

Fairbanks North Star Borough Solid Waste (FNSB-SW) Comments to the Proposed Revisions:

- 1) Under Proposed 18 AAC 60.805(b): Class I Landfills are required to hold Title V Permits with ADEC Air Quality. Section 6 Condition 43 (18 AAC 50.345(a) & (m)) of these permits state:

“Except as provided in Condition 41, before conducting any source tests, the Permittee shall submit a plan to the Department (ADEC Air Quality). The plan must include the methods and procedures to be used for sampling, testing, and quality assurance and must specify how the emissions unit will operate during the test and how the Permittee will document that operation... “

- a. FNSB -SW believes the proposed regulations would cause conflicts and inconsistency with currently issued Title V Permit, existing approved Landfill Gas Management plans, and ADEC Air Quality-approved Tier 2 NMOC testing programs
 - b. Not all Class I and Class II MSW Landfills in Alaska generate significant quantities of landfill gas. Such facilities should be exempt from this regulation until the results of an ADEC Air Quality-approved Tier 2 NMOC testing program deems such necessary.
- 2) Under Proposed 18 AAC 60.810(c): Landfills are required to hold Mult-Sector General Permit (MSGP) Permits with ADEC Water Quality. Section 3 of the 2020 MSGP AKR60000 requires all facilities to meet the Water Quality Standards under 18 AAC 70. Moreover, Section 7 (Monitoring) prescribes surface water monitoring procedures. Additionally, Section 11, Subpart L covers Landfills
 - a. FNSB -SW believes the proposed regulations would cause conflicts and inconsistency with currently issued MSGP Permits, and existing ADEC Water Quality-approved Storm Water Pollution Protection Plans (SWPPP) across Alaska. An example of this conflict is in 18 AAC 60.810(h): are notices of SW violations to be delivered to ADEC Water Quality and ADEC Solid Waste, and is the Department referenced in this section specifically ADEC Solid Waste?
 - b. Such facilities should be exempt from this regulation until the results of an ADEC Water-approved SWPPP / Surface Water testing program deems such necessary.
- 3) Under Proposed 18 AAC 60.825(b)(2): “qualified groundwater scientist” is not defined. There is no certification standard referenced.
- 4) Under Proposed 18 AAC 60.830(e): deadlines in currently approved QAPPs for report submittals are now 60 days. Will this change to 90 days invalidate those requirements?