn. R. 7035.2815, subp. 14, item P.

2.4.3 Annual Monitoring Evaluation

2.4.4 The Permittee shall submit an annual water monitoring evaluation report in accordance with Minn. R. 7035.2585 and 7035.2815, subp. 14, item Q. The Permittee shall submit the report to the Commissioner, as part of the annual facility report, according to the schedule in the Required Actions and Submittals Table(s) of this Permit.

2.4.5 Annual Waste Activity Report

2.4.6 An annual waste activity report for the demolition debris waste disposal area must be submitted by February 1 with the annual report. The report must include the specific items identified in Minn. R. 7035.2585 and 7035.2825, subp. 9, item K.

2.5 Postclosure Criteria

2.5.1 Postclosure Care

2.5.2 The post-closure care period shall be a minimum of twenty years starting on the date the Commissioner approves the Facility's final closure certification report.

DEMOLITION DEBRIS DISPOSAL AREA DD 001

2.6 Financial Criteria

2.6.1 Financial Assurance

- 2.6.2 As outlined in Minn. R. 7035.2825, subp. 13, the Commissioner may require the Permittee to obtain financial assurance for the proper operation, closure, postclosure care, and corrective actions at the disposal area.

LIMITS TABLE

Comments:

Facility: Dawnway Demolition Landfill
Permit SW-303

Standard Landfill Monitoring Periods:
Spring: Mar-14 to Apr-21
Summer: Jun-21 to Jul-31
Fall: Oct-21 to Nov-21

This Limits Table applies to the following stations:
MW-1R, MW-2, MW-5, MW-6, MW-7, MW-8, MW-9

Analyte	CAS/EMMI#	Intervention Limit	Units	Frequency	Comments
1,1,1,2-Tetrachloroethane	630-20-6	17.5	ug/L	Spring and Fall	
1,1,1-Trichloroethane	715-56	50.0	ug/L	Spring and Fall	
1,1,2,2-Tetrachloroethane	793-45	0.5	ug/L	Spring and Fall	
1,1,2-Trichloroethane	790-05	0.75	ug/L	Spring and Fall	
1,1,2-Trichlorotrifluoroethane	761-31	50,000.0	ug/L	Spring and Fall	
1,1-Dichloroethane	753-43	25.0	ug/L	Spring and Fall	
1,1-Dichloroethylene;(Vinylidene chloride)	753-54	50.0	ug/L	Spring and Fall	
1,1-Dichloropropene	563-58-6	-	ug/L	Spring and Fall	
1,2-(trans-) Dichloroethylene	156-60-5	10.0	ug/L	Spring and Fall	
1,2,3-Trichlorobenzene	876-16	-	ug/L	Spring and Fall	
1,2,3-Trichloropropane	961-84	0.00075	ug/L	Spring and Fall	
1,2,4-Trichlorobenzene	120-82-1	1.0	ug/L	Spring and Fall	
1,2,4-Trimethylbenzene	956-36	25.0	ug/L	Spring and Fall	
1,2-Dibromoethane;(Ethylene dibromide); EDB	106-93-4	0.001	ug/L	Spring and Fall	
1,2-Dichlorobenzene (ortho-)	955-01	150.0	ug/L	Spring and Fall	
1,2-Dichloroethane	107-06-2	0.25	ug/L	Spring and Fall	
1,2-Dichloroethylene (cis-)	156-59-2	1.5	ug/L	Spring and Fall	
1,2-Dichloropropane	788-75	1.25	ug/L	Spring and Fall	
1,3,5-Trimethylbenzene	108-67-8	25.0	ug/L	Spring and Fall	
1,3-Dichlorobenzene (meta-)	541-73-1	-	ug/L	Spring and Fall	
1,3-Dichloropropane	142-28-9	-	ug/L	Spring and Fall	
1,4-Dichlorobenzene (para-)	106-46-7	2.5	ug/L	Spring and Fall	
2,2-Dichloropropane	594-20-7	-	ug/L	Spring and Fall	
2-Chlorotoluene (ortho-)	954-98	-	ug/L	Spring and Fall	
4-Chlorotoluene (para-)	106-43-4	-	ug/L	Spring and Fall	
Acetone	676-41	250.0	ug/L	Spring and Fall	
Alkalinity, Total as CaCO3	T-0-05	-	mg/L	Fall	
Allyl chloride; (3 chloropropene)	107-05-1	7.5	ug/L	Spring and Fall	
Ammonia Nitrogen	766-44-17	-	mg/L	Fall	
Antimony	744-03-60	1.5	ug/L	Fall	
Appearance	1	-	N/A	Spring and Fall	Field and lab

LIMITS TABLE

Comments:

Facility: Dawnway Demolition Landfill

Permit SW-303

Standard Landfill Monitoring Periods:

Spring: Mar-14 to Apr-21

Summer: Jun-21 to Jul-31

Fall: Oct-21 to Nov-21

This Limits Table applies to the following stations:
MW-1R , MW-2 , MW-5 , MW-6 , MW-7 , MW-8 , MW-9

