

**SOLID WASTE ADVISORY COMMITTEE  
JANUARY 8, 2015**

*Mission Statement: To enhance communication and the working relationship between the Department and the solid waste management facility owners/operators, through the discussion of issues and the exchange of ideas.*

**Committee members in attendance:**

Max Bauer – Republic Service  
Barb Butler – City of Billings (Phone)  
Rick Thompson – Department of Environmental Quality (DEQ)  
Jim Simon – Gallatin County Landfill  
Mark Nelson – Lake County

**Committee members not in attendance:**

Larry Lakner – Beaverhead County  
Chris Viets – Richland County Landfill  
Sherrel Rhys – Lewis & Clark County  
Joe Aline – Shumaker Trucking & Excavating  
Clay Vincent – Unified Disposal  
Dave Duffy – Tri County Disposal

**Others in attendance:**

Matt Elsaesser – Recycle Montana  
Barry Damschen – Barry Damschen Consulting  
Liz Ulrich – DEQ Air Resource Management Bureau  
Shasta Steinweden – DEQ Enforcement Division  
Mary Hendrickson – DEQ Solid Waste Management Section  
Candace Bell – Jefferson County Solid Waste  
Glen Rafish – Butte-Silver Bow Landfill  
Lisa Peterson – DEQ Permitting and Compliance Division  
Kim Carley – City of Helena  
Bob Church – Great West Engineering  
David Seeberger – Republic Services  
Mitch Mihaylovich – Pioneer Technical Services  
Jake Larson – City of Helena

**Meeting Called to Order at 1:35 p.m. by Mark Nelson.**

• **Review and Approval of Minutes**

Minutes from the previous meeting were approved without changes or corrections.

• **Agenda Items From Previous Meeting**

- Federal Green House Gas (GHG) Rule Making -
  - Liz Ulrich DEQ Air Management Bureau updated the SWAC on the status Federal rule making for GHG rule. Liz informed the SWAC that the proposed draft Federal GHG rules should be completed and

published by the end of March 2015, and until then there really isn't any further information available.

- Solid Waste Program and SWAC Vacancies – Rick Thompson
  - Kathy O'Hern's has retired and the position is currently vacant. In the process of screening applications.
  - Larry Lakner's representing Small Western Montana facilities has been requested to be replaced.
  - Chris Viets representing Small Eastern Montana facilities has retired from her position with Richland County and her position on the SWAC is vacant.
  - Barry suggested that maybe the facilities in northern Montana would be a good idea to check with for finding a replacement for Small Western facilities. Mark suggested getting Rick some names and Barry will be meeting with Ron Collyer and will discuss it with him. There was some discussion regarding areas that have had representation in the past. Bob Church suggested Candace Bell would be good and Candace agreed she would be available.
  
- Rules update – Ed Thamke
  - Ed informed the group that Gordy would be leaving DEQ for a position with another agency. His last day will be January 23, 2015.
  - Asbestos fee rules are on hold in the DEQ legal department until after the legislature adjourns. Ed mentioned that facilities needed to tighten up the asbestos screening at landfills. The discussion which followed Ed's comments included;
    - Ed Thamke suggested that scale attendants be more thorough in questioning contractors who deliver loads of C&D wastes to their facilities. They should ask contractors if loads have been tested for asbestos. Ed promised to work with Gordy to craft some asbestos screening language before he leaves his position on January 23, 2015.
    - Barb Butler mentioned that the City of Billings will not require an asbestos test before they issue a building demolition permit. Barb also asked when they (SWAC\regulated community) might hear more about the proposed asbestos screening language.
    - Mark Nelson talked about the difficulty in gaining the cooperation of the contractors transporting C&D loads to identify asbestos containing materials contained in their waste loads. . Mark commented that it would be good to get builders, contractors, and others involved in the screening process before C&D wastes are taken to the landfills.
  - Composting rules are close to being rolled out and the DEQ may do so before Legislature has adjourned.
  - Landfarms rules are also in the process of being finalized. All options for managing petroleum impacted soils will be contained within the soon to be proposed solid waste landfarm rules. Stand-alone landfarms and those with landfills are a part of the package.

- Solid Waste Training – Spring and Fall 2015 - Rick Thompson
  - Two more opportunities for training this fiscal year.
    - May 18-22 MOLO in Kalispell
      - Anticipating 40 attendees
      - 40 sleeping rooms are reserved
    - Week of June 8 in Missoula for compost training
    - Fall training opportunities will be dependent on the responses to the training surveys included with license renew application packet.
- **Solid Waste Program Update**
  - Licensing Activities – Mary Hendrickson
    - Licensed a new oil and gas exploration and production waste landfill in Outlook.
    - Currently working on septic pumper license renewals.
    - Applications for: 1.) Expansion of the Gallatin County (Logan) Class II landfill; 2.) New oil and gas exploration and production waste landfill in Culbertson
    - Updating the Who-Takes-What table online based on the results of the recently distributed Survey Monkey.
    - Will be using Survey Monkey for gathering the information for the waste diversion report.
    - Reminded folks that the license renewals will distributed to facilities on February 1, 2015 are will be due back by April 1<sup>st</sup>.
  - Inspection Activities – Rick Thompson
    - There were 17 inspections completed In the last quarter. They were conducted in the north east with only one major violation noted.
  - Enforcement – Shasta Steinweden, DEQ ENF
    - No new formal solid waste enforcement cases last quarter
    - 11 new complaints and only two were at licensed facilities.
- **New Agenda Items:**
  - Solid Waste/Materials Management Section Restructuring – Ed Thamke
    - Ed reported that the recycling staff currently in the Planning Division will be relocated in the Solid Waste/Materials Management Section in WUTMB. There are now eight programs within our bureau. Ed also stated that;
      - We are taking our time as it will be a culture change for all involved
      - We needed to get the DEQ's recycling personnel and activities.
      - Rick and he are looking at putting the section through a kaizen event. We will be looking at SWAC to assist in the process. Cheryl has been volunteered to assist on behalf of SWAC.
      - Rick will be supervising the two new employees. They will be physically located with the MVWRP and will be working at restructuring to Waste Management Materials.

- Legislative Update – Ed Thamke
    - Ed gave a brief summary of the overall status for what is going on with legislature.
    - The agency has only five bills
      - None are related to solid waste
    - Revise motor vehicles salvage titles
    - LC1893 – Generally revise Junk Vehicle program laws
      - Effort to take some of the JV fund
        - Attempt to purchase tire shredder that would travel the state.
    - LC997 – Revise laws related to oil and gas development
      - Provides a definition for oil and gas waste
      - Provides a definition for disposal
      - Certain criteria for water and wells
    - LC545 – Revise HW fees
      - A lot of the refineries have gone out and cleaned up their properties. Eliminate remediation fee waste.
  - Federal Regulatory Update – Ed Thamke
    - Publication of the Federal Coal Combustion Residual (CCR) rules by the EPA on December 19, 2014, and the impact of those rules on CCR\Solid Waste management in Montana.
    - Possible new fee structure for CCR landfills.
    - Barry asked what the fee structure might look like in laymen's terms.
  - Report illegal dumping
    - There was discussion about the cost that some pay to have their old tires hauled off.
  - Matt Elsaesser talked about the GIS project which will locate all recycling facilities in the state.
- **Agenda Items for next meeting:**
    - Asbestos screening at landfills
    - Rules update
    - Legislature update
  - **Meeting Date – April 9, 2015, in Room 111 from 1:30 to 3:00 p.m.**

**Meeting Adjourned at 3:13 p.m.**