



State of Utah

Department of  
Environmental  
Quality

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*Executive Director*

DIVISION OF SOLID &  
HAZARDOUS WASTE  
Dennis R. Downs  
*Director*

OLENE S. LICKER  
*Governor*

GAYLE F. McKEACHNIE  
*Lieutenant Governor*

received  
6-25-04  
CES, INC  
1:43 PM

June 22, 2004

Shawn Adams  
Contract Environmental Services, Inc.  
410 North Auburn  
Farmington, New Mexico 87401

Subject: Recycling Plan of Operation

Dear Mr. Adams:

We have reviewed the Plan of Operation received June 1, 2004 for the proposed Contract Environmental Services, Inc. (CES) soil remediation operation near Hovenweep Monument. The Plan of Operation meets the requirements of the rules. Based on the Plan of Operations, soils from the cleanup of regulated underground storage tanks (UST) may be accepted at the CES facility.

The following requirements of the Utah Solid Waste Permitting and Management Rules apply to UST soils received at the facility:

- A certification must be submitted to the Executive Secretary by March 1 of each year that the facility has operated according to the submitted plan of operation (R315-312-2(2) UAC). This certification may be included with the annual report (see below);
- At least 50% of the material on site at the beginning of a year must be shown to have been recycled, or the facility will be considered a disposal facility (R315-312-2(3)(a) UAC);
- An operating record must be maintained which includes the weights or volumes, number of vehicles entering; deviations from the plan of operation; training and notification procedures; and an inspection log or summary (R315-302-2(3)(a) UAC);
- An annual report must be placed in the operating record and submitted to the Executive Secretary by March 1 of each year which includes the annual quantity of solid waste handled at the facility (R315-302-2(4) UAC);
- The generator of the UST soils must meet the requirements of R315-5-1.11 and provide documentation that the soils were not derived from a hazardous waste and do not meet the definition of hazardous waste under Utah Administrative Code R315-2;

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- Testing must be conducted by CES as outlined in the plan of operation; and
- Areas for the storage of the soils shall be constructed as outlined in the plan of operation, maintained and operated so that air surface waters or ground water will not become contaminated.

Additionally, the Division of Air Quality within the Department of Environmental Quality may have regulatory requirements that impact the facility. They can be reached at (801) 536-4000. You should also contact the Southeastern Utah District Health Department at (435) 637-3671 if you have not already done so.

If you have any questions, please contact Ralph Bohn at 801/538-6794 or by email at [rbohn@utah.gov](mailto:rbohn@utah.gov).

Sincerely,



Dennis R. Downs, Executive Secretary  
Solid and Hazardous Waste Control Board

DRD/RTB/kk

c: David Cunningham, B.S.N., R.N., Director, Southeastern Utah District Health Dept.  
David Ariotti, DEQ Southeastern District Engineer