Analyte	CAS/EMM#	Intervention		Units	Frequency	Comments
		Limit				
Arsenic	744-03-82	2.5		ug/L	Fall	
Barium	744-03-93	500.0		ug/L	Fall	
Benzene	714-32	0.5		ug/L	Spring and Fall	
Boron	744-04-28	250.0		ug/L	Spring and Fall	
Bromobenzene	108-86-1	-		ug/L	Spring and Fall	
Bromochloromethane (Chlorobromomethane)	749-75	-		ug/L	Spring and Fall	
Bromodichloromethane (Dichlorobromomethane)	752-74	1.5		ug/L	Spring and Fall	
Bromoform	752-52	10.0		ug/L	Spring and Fall	
Bromomethane (Methyl bromide)	748-39	2.5		ug/L	Spring and Fall	
Cadmium	744-04-39	0.125		ug/L	Fall	
Calcium	744-07-02	-		mg/L	Fall	
Carbon tetrachloride	562-35	0.25		ug/L	Spring and Fall	
Cation-Anion Balance	F84-1 -	-		%	Fall	
Chloride	168-87-006	-		mg/L	Fall	
Chlorobenzene; (monochlorobenzene)	108-90-7	25.0		ug/L	Spring and Fall	
Chlorodibromomethane;(Dibromochloromethane)	124-48-1	2.5		ug/L	Spring and Fall	
Chloroethane	750-03	-		ug/L	Spring and Fall	
Chloroform	676-63	7.5		ug/L	Spring and Fall	
Chloromethane; (Methyl chloride)	748-73	-		ug/L	Spring and Fall	
Chromium	744-04-73	25.0		ug/L	Fall	
cis-1,3-Dichloropropene	100-61-015	0.5		ug/L	Spring and Fall	
Copper	744-05-08	250.0		ug/L	Fall	
Cumene; (Isopropylbenzene)	988-28	75.0		ug/L	Spring and Fall	
Dibromochloropropane; (DBCP)	961-28	0.05		ug/L	Spring and Fall	
Dibromomethane; (Methylene bromide)	749-53	-		ug/L	Spring and Fall	
Dichlorodifluoromethane	757-18	175.0		ug/L	Spring and Fall	
Dichlorofluoromethane	754-34	-		ug/L	Spring and Fall	
Dichloromethane; (Methylene chloride)	750-92	1.25		ug/L	Spring and Fall	
Dissolved Oxygen, Field	T-1-05	-		mg/L	Spring and Fall	
Dissolved Solids, Total	C-0-10	-		mg/L	Fall	
Eh (Oxidation potential)	4	-		mV	Spring and Fall	Field

LIMITS TABLE

Comments:

Facility: Dawnway Demolition Landfill
Permit SW-303

Standard Landfill Monitoring Periods:
Spring: Mar-14 to Apr-21
Summer: Jun-21 to Jul-31
Fall: Oct-21 to Nov-21

This Limits Table applies to the following stations:
MW-1R, MW-2, MW-5, MW-6, MW-7, MW-8, MW-9

Analyte	CAS/EMMI#	Intervention Limit	Units	Frequency	Comments
Ethyl benzene	100-41-4	12.5	ug/L	Spring and Fall	
Ethyl ether	602-97	50.0	ug/L	Spring and Fall	
Hexachlorobutadiene	876-83	0.25	ug/L	Spring and Fall	
Iron	743-98-96	-	ug/L	Fall	
Lead	743-99-21	-	ug/L	Fall	
Magnesium	743-99-54	-	ug/L	Fall	
Manganese	743-99-65	25.0	ug/L	Fall	
Mercury	743-99-76	0.5	ug/L	Fall	
Methyl ethyl ketone (MEK)	789-33	1,000.0	ug/L	Spring and Fall	
Methyl isobutyl ketone; (4-Methyl-2-pentanone)	108-10-1	75.0	ug/L	Spring and Fall	
Methyl tertiary-Butyl Ether (MTBE)	163-40-44	15.0	ug/L	Spring and Fall	
Molybdenum	743-99-87	-	ug/L	Fall	
Naphthalene	912-03	17.5	ug/L	Spring and Fall	
n-Butyl Benzene	104-51-8	-	ug/L	Spring and Fall	
Nitrate + Nitrite	C-0-05	2,500.0	ug/L	Fall	
n-Propyl benzene	103-65-1	-	ug/L	Spring and Fall	
pH	C-0-06	-	SU	Spring and Fall	Field and lab
p-Isopropyltoluene	998-76	-	ug/L	Spring and Fall	
Potassium	744-00-97	-	ug/L	Fall	
sec-Butyl Benzene	135-98-8	-	ug/L	Spring and Fall	
Selenium	778-24-92	7.5	ug/L	Fall	
Sodium	744-02-35	-	ug/L	Fall	
Specific Conductance	C-0-11	-	umho/cm	Spring and Fall	Field and lab
Static Water Level (Elevation, MSL)	PCA-00-1	-	ft	Spring and Fall	
Styrene	100-42-5	25.0	ug/L	Spring and Fall	
Sulfate	148-08-798	-	mg/L	Fall	
Suspended Solids, Total	C-0-09	-	mg/L	Fall	
Temperature	T-1-21	-	Deg C	Spring and Fall	Field and lab
tert-Butyl Benzene	980-66	-	ug/L	Spring and Fall	
Tetrachloroethylene; (Perchloroethylene)	127-18-4	0.25	ug/L	Spring and Fall	
Tetrahydrofuran	109-99-9	-	ug/L	Spring and Fall	

LIMITS TABLE

Comments:

Standard Landfill Monitoring Periods:
Spring: Mar-14 to Apr-21
Summer: Jun-21 to Jul-31
Fall: Oct-21 to Nov-21

Facility: Dawnway Demolition Landfill
Permit SW-303

This Limits Table applies to the following stations:
MW-1R, MW-2, MW-5, MW-6, MW-7, MW-8, MW-9

Analyte	CAS/EMMI#	Intervention Limit	Units	Frequency	Comments
Toluene	108-88-3	50.0	ug/L	Spring and Fall	
Trichloroethylene; (TCE)	790-16	0.1	ug/L	Spring and Fall	
Trichlorofluoromethane	756-94	500.0	ug/L	Spring and Fall	
Turbidity, Field	G-0-19	-	NTU	Spring and Fall	
Vinyl chloride; (chloroethene)	750-14	0.05	ug/L	Spring and Fall	
Xylenes (mixture of o,m,p)	133-02-07	2,500.0	ug/L	Spring and Fall	
Zinc	744-06-66	500.0	ug/L	Fall	

