

Crow Wing County

April 15, 2024

Daniel Aamodt
Minnesota Pollution Control Agency
520 Lafayette Road North
Saint Paul, MN 55155

Re: Crosslake Roll-off Solid Waste Permit (SW-725) Public Notice

Mr. Aamodt:

Crow Wing County is providing this letter to provide comments regarding the Draft Permit on public notice with the Minnesota Pollution Control Agency (MPCA). We appreciate the opportunity to provide comments, provided below, along with a recommended revision and the reason for the recommended revision.

Section 2. Permitted facility description of the Draft Permit reads:

“The Facility is permitted to accept a maximum of 1,500 cubic yards of construction and demolition debris at any one time. The Facility is permitted to transfer a maximum of 60,000 cubic yards of construction and demolition debris per year. The facility may temporarily store up to 100 cubic yards of appliances, 100 cubic yards of non-ferrous metals, 40 cubic yards of concrete/asphalt/brick, and 40 cubic yards of asphalt shingles. Unacceptable waste includes but is not limited to asbestos, empty pesticide containers, waste containing polychlorinated biphenyls, rendering and slaughterhouse wastes, wastes that could spontaneously combust, ash, sludges, spent-activated carbon filters, hazardous wastes, sewage sludge, septic tank pumpings, infectious wastes and wastes containing free liquids.”

The waste acceptance language is silent on the acceptance of industrial and municipal solid waste. Per the April 21, 2022 Planning Commission/Board of Adjustment meeting, the Facility may not accept residential garbage or “putrescible” items: “7. No residential garbage shall be allowed to be stored or transferred to/from the property.” And “9. No “junk”, “junk vehicles”, or “junkyards/salvage yards”, as defined by the Land Use Ordinance, or “putrescible” items, as defined in the Solid Waste Ordinance, shall be allowed to be stored on or transferred to/from the property, other than what is allowed by the State at a transfer station. No transfer station items or the above items shall be buried on-site. No “landfill” operations shall occur on-site.” Lastly, Section 1.4.3 of the Permit Application states, “Unacceptable material might include paint, household cleaners, various type of solvents, fluorescent bulbs, and industrial waste.”

We recommend the language be adjusted as follows:

“The Facility is permitted to accept a maximum of 1,500 cubic yards of construction and demolition debris at any one time. The Facility is permitted to transfer a maximum of

60,000 cubic yards of construction and demolition debris per year. The facility may temporarily store up to 100 cubic yards of appliances, 100 cubic yards of non-ferrous metals, 40 cubic yards of concrete/asphalt/brick, and 40 cubic yards of asphalt shingles. Unacceptable waste includes but is not limited to asbestos, empty pesticide containers, waste containing polychlorinated biphenyls, rendering and slaughterhouse wastes, wastes that could spontaneously combust, ash, sludges, spent-activated carbon filters, hazardous wastes, sewage sludge, septic tank pumpings, infectious wastes and wastes containing free liquids. The Facility should only accept industrial and municipal solid waste in incidental, defined as contamination received in construction and demolition debris loads, quantities. The Facility shall not accept dedicated industrial and municipal solid waste loads.”

Section 3.1.1 of the Draft Permit provides definitions; however, a definition for construction and demolition debris is not provided. This term is used throughout the permit; however, a definition is not provided for “construction and demolition debris” in rule or statute. We recommend providing a definition for construction and demolition debris.

Section 3.2.14 of the Draft Permit reads:

“The Permittee shall transfer or store all industrial waste or mixed municipal solid waste at the facility in:

- 1) a completely enclosed structure,*
- 2) containers constructed of impervious materials and designed to prevent leakage, or*
- 3) in a designated solid waste storage area meeting the storage standards of Minn. R. 7035.2855.*

[Minn. R. 7035.2870, subp. 5(C)]”

As described previously, the Facility should not accept residential garbage, “putrescible” items, or industrial waste. Therefore, we recommend the language be adjusted as follows:

“The Facility should only accept industrial and municipal solid waste in incidental quantities. The Permittee shall transfer or store any incidental ~~all~~-industrial waste or mixed municipal solid waste at the facility in:

- 1) a completely enclosed structure,*
- 2) containers constructed of impervious materials and designed to prevent leakage, or*
- 3) in a designated solid waste storage area meeting the storage standards of Minn. R. 7035.2855.*

[Minn. R. 7035.2870, subp. 5(C)]”

Thank you for the opportunity to provide comments on the draft permit language. If these changes are not made to the draft permit language, the County may revoke the approval for this Facility. We look forward to your response to our comments. If you have questions or concerns, please contact me at (218)824-1123.

Cordially,

Jessica Shea

Jessica Shea
Crow Wing County
Land Services Operations Manager

Cc: F. Doran – Burns & McDonnell / T. Koller – Burns & McDonnell / M. Stroschein – Crow Wing County Landfill LLC