

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Solid Waste Program, Attn: Geraldine Travers
17 State House Station
Augusta, Maine 04333-0017
Telephone: (207) 287-96: :

<u>FOR DEP USE ONLY</u>			
ATS ID: _____	Seq: _____	DEP ID: _____	Received by DEP: _____
Bureau: <u>S</u>	Type of Application: <u>WK</u>	Activity: <u>P</u>	Fees Paid: _____
Project Analyst: _____			Check No.: _____

**NOTIFICATION FOR PERMIT BY RULE FOR
THE MANUFACTURE OF FLOWABLE FILL**

Existing concrete batch plants or existing cement kilns may receive a permit-by-rule to use multi-fuel boiler or coal ash to manufacture flowable fill provided that the facility meets all of the standards of Chapter 409, Section 6 of the Solid Waste Management Regulations. This completed notification form must be received by the Department at least 18 working days prior to acceptance of the first shipment of any multi-fuel or coal ash for use in manufacturing flowable fill.

Company and Address Information

Company Name: _____ **Telephone:** _____

Applicant's Last Name: _____ First Name: _____

Contact Person: _____ Telephone: _____

Applicant Name: _____ **Agent/Consultant Name:** _____

Telephone: _____ Telephone: _____

Mailing Address: _____ Mailing Address: _____

Street Address: _____ Street Address: _____

Town: _____ State: _____ Zip: _____ Town: _____ State: _____ Zip: _____

Billing Information

Name: _____

Mailing Address: _____

Street Address: _____

Town: _____ State: _____ Zip: _____

Site/Activity Information

Project Description: Processing facility - Flowable fill - Permit-by-Rule

911 address: _____ GPS Location: _____

Directions: _____

PLEASE SEE OTHER SIDE OF SHEET - SIGNATURE REQUIRED

SIGNATURE OF APPLICANT

By signing this notification, the applicant certifies that he or she has: (1) provided public notice in accordance with Chapter 400, section 3(B)(1)(c)(iii) to the chief municipal officer and chair of the municipal planning board of the municipality in which the project is located; (2) filed a complete copy of this notification in the municipal office of the municipality in which the project is located; (3) reviewed the appropriate state laws that relate to the proposed project; and (4) the standards and requirements of Chapter 409, section 6 will be met throughout operation and closure of the facility.

I certify under penalty of law that I have personally examined the information submitted in this document and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the information is true, accurate, and complete. I authorize the Department to enter the property that is the subject of this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

DATE: _____ NAME: _____

(Applicant)

TITLE: _____
(If other than applicant, attach letter of agent authorization.)

INSTRUCTIONS

For assistance in filling out this notification, please contact the Division of Materials Management, Bureau of Remediation and Waste Management.

Send this notification along with all attachments to: Maine Department of Environmental Protection, Bureau of Remediation and Waste Management, 17 State House Station, Augusta, Maine 04333-0017.

Keep a copy of this completed form for your files. This copy will be helpful in communications with the DEP staff if any questions arise during the review of a project.

PLEASE SEE ATTACHED FEE SCHEDULE TO DETERMINE THE NOTIFICATION FEE FOR A PERMIT-BY-RULE FACILITY

Standards for Permit-by-Rule Flowable Fill Processing.

- (1) The facility owner or operator must maintain records identifying the origins of the multi-fuel or coal ash, quantities accepted, the dates of acceptance, dates of processing, and the dates and locations of final disposition. The owner or operator must submit to the Department by January 31st for the previous calendar year, a summary of the total ash received, total ash stored on site as of December 31, and total amount of flowable fill distributed.
- (2) Concrete mixing facilities and cement kilns which use multi-fuel or coal ash as an additive in the manufacturing of flowable fill must store and handle the multi-fuel or coal ash in enclosed buildings or the equivalent (e.g., covered conveyors and transfer points, leak proof silos or containers) to prevent fugitive dust emissions and to prevent direct exposure of the ash to the weather during storage and handling.
- (3) The facility must be operated so that it does not contaminate water, land or air from the handling, storage or processing of multi-fuel boiler or coal ash.
- (4) Any multi-fuel boiler or coal ash received at the concrete batching plant or cement kiln that is not processed must be disposed of at a facility licensed and approved by the Department to accept such wastes.
- (5) The facility owner or operator must maintain records identifying the origins of the material, quantities accepted, and the dates of acceptance. The owner or operator must submit a summary of these records to the Department by January 31st of each year of operation for the previous calendar year, and upon Department request.

**REQUIRED INFORMATION FOR A PERMIT-BY-RULE FOR
THE MANUFACTURE OF FLOWABLE FILL**

1. **Description.** Please provide a brief description of the proposed project including a description of the waste to be processed.
2. **Title, Right, or Interest.** Submit information that demonstrates sufficient title, right or interest to property proposed for development, as specified in 06-096 C.M.R. Chapter 2, section 7.
3. **Topographic Map.** Include the most recent full size U.S. Geological Survey topographic map (7 1/2 minute series, if available) of the area, showing the location of the proposed facility, and the property boundary. This map must indicate all residences within 500 feet of the waste handling area.
3. **Analytical Data.** Submit analytical data demonstrating that the ash is non-hazardous.
4. **Public Notice.** Include a copy of the Public Notice given in accordance with the following requirements:

Within 30 days prior to filing this application, you must provide public notice of intent to file a permit-by-rule notification with the Department. The notice must be mailed by certified mail or Certificate of Mailing to the municipal office of the municipality(ies) where the project will be located.

The public notice must include the following information:

- a. Name, address and telephone number of the applicant;
- b. Citation of the statutes or rules under which the permit-by-rule notification is being processed;
- c. Location of the activity;
- d. Summary of the activity;
- e. Anticipated date for filing the permit-by-rule notification with the Department; and
- f. A statement that public comments on the permit-by-rule notification may be provided to the Department within 10 days of the filing of the permit-by-rule notification, together with the mailing address of the Department.

Please note that public notice for this permit-by-rule notification does not require the publishing of a notice in a newspaper or the serving of a notice upon abutters to the project.

END