Required Actions and Submittals Table

Facility: Dawnway Demolition Landfill
 Permit SW-303
 Action: PER007

Subject Item I.D. Total Facility Required Actions/Submittals	
Frequency/Due Date	Action or Submittal
09-SEP-24	Submit Permit Application
Annually	Submit Annual Facility Report
Requirement	
To allow for adequate MPCA review time and to avoid possible termination of the permit at the time the permit expires, an application for reissuance of the permit must be submitted to the Commissioner no later than 180 calendar days before the expiration date of the permit.	
An annual facility report for the preceding calendar year must be submitted to the Commissioner by February 1 of each year. The report must include the information identified in Minn. R. 7035.2585 and include summary evaluation reports and specific annual reporting requirements for each waste activity.	
Subject Item I.D. DD001 Required Actions/Submittals	
Frequency/Due Date	Action or Submittal
Annually	Submit Annual Waste Activity Report
Annually	Submit Annual Water Monitoring Evaluation Report
Annually	Submit Autumn Water Monitoring Report
Annually	Submit Spring Water Monitoring Report
Requirement	
An annual waste activity report for the demolition debris waste disposal area must be submitted by February 1 with the annual report. The report must include the specific items identified in Minn. R. 7035.2585 and 7035.2825, subp. 9, item K.	
An annual water monitoring evaluation report must be submitted by February 1 of each year. The report must include a summary and discussion of the monitoring results for the preceding calendar year.	
An autumn water monitoring report must be submitted by February 1 of each year. The water monitoring results must be accompanied by information sufficient to establish the reliability, precision, and accuracy of the reported values, including the requirements of Minn. R. 7035.2815, subp. 14, item P.	
A spring water monitoring report must be submitted by June 30 of each year. The water monitoring results must be accompanied by information sufficient to establish the reliability, precision, and accuracy of the reported values, including the requirements of Minn. R. 7035.2815, subp. 14, item P.	

Waste Capacity Table

Facility: Dawnway Demolition Landfill
Permit SW-303
Action: PER007

WA ID	Waste Activity Type	Status	Permitted Area Units	Permitted Capacity Units	Design Capacity Units	Comments
DD001	Demolition Debris Disposal Area	Open	29.00 acres	4,023,280.00 cubic yards	4,023,280.00 cubic yards	June 2014 permit reissuance



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Land Disposal Facilities

Facility Name and Type:

Downing landfill

Accompanied by:

Photos/Samples Taken: Yes ☐ No ☒

Inspection Date

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Working face clean & well compacted

They have been doing some concrete repair behind the working face

Very little ~~active~~ activity

No violations found

Facility Representative's Signature

Inspector's Signature



10% Post Consumer Waste Recycled Carbonless

ATTN: NICK
Dakota

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Western Service Center • 14955 Galaxie Avenue
Apple Valley, MN 55124 • 952-891-7557
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Land Disposal Facilities

Facility Name and Type

Accompanied by Dawn

Photos/Samples Taken Yes No

8/18/08
Inspection Date

Last Inspection Date

Based on an inspection this day, the listed items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance - Dates - Remarks

Building out
SW corner

Cover is good

Drainage is
good

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Pre-closure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Equipment/Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Septage
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29. Public drop-off
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39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
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45. Adequate topsoil and vegetation
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55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

C. Compliance Status

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication
67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use
70. Failure to comply with requirements
71. Failure to submit application
72. Failure to disclose
73. Failure to comply with requirements
74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

No violations found

Facility Representative's Signature

Inspector's Signature



805 Post Consumer Waste Recycling Certificate



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type:

Deerway Demolition
Accompanied by: *David Hill*

Photos/Samples Taken: Yes ☒ No ☐

2/18/09
Inspection Date

1/1/09
Last Inspection Date

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Corrective Actions - Compliance Dates - Remarks

*Camera refused
to work.*
*Very little
activity on site.*

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
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8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
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12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
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45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
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61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
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66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
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F. Qualified Clean Fill

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G. Non-Conforming Sites

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H. Industrial Waste Management

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85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature



10% Post Consumer Waste Recycled Carbonless

Inspector's Signature



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type:

Danbury Landfill

Accompanied by:

Not

Photos/Samples Taken: Yes No

6/17/09

Inspection Date

2/16/09

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

400 cu yds. of
scrap metal removed
by a scrap Co.

Using a track hoe
to remove metal

No violations found.

Site is very busy - constant flow of trucks.

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
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C. Sanitary Landfill

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D. Demolition Landfill

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E. Special Waste Landfill

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F. Qualified Clean Fill

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71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
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84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature



100% Post Consumer Waste Recycled Carbonless

Inspector's Signature



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Fax 952-891-7588

Solid Waste Inspection Report

Land Disposal Facilities

Facility Name and Type:

Downway landfill

Accompanied by:

NAT

Photos/Samples Taken: Yes ☒ No ☐

9/12/07

Inspection Date

1/1

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Reaching so end
of landfill area

Will have to
relocate pipeline
at so end of
site to continue
much farther.

Site looks good
Drainage is good.
Grading looks good.

Still pulling out scrap metal. They report a
good recovery of metal.

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
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C. Sanitary Landfill

48. Surcharge fees/reports
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61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Inspector's Signature



100% Post Consumer Waste Recycled Carbonless



Dakota County Environmental Management
Western Service Center • 14955 Galaxie Avenue
Apple Valley, MN 55124 • 952-891-7557
Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type:

Downsizing Demos

Accompanied by:

Don Stoenberg

Photos/Samples Taken: Yes ☐ No ☒

Sunny ~60°

3/23/10

Inspection Date

1/1/10

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face looks good

Very slow today

Leachate seep along
bank road up

top of vertical slope. soil will be pushed up
against top of slope this afternoon
since appears to be melting snow.

Not done

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Inspector's Signature



10% Post Consumer Waste Recycled Carbonless



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type:

Downway Demo

Accompanied by:

Photos/Samples Taken: ☒ Yes ☐ No

Clouds/Rain ~60°

6/18/10

Inspection Date

3/23/10

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face looks
OK

Center appears adequate

Some minor erosion at toe of slope north of Haul
road. Not budgeted but should be watched

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Inspector's Signature



10% Post Consumer Waste Recycled Carbonless



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Land Disposal Facilities

Facility Name and Type:

Danway Demo

Accompanied by:

Photos/Samples Taken: Yes No

Cloudy 78°

8/13/10

Inspection Date

6/18/10

Last Inspection Date

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Corrective Actions - Compliance Dates - Remarks

Very heavy rain
last night - over
3 inches

Toe of slope north
of haul road is having
severe soil washed away

exposed water. Additional soil may be needed to recover this waste.
At the top of this slope there is significant storm water
flow that is eroding the cover all the way down the slope.
Storm water is flowing to one area that may need
some rip-rap or other means to slow water & dissipate
energy.

Working face looks OK.

