

# STATE OF COLORADO

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Executive Director and Chief Medical Officer

Dedicated to protecting and improving the health and environment of the people of Colorado

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Colorado Department  
of Public Health  
and Environment

April 23, 2014

Board of County Commissioners  
4430 South Adams County Parkway  
5th Floor, Suite C5000A  
Brighton, Colorado 80601-8204

**RE: Recommendation of Approval with Conditions**

Application for Certificate of Designation  
Conservation Services, Inc.  
Adams County, Colorado  
SW/ADM/CSI 2.1

Dear Commissioners,

The Colorado Department of Public Health and Environment (Department), Hazardous Materials and Waste Management Division (Division), received from the Adams County, Colorado, a referral notification requesting the Division's review of an engineering design and operations plan (EDOP) summary for a new Certificate of Designation (Application) for continued operation of the Conservation Services, Inc. (CSI) waste disposal facility in Adams County, Colorado. The Division received the Application as both an electronic document and hard copy. As described in the Application, CSI is an ongoing business and facility operating under the terms of its original CD, but the CD will expire on August 14, 2014.

The Division reviewed the Application to determine its compliance with the requirements set forth in the Solid Waste Disposal Sites and Facilities Act, Title 30, Article 20, Parts 1 and 10 (Solid Waste Act) of the Colorado Revised Statutes (CRS), as amended, and with the regulations promulgated there under: the Regulations Pertaining to Solid Waste Sites and Facilities, 6 CCR 1007-2, Part 1 (Solid Waste Regulations). In accordance with the Solid Waste Statute, CRS 30-20-103 (2), a Completeness Review of the Application was required within thirty (30) days of receipt of the application. The Division conducted the Completeness Review and on March 20, 2014, the Division issued written notification that (1) the Division had determined the Application to be complete, and (2) it was not the intent or

purpose of the Completeness Review to imply anything concerning the final approval (or disapproval) of the Application.

The Division published a notice in the both the I-70 Scout and Eastern Colorado News (issued March 11 and 14, respectively) requesting written public comments on the proposed continued operation of the CSI facility. The public comment period ended on April 13, 2014, and the Division has received no comments.

In accordance with the Solid Waste Statute, CRS 30-20-103 (2), a technical evaluation of the Application was required after the Completeness Review had been conducted. The Division conducted a comprehensive technical evaluation of the EDOP and found no new significant changes. The EDOP summarizes all original and subsequently added or revised engineering and operations plans that have been previously reviewed and approved by the Division. Also included in the EDOP is a proposal to add processing equipment for oil and gas exploration and production wastes. This waste stream is a currently approved for acceptance. As described in the Division's May 6, 2013 letter a proposal to add processing equipment, the EDOP will need revision to include a complete description of equipment, operation, and design of engineered containment facilities for review and approval by the Division prior to implementation of this proposed process.

It is the determination of the Division that the CSI facility can comply with the technical, environmental, and public health standards of the Solid Waste Act and the Solid Waste Regulations if the facility is monitored and operated as detailed in the CD Application, the facility's currently approved EDOP, and with the Division's conditions of recommendation as stated below in this letter. Based on our review and determination, the Division recommends, with conditions, that the CSI facility may be approved by Adams County based on these and any local criteria. The Application and final resolution concerning the CD must be placed in the CSI facility's operating record. In addition to the conditions listed below, please note that the CSI facility must comply with the public health and environmental laws, standards, and regulations of the Department and all other applicable state, federal, and local rules, and ordinances. Our recommendation for approval of the Application including the EDOP summary, has the following conditions that must be incorporated into the CD if issued by the Board of County Commissioners:

1. Provide detailed design and operation plans of the processing equipment and facility modifications for oil and gas exploration and production wastes for Division review and approval prior to initiating construction or operation.
2. Provide updates to the facility's closure and post-closure plans and cost estimates and appropriate adjustment to the financial assurance instrument, as necessary, for waste processing and storage related to the addition of processing equipment and facility modifications for oil and gas exploration and production wastes.

As required by the Act, 30-20-104(3)(a) and (3)(b), Adams County is obligated to notice their citizens and conduct a public hearing regarding the proposed solid waste facility. Upon approval of the final resolution by the Board of County Commissioners concerning the CD, please forward a copy of the final resolution to the Division.

Board of County Commissioners

**Recommendation of Approval with Conditions:** Application for Certificate of Designation

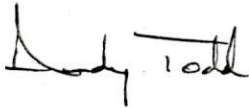
Conservation Services, Inc.

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Should you have questions about this determination, please contact Andy Todd at 303-691-4049, [Andrew.Todd@state.co.us](mailto:Andrew.Todd@state.co.us), or Roger Doak at 303-692-3437, [Roger.Doak@state.co.us](mailto:Roger.Doak@state.co.us).

Sincerely,



Andy Todd  
Solid Waste Permitting Unit  
Solid Waste and Material Management Program  
Hazardous Materials Waste Management Division



Roger Doak, Unit Leader  
Solid Waste Permitting Unit  
Solid Waste and Material Management Program  
Hazardous Materials Waste Management Division

cc: Alan Scheere – Conservation Services, Inc./Waste Management of Colorado, Inc.  
Tom Schweitzer – Waste Management of Colorado, Inc.  
Christopher La Rue – Adams County Planning and Development Department  
Craig Tessmer – Adams County Planning and Development Department  
Deanne Kelly – Tri-County Health Department  
Mark McMullen – AEC

ec: Dana Podell – Air Pollution Control Division  
Nathan Moore – Water Quality Control Division

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