



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Kenny C. Guinn, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

July 13, 2006

## **Notice of Public Workshop**

### **Proposed Revisions to Solid Waste and Recycling Regulations**

The Nevada Division of Environmental Protection (NDEP) will be holding workshops on proposed revisions to solid waste regulations. The purpose of the workshops is to inform the public and regulated community about the proposed regulatory changes and solicit comments from interested persons.

#### **The locations, dates and times of the workshops are as follows:**

August 9, 2006 - 10:00 PM to 12:00 PM  
Nevada Division of Environmental Protection  
Richard H. Bryan State Office Building  
901 South Stewart Street, Conference Room 413  
Carson City, Nevada

August 10, 2006 - 10:00 AM to 12:00 AM  
Clark County Public Library, Large Conference Room  
1401 E. Flamingo Road  
Las Vegas, NV

#### **Regulation R179-05: Waste Landfill Cover Requirements:**

This regulation addresses "cover requirements" of compacted solid waste at certain landfills in Nevada. The regulation would amend section 444.688 of the Nevada Administrative Code (NAC). The requested change will reverse an existing requirement that allows certain landfills in Nevada to operate for up to six days without applying cover soil to exposed waste.

As way of background, Nevada has received approval from the Environmental Protection Agency (US EPA) to administer federal municipal solid waste landfill (MSWLF) regulations contained in 40 CFR Part 258. Under the approved program, the Clark and Washoe County Health Districts administer the landfill regulation within their areas of jurisdiction, while the Nevada Division of Environmental Protection does so in all other areas of the State.

The federal MSWLF regulations require municipal landfills to cover disposed solid waste at the end of each operating day (40 CFR § 258.21). Certain MSWLFs in Nevada have

claimed to operate "around the clock", suggesting that for them there is no "end of each operating day" that would trigger the daily cover requirement.

In recognition of the potential need to receive waste around the clock at landfills that serve the "24-hour" urban areas of Las Vegas and Reno, in 1998 the State Environmental Commission adopted revisions to NAC 444.688 that allowed such landfills to operate for up to 6 days prior to applying cover material. To make this allowance, the term "operating day" at such landfills was defined to include a period of time up to six days long. The US EPA has since notified the Division that this language is not consistent with the federal criteria.

This regulation would therefore restore conformance with the federal landfill criteria while retaining flexibility for landfills to operate continuously. This regulation would allow landfills to avoid the requirement of a daily cover if they have equipment "working the face" 24 hours a day.

The proposed regulation may be viewed online and/or downloaded from the State Environmental Commission's website at: <http://sec.nv.gov/archives/regdoc/r179-05i.pdf> or a copy may be obtained by calling NDEP at (775) 687-9468.

Questions should be addressed to Ed Glick at (775) 687-9468, Nevada Division of Environmental Protection, Bureau of Waste Management, 901 South Stewart Street, Suite 4001, Carson City, NV 89701-5249, or submitted by e-mail to [eglick@ndep.nv.gov](mailto:eglick@ndep.nv.gov).