Facility Representative's Signature



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Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste fire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material



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Land Disposal Facilities

Facility Name and Type:

Downway Demo

Accompanied by:

Photos/Samples Taken: Yes/No

Sunny Cold - 2°

12/14/10

Inspection Date

9/20/10

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face OK

only 1 load in
port two days

leachate covered w/
heavy gravel

Steam vents around and side top of recycle concrete pile

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature



10% Post Consumer Waste Recycled Carbonless

Inspector's Signature



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type:

Dawnway Demo

Accompanied by:

Photos/Samples Taken: Yes No

Sun - 280

6/27/11

Inspection Date

5/19/11

Last Inspection Date

Based on an inspection this day the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates -

Remarks

Working face looks
OK

Stacks of concrete
to be crushed has
be reduced and
large stacks of
chips & fines
are significant

Soil is being brought in

Intermediate cover on sides look OK

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure Plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover

45. Adequate topsoil and vegetation
46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling of radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Alan But

Inspector's Signature

Don Mac



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Land Disposal Facilities

Facility Name and Type

Downway Demolition
Accompanied by:

Photos/Samples Taken: Yes No

Light rain - 15 min

9/27/11

Inspection Date

8/17/11

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions & Compliance Dates

Remarks

Working face looks OK

Filling is north of haul road

Black dirt is being screened

Waste looks OK and much of it is from demolition of Brookdale Mall

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Water table levels
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vector waste and litter night nuisance control
42. Working face supervision/Attendant on duty
43. Litter height
44. Final elevation cover
45. Aesthetic disposal vegetation

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed handler
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements

G. Non-Conforming Sites

71. Failure to submit application
72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exemption of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Ann Ben

Inspector's Signature

Terry Muller



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Downway Blm

Accompanied by:

Steve Burke

Photos/Samples Taken: Yes No

Sunny 235°

11/29/11

9/27/11

Inspection Date

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working Case
looks OK

Waste is being
filled to the
last and then
it will go
smooth

Roads are creating some dust but the City has turned
off water.

Overall looks pretty good?

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. Access roads
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment storage
22. Adequate Traffic waiting area
23. Containment area
24. Access control
25. Vehicle control
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public cooperation
30. Record keeping
31. Litter control equipment
32. Open burning
33. Sea urchins, snails, fleas, etc.
34. Leachate production
35. Separation from the property line
36. Working face supervision
37. Solid waste compaction
38. Surface water drainage
39. Waste tire management/prohibited disposal
40. Working face supervision/Attendant on duty
41. Final elevation cover
42. Working face supervision/Attendant on duty
43. Final elevation cover
44. Adequate pest eradication

45. Notification for final inspection
46. Report submittals

C. Sanitary Landfill

47. Surcharge fees/reports
48. Water monitoring
49. Daily cover
50. Intermediate cover
51. Immediate covering of putrescibles
52. Failure to accept solid waste
53. Prohibited area
54. Fire control
55. Hours of operation
56. Acceptance from Licensed haulers
57. Disposal on unlined area
58. Acceptance of unprocessed MSW
59. Weighing required
60. Handling radioactive materials

D. Demolition Landfill

61. Intermediate cover
62. Public use exclusion
63. Prohibited wastes
64. Site security
65. Proof of pest eradication

E. Special Waste Landfill

66. Inadequately wastes
67. Adequate waste characterization
68. Restricted use

F. Qualified Clean Fill

69. Failure to comply with requirements
70. Failure to submit application

G. Non-Conforming Sites

71. Failure to close
72. Failure to comply with requirements

H. Industrial Waste Management

73. Plan required
74. Exempt industrial waste records available
75. Application approved by Department
76. Amendment to application required
77. Exceedance of acceptance levels
78. Deviation from acceptance levels/review procedures
79. Solid manifest on file at gatehouse
80. Load inspection and review
81. Waste sampling and analysis
82. Rejection notification
83. Record keeping
84. Reporting requirements
85. Proper industrial waste as cover material

Facility Representative's Signature Steve Burke

Inspector's Signature Terry Walker



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnway Demolition

Accompanied by:

Photos/Samples Taken: (Yes) No

Sunny 60°

3/13/12

11/29/11

Inspection Date

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face OK

Frost is coming out so there is a little standing water on top

Some concrete has been crushed and is stockpiled

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Preclosure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public opinion
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging animal control
34. Leachate production
35. Material handling
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Aerosols, odor dust, for public nuisance control
42. Working face supervision/Attendant on duty
43. Litter control
44. Final elevation cover
45. Adequate erosion prevention

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance or acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Jim Bein

Inspector's Signature

Terry Muller



Dakota County Environmental Management
Western Service Center • 14955 Galaxie Avenue
Apple Valley, MN 55124 • 952-891-7557
Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnuxy Demo
Accompanied by:

Photos/Samples Taken: Yes/No

Sunny - 52°

5/9/12

3/13/12

Inspection Date

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face
looks OK

Large pile of
metal at
top of slope

Landfill has some minor ponding due to rain this week - does
not appear to be a problem

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public opinion
30. Record keeping
31. Filing or disclosure notice
32. Open burning
33. Stacking and animal feeding
34. Leachate production
35. Wastewater disposal
36. Separation from the property line
37. Working face management
38. Solid waste compaction
39. Surface water drainage
40. Waste fire management/prohibited disposal
41. Vectors and dust/fume public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover
45. Adequate response to violation

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Alan Bair

Inspector's Signature

Tony Mulla



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnway Demo
Accompanied by:

Photos/Samples Taken: Yes ☒ No ☐

Sunny Het

6.29.12

5.9.12

Inspection Date

Last Inspection Date

Based on an inspection this day, the checked items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Please T. ins
revised app
on 6/25/12

working face looks
ok

found no signs of any other solid waste of facility

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. Licenses/fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Flammable storage
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment storage
22. Adequate Traffic waiting area
23. Corner area cover
24. Access control
25. Adverse other area
26. Adequate primary and reserve equipment
27. Storage
28. Visual screening
29. Public disposal
30. Record keeping
31. Filing of closure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Water discharge back
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vehicle color codes - other public nuisance control
42. Working face supervision/Attendant on duty
43. Ear height
44. Final elevation cover
45. Adverse to adjacent neighborhood

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSA
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance or acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Closure of Industrial Waste as Cover Material

Facility Representative's Signature

Chin Ben

Inspector's Signature

Terry Muller

Dakota

Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Downway Demo

Accompanied by:

Photos/Samples Taken: Yes ☒ No ☐

Part Sun ~ 80°

9/6/12

6/29/12

Inspection Date

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face looks ok

Soil being screened on top in north phase

Hard road has been moved to make room for new fill area

Crushed concrete stock pile is much smaller

Overall looks ok

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Preclosure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Commensal area
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public disposal
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Soil erosion control matting
34. Leachate production
35. Water table below rock
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors odor dust litter public nuisance control
42. Working face supervision/Attendant on duty
43. Fill height
44. Final elevation cover
45. Adequate disposal regulations

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Cum Binn

Inspector's Signature

Terry Muller

10% Post Consumer Waste Recycled Carbonless



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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnway Demo

Accompanied by:

Photos/Samples Taken Yes No

Sunny ~65°

9/25/12

Inspection Date

9/6/12

Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face OK

intermediate cover
OK

Concrete crushing
equipment is in the facility

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Timing of disclosure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Waterable facilities
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vector control/dis. litter public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover
45. Adequate housekeeping

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited area
55. Fire control
56. Hours of operation
57. Acceptance from Unlicensed haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance or acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

[Signature]

Inspector's Signature

Terry Muller



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnuxy Demolition
Accompanied by

Photos Samples Taken: Yes No

East Sun -38°

1 10 13 9 25/12
Inspection Date Last Inspection Date

If, based on an inspection this day, the client presents any violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form, failure to comply with any time limits for correction specified in this and other related documents is cause for a non-compliance citation.

Corrective Actions - Compliance Dates - Remarks

Working face
OK.

Power lines OK

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public opinion
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Watertable bedrock
36. Separation from the property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors odor dust litter public nuisance control
42. Working face supervision/Attendant on duty
43. Eut height
44. Final elevation cover
45. Adequate forested vegetation

C. Sanitary Landfill

46. Notification for final inspection
47. Report submittals
48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from the Unlicensed Handlers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature

Ali Baci

Inspector's Signature

Terry Mulla



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawnway Demo

Accompanied by:

Mark Lydon / Kim Hoffman

Photos Samples Taken? Yes No

Sunny m. 3x

3/27/13

1/10/13

Inspection Date

Last Inspection Date

Notes: On an inspection this day, the circled items identify violations that must be corrected at the next routine inspection or such period of time as may be specified in writing on this form. It is to comply with any time limits for corrections specified in this and other related notices. This results in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working face looks
OK

Pretty busy at time
of inspection

Slope immediately
north of haul road
needs additional cover

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Waterable bedrock
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Cut height
44. Final elevation cover
45. Adequate riparian vegetation

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Waste monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Freezing
56. Hours of operation
57. Acceptance from the Unlicensed Haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Storing radioactive materials

D. Demolition Landfill

62. Interim air cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Protection post installation

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

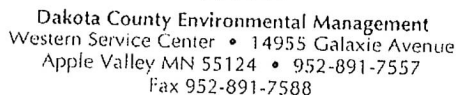
74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of bedrock waste as cover material

Facility Representative's Signature

[Signature]

Inspector's Signature

[Signature]



for col: Name and Type

Downway Demo
Accompanied by:

(Photo Samples Taken - Yes) No

2000 (10)

5/24/13 3/27/13
Inspection Date Last Inspection Date

It is not an inspection of the day time period of the work contract that is intended by the time and time inspection or such period of time as may be specified in writing on this form. It is a common wage and time limits on contractors specified in this and other related contracts, which may be in other contracts, or in the

Corrective Actions - Compliance Dates - Remarks

working hard at
it all along
and now that
there is a
new correct
M.S.D. cover and

North just side of the river in water pond has several
39) You hate Seeps that used in the south side of the river

(39) a kato seeps and red iron ore has been

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with open water rules
4. Failure to notify Department of significant changes in operation
5. Compliance with special use conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assistance
10. Insurance
11. Insurance fees
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment storage
22. Adequate Traffic waiting area
23. Command area
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public storage
30. Record keeping
31. Planning of the response action
32. Open burning
33. Storing of a fire reactor
34. Leachate production
35. Waterable bodies
36. Separation from the property line
37. Working face management
38. Solid waste compaction
39. Surface water control
40. Waste fire management/prohibited disposal
41. Vectors and pest free public space control
42. Working face supervision/Attendant on duty
43. Ear height
44. Final elevation cover
45. Adequate on-site vegetation

46. Notification for final inspection
 ... Report submitted ...

C. Sanitary Landfill

48. Surcharge fees/reports
50. Daily cover
52. Immediate covering of putrescibles
54. Prohibited waste
56. Hours of operation
58. Disposal on unlined area
60. Weighing required

D. Demolition Landfill

63. Public use exclusion

E. Special Waste Landfill

68. Adequate waste characterization

F. Qualified Clean Fill

771. Failure to submit application

G. Non-Conforming Sites

773. Failure to comply with requirements

H. Industrial Waste Management

75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Deviation from acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load inspection and review
81. Load inspection and review
82. Rejection notification
83. Reporting requirements

Facility Representative's Signature _____

Inspector's Signature _____



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Downway Demo

Account managed by

M. J. Smith

Photos/Samples Taken: Yes No

6/27/13 5/24/13

Inspection Date Last Inspection Date

I certify that this report is true and correct to the best of my knowledge and belief. I have conducted this inspection on the date specified and the results of the inspection are as stated. I have not been influenced by anyone in the preparation of this report.

Corrective Actions - Compliance Dates - Remarks

Leachate Seeps

on May have been repaired

haul road has been paved with road millings

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special use conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Closure operations financial assurance
10. Insurance
11. Insurance fees
12. Inspection access
13. Public information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment storage
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Storage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Posting of disclosure notice
32. Open burning
33. Storing of solid waste
34. Leachate production
35. Weathering methods
36. Separation from the property line
37. Working face containment
38. Solid waste compaction
39. Surface water management
40. Waste tire management/prohibited disposal
41. Vectors and pest control measures
42. Working face supervision/Attendant on duty
43. Lighting
44. Final elevation cover
45. Adequate fencing and gates

46. Notification for final inspection
47. Report submittal

C. Sanitary Landfill

48. Surcharge fees/reports
49. Daily cover
50. Daily cover
51. Immediate covering of putrescibles
52. Prohibited waste
53. Hours of operation
54. Acceptance from the licensor/transfer
55. Disposal on unlined area
56. Weighing required
57. Handling of waste at night

D. Demolition Landfill

58. Demolition equipment
59. Public use exclusion
60. Site security

E. Special Waste Landfill

61. Adequate waste characterization

F. Qualified Clean Fill

62. Failure to submit application

G. Non-Conforming Sites

63. Failure to comply with requirements

H. Industrial Waste Management

64. Part disposal
65. Exempt industrial waste records available
66. Application approval by Department
67. Amendment to application required
68. Deviation from acceptance levels/review procedures
69. Load inspection and review
70. Visual screening and analysis
71. Rejection notification
72. Reporting requirements

Facility Representative's Signature

Amber

Inspector's Signature

Terry Muller



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Fax 952-891-7588

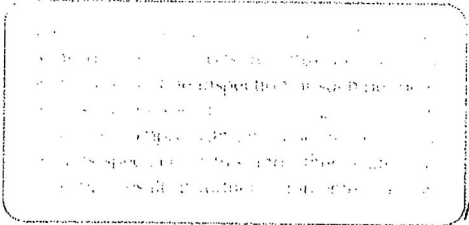
Land Disposal Facilities

Facility Name and Type

Dunaway DLF - C/P
Accompanied by

Steve / Luke
Phone Number Taken (No)

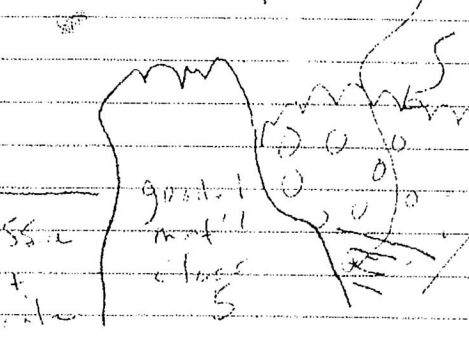
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Corrective Actions - Compliance Dates - Remarks

NO VIOLATION
NOTES/REMARKS

Working Safe
① Concrete block
② Wall
③ Rebar
④ Wood pallets
New marked out
holding pond
From gate.
West perspective



Solid Waste Inspection Report

A. General Requirements

1. County license required - OK
2. Local/MPCA permit/approval - will
3. Compliance with state of license conditions - Review
4. Failure to notify Department of significant changes in operation
5. Compliance with state of license conditions
6. Closure Plan submittal/update
7. Compliance with closure plan
8. Closure/post closure financial assurance
9. Compliance with financial assurance
10. Insurance - good
11. Inspection access - good
12. Inspection access - excellent
13. No illegal
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

16. Litter control equipment
17. Fire fighting facilities - In pool
18. Potable water supply
20. Adequate Traffic waiting area - Asphalt
22. Access control - Excellent
24. Adequate primary and reserve equipment - good
26. Visual screening - good
30. Record keeping - DNF
32. Open burning - NONE
34. Leachate production - NONE observed
36. Separation from the property line - DNF
38. Solid waste compaction - good/good
40. Waste tire management/prohibited disposal - NONE
42. Working face supervision/Attendant on duty - Bat & windy
44. Final elevation cover - Regrading

C. Sanitary Landfill

46. Notification for final inspection
47. Report submittal
48. Surcharge fees/reports
49. Vector monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Free control
56. Hours of operation
57. Acceptance from the Department of Public Safety
58. Disposal on unlined area
59. Acceptance of unprocessed ASW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover - Small size
63. Public use exclusion - next year
64. Prohibited wastes - NONE observed
65. Site security - good & gate
66. Prohibited materials - N/A

E. Special Waste Landfill

67. Adequate characterizations
68. Adequate waste characterization
69. Residue disposal

F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Conforming Sites

72. Failure to comply with requirements
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required - Will check
75. Exempt industrial waste records available - C/P
76. Approval or approval by Department - Facility
77. Amendment to application required - Facility
78. Deviation from acceptance levels/review procedures
79. Deviation from acceptance levels/review procedures
80. Load inspection and review
81. Waste screening and analysis
82. Rejection notification
83. Record keeping
84. Reporting requirements
85. Reporting requirements

Facility Representative's Signature: Steven R Bueche Inspector's Signature: [Signature]



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Land Disposal Facilities

Facility Name and Type

Accompanied by: Donna

Photos/Samples Taken: Yes ☒ No ☐

Inspection Date 11/16/18 Last Inspection Date 1/1/18

Based on an inspection this day, the checked items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates
Remarks

Minor violations - 2 signs - 1 sign is for the site - 1 sign is for the road.

Checked house at site - 1 sign is for the site - 1 sign is for the road.

Very little till during in at site - 1 sign is for the site - 1 sign is for the road.

No violations.

Facility Representative's Signature [Signature]

Inspector's Signature [Signature]

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPLA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Interim/Construction Requirements

15. Sanitary facilities
16. Filter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging animal feeding
34. Leachate production
35. Watertable bedrock
36. Separation from the property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste tire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/attendance on duty
43. Lift height
44. Final elevation cover
45. Adequate topsoil/vegetation

46. Notification for final inspection
47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/equipment
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of potteries/cracks
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from the Unlicensed Haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Onsite Cleanfill

70. Failure to comply with requirements
71. Failure to submit application

G. Non-Complying Sites

72. Failure to disclose
73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Incomplete industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material



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Land Disposal Facilities

Facility Name and Type

Accompanied by:

Photos/Samples Taken: Yes (No)

Inspection Date: 7/16/15 Last Inspection Date: 1/1/15

Based on an inspection this day, the listed items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates
Remarks

1. No violations identified.

2. No violations identified.

3. No violations identified.

Facility Representative's Signature: [Signature] Inspector's Signature: [Signature]

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Pre-closure operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Storage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of disclosure notice
32. Chain handling
33. Scavenging animal feeding
34. Leachate production
35. Watertable bedrock
36. Separation from the property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste fire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Wind elevation cover
45. Adequate topsoil vegetation

C. Notification for final inspection

46. Report submittals

D. Sanitary Landfill

48. Surcharge test/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of pot holes
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from the Unlicensed Haulers
58. Disposal on unfilled area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

E. Promotion Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

F. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

G. Qualified Cleanfill

70. Failure to comply with requirements
71. Failure to submit application

H. Non-Conforming Site

72. Failure to disclose
73. Failure to comply with requirements

I. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material



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Land Disposal Facilities

Facility Name and Type

Dawn Way Landfill

Is accompanied by:

Photos Samples Taken ☒ Yes ☐ No

Inspection Date 11/10/15 Last Inspection Date

Based on an inspection, the facility is in compliance with the requirements of the Minnesota Solid Waste Management Act. The facility is in compliance with the requirements of the Minnesota Solid Waste Management Act. The facility is in compliance with the requirements of the Minnesota Solid Waste Management Act.

Corrective Actions Compliance Dates Remarks

Notes:

Filling along the
SW site at fill.

Concrete trucks
dumping on
cover pile.

Looks good - moisture is minimal & concrete is contained
in area.

Seed attempted to Ahera Brehm

at 12:00 @ 1st time inspection - can

No Violations

Facility Representative's Signature

Inspector's Signature

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. License is properly posted
3. Compliance with approved plans
4. Follow by many Department of Agriculture changes in operations
5. Compliance with special license conditions
6. Change the submittal policy
7. Compliance with Closure plan
8. Follow the Department of Agriculture
9. Pre-Low operational financial assurance
10. Insurance
11. Diversions
12. Record keeping
13. Label information
14. Follow the Department of Agriculture

B. Operational Requirements

15. Surface condition
16. Litter control system
17. Electrical safety
18. Littering system
19. Littering system
20. Littering system
21. Equipment safety
22. Littering system
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C. Submittal Requirements

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D. Prohibited Activities

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E. Special Waste Handling

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F. General Requirements

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G. Submittal Requirements

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H. Prohibited Activities

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Land Disposal Facilities

Facility Name and Type

Dawnway Landfill

Accompanied by:

Photos/Samples Taken Yes No

2/23/16

Inspection Date Last Inspection Date

Based on an inspection this day, the coded items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related modules may result in further enforcement action.

Corrective Actions - Compliance Dates
Remarks

Leuke on site
operator

Not much
activity.

The old sand/
gravel pile at the
entrance is gone - hauled out.

Site is very wet, but no significant erosion.

Slope coming down from North section will need
vegetation this spring.

Facility Representative's Signature

[Signature]

Inspector's Signature

[Signature]

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local MSWCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan, submission/update
7. Compliance with Closure plan
8. Unacceptable closure financial assurance
9. Provisions operational financial assurance
10. Bond issue
11. Insurance
12. Inspection access
13. False information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Surface facilities
16. Filter control equipment
17. Mechanical service
18. Gas lighting facilities
19. Fuel and equipment
20. Refuse and supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Contamination
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Abundant recycling
29. Public drop-off
30. Record keeping
31. Piling or discarding refuse
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Waterable bedrock
36. Separation from the property line
37. Working area confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste disposal equipment prohibited disposal
41. Vector control and other public nuisance control
42. Worker safety equipment/attendant on duty
43. Liner holes
44. Liner integrity test
45. Adequate vegetation

46. Notification for final inspection
47. Report submitted
48. Sanitary landfill
49. Storage for sludge
50. Waste monitoring
51. Daily cover
52. Intermediate cover
53. Failure to accept solid waste
54. Final final cover
55. Fire control
56. House of incineration
57. Acceptance from the Unlicensed Haulies
58. Disposal on national day
59. Acceptance or approved MSW
60. Weighing required
61. Handling radioactive material
62. Intermediate cover
63. Public no collection
64. Prohibited uses
65. Site security
66. Proof of pest eradication
67. Special waste landfill
68. Unacceptable waste
69. Adequate waste characterization
70. Restricted use
71. Failure to comply with requirements
72. Failure to submit application
73. Failure to comply with requirements
74. Plan required
75. Exempt industrial waste not available
76. Application approved by Department
77. Amendment to application required
78. Exceedance or acceptance levels
79. Deviation from acceptance levels/view procedure
80. Load manifest review at gatehouse
81. Load manifest and review
82. Waste sampling and analysis
83. Inspection notification
84. Record keeping
85. Permit of non-hazardous
86. Use of hazardous waste as cover material



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Land Disposal Facilities

Facility Name and Type

Dawnway

Accompanied by:

Photos/Samples Taken: Yes ☒ No ☐

5/2/16 / /
Inspection Date Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates -
Remarks

SW corner up to intermediate elevation.

Working along the south wall to the east.

Still removing gravel & sand from SE corner

Very little debris occurrence - mostly removing material.

No violations

Facility Representative's Signature *[Signature]*

Inspector's Signature *[Signature]*

10% Post Consumer Waste Recycled Carbonless

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post-closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from the property line
37. Working face confinement
38. Solid waste compaction
39. Surface water drainage
40. Waste fire management/prohibited disposal
41. Vectors, odor, dust, litter, public nuisance control
42. Working face supervision/Attendant on duty
43. Lift height
44. Final elevation cover
45. Adequate topsoil vegetation

46. Notification for final inspection

47. Report submittals

C. Sanitary Landfill

48. Surcharge fees/reports
49. Water monitoring
50. Daily cover
51. Intermediate cover
52. Immediate covering of putrescibles
53. Failure to accept solid waste
54. Prohibited waste
55. Fire control
56. Hours of operation
57. Acceptance from the Unlicensed Haulers
58. Disposal on unlined area
59. Acceptance of unprocessed MSW
60. Weighing required
61. Handling radioactive materials

D. Demolition Landfill

62. Intermediate cover
63. Public use exclusion
64. Prohibited wastes
65. Site security
66. Proof of pest eradication

E. Special Waste Landfill

67. Unacceptable wastes
68. Adequate waste characterization
69. Restricted use

F. Qualified Clean Fill

70. Failure to comply with requirements

71. Failure to submit application

G. Non-Conforming Sites

72. Failure to disclose

73. Failure to comply with requirements

H. Industrial Waste Management

74. Plan required
75. Exempt industrial waste records available
76. Application approved by Department
77. Amendment to application required
78. Exceedance of acceptance levels
79. Deviation from acceptance levels/review procedures
80. Load manifest review at gatehouse
81. Load inspection and review
82. Waste sampling and analysis
83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material



Dakota County Environmental Management
Western Service Center • 14955 Galaxie Avenue
Apple Valley MN 55124 • 952-891-7557
Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dauerman Landfill
Accompanied by:

Photos/Samples Taken: Yes No

9/29/18 / /
Inspection Date Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Working east from SW corner.

Previous lift seeded
Plant growth is
not great, but adequate

Site was very busy
Demo, concrete & solid coming in.

Solid Waste Inspection Report

A. General Requirements

1. County license required
2. Local/MPCA permit/approval
3. Compliance with approved plans
4. Failure to notify Department of significant changes in operation
5. Compliance with special license conditions
6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
10. Insurance
11. License fees
12. Inspection access
13. False Information
14. Duty to notify when hazardous waste delivered

B. Operational Requirements

15. Sanitary facilities
16. Litter control equipment
17. Electrical service
18. Fire fighting facilities
19. First aid equipment
20. Potable water supply
21. Equipment shelter
22. Adequate Traffic waiting area
23. Communication
24. Access control
25. All-weather road
26. Adequate primary and reserve equipment
27. Signage
28. Visual screening
29. Public drop-off
30. Record keeping
31. Filing of disclosure notice
32. Open burning
33. Scavenging/animal feeding
34. Leachate production
35. Watertable/bedrock
36. Separation from the property line
37. Working face confinement
38. Solid waste compaction
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40. Waste tire management/prohibited disposal
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46. Notification for final inspection

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67. Unacceptable wastes
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F. Qualified Clean Fill

70. Failure to comply with requirements
71. Failure to submit application

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86. Use of Industrial Waste as cover material

Facility Representative's Signature [Signature]

Inspector's Signature [Signature]



10% Post Consumer Waste Recycled Carbonless



Dakota County Environmental Management
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Fax 952-891-7588

Land Disposal Facilities

Facility Name and Type

Dawn Way Landfill
Accompanied by:

Photos/Samples Taken: ☒ Yes ☐ No

11/4/16 / 1/1
Inspection Date Last Inspection Date

Based on an inspection this day, the circled items identify violations that must be corrected by the next routine inspection or such period of time as may be specified in writing on this form. Failure to comply with any time limits for corrections specified in this and other related notices may result in further enforcement action.

Corrective Actions - Compliance Dates - Remarks

Have been grading cover at the top of the hill - drainage is good.

Still mining the south side.

Setting up to begin crushing.

No violations.

Solid Waste Inspection Report

A. General Requirements

1. County license required
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6. Closure Plan submittal/update
7. Compliance with Closure plan
8. Closure/post closure financial assurance
9. Preclosure/operational financial assurance
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83. Rejection notification
84. Record keeping
85. Reporting requirements
86. Use of Industrial Waste as cover material

Facility Representative's Signature [Signature]

Inspector's Signature [Signature]

	Remaining Capacity	Amount Used in Current Year	Useful Life of Landfill
1/1/2008	2,403,765.00		
12/31/2008	2,335,185.00	68,580.00	34.05
12/31/2009	2,247,234.00	87,951.00	25.55
12/31/2010	2,184,400.00	62,834.00	34.76
12/31/2011	2,060,185.00	124,215.00	16.59
12/31/2012	1,952,095.00	108,090.00	18.06
12/31/2013	1,839,909.00	112,186.00	16.40
12/31/2014	1,645,741.00	194,168.00	8.48
12/31/2015	1,541,531.00	104,210.00	14.79
12/31/2016	1,448,308.00	93,223.00	15.54

Total Average	107,779.25	14.30
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Most Recent 3 Year Average	129,663.50	11.89
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Planning Commission:

My name is Joe McBride. I live adjacent to the Dawnway Landfill. Here's a brief timeline of Frattalone's operation at the Dawnway Landfill that I would like to discuss with you prior the Planning Commission Meeting on November 21st.

- Spring 2011: City of Inver Grove Heights tells Frattalone to stop excavating in the SE corner of landfill due to over-mining.
- June 4th 2014: City sends Frattalone Cease and Desist for over-mining south and west side of landfill.
- November 3, 2014: Frattalone submitted drawings to the City Of IGH that are not accurate. In the Non-Conforming Use Certificate, under Enforcement and Remedies, the #1 reason for terminating the certificate is: "Intentionally present false information concerning the landfill to the city or any governmental regulatory agency.
- February 2015: At a city council meeting, Frattalone admits to over-mining at the Dawnway Landfill.

This is the same owner requesting 15 more years to operate under the Non-Conforming Use Certificate.

Joe McBride
651-450-1525
joegmcbride@hotmail.com

City Planners

I created the below information using my experience as a land surveyor. I would like the opportunity to explain it to you before the Planning Commission meeting on November, 21st.

The west side of Dawnway Landfill is a straight line running 500 ft. north and south

Using said line, I can offset it 94 ft. east to the debris limits.

500 x 94 x 100 ft. deep.

$500 \times 94 \times 100 = 4,700,000$ sq. ft.

$4,700,000$ sq. ft. divided by 27 = 174,000 cubic yards.

$174,000$ cubic yards x 1.4 = 243,703 tons

If Frattalone sells the sand at \$3.00 a ton, that equals \$731,000.00.

Dakota County tax is 0.15 per ton. $243,703$ tons x 0.15 = \$ 36,555.00.

The city of Inver Grove Heights receives 42.5% of \$36,555.00, which is \$15,536.00. It also receives 4,700,000 cubic yards of undocumented debris placed by Frattalone in the area they over-mined.

Legally, there is no provision for oversight, by the Minnesota Pollution Control, Dakota County or the City of Inver Grove Heights, of the debris placed in the over-mined area. As a neighbor of the landfill, I find this unacceptable.

Sincerely,

Joe McBride

651-450-1525

joegmcbride@hotmail.com