



DEQ

State of Oregon
Department of
Environmental
Quality

Checklist for Determining an Exemption from Financial Assurance Requirements for Low-Risk Solid Waste Disposal Sites

Facility: American Petroleum Environmental Services, Inc.			
Reviewer: Heather Kuoppamaki		Date: 04/17/2017	
County: Multnomah			
Facility Evaluation:	Low Risk Site - FA Exempt	<input checked="" type="checkbox"/>	Site Poses Potential Risk – FA required

INTRODUCTION

Oregon Administrative Rules (OAR) authorize exemptions from financial assurance requirements for any solid waste disposal site, if certain criteria are met and DEQ deems these sites low risk. Exemptions for municipal and non-municipal landfills are provided in OAR 340-094-0140(2) and OAR 340-095-0090(2). Exemptions for all other solid waste disposal sites are authorized in OAR 340-096-0001.

The Internal Management Directive (IMD), *Determining an Exemption from Financial Assurance Requirements for Low-Risk Solid Waste Disposal Sites* clarifies financial assurance exemption determination criteria and processes, particularly for solid waste disposal sites authorized in OAR Division 96. Facilities subject to Division 96 include incinerators and energy recovery facilities that receive solid waste from the public or solid waste collection services, composting facilities, sludge disposal sites, land application disposal sites, transfer stations, material recovery facilities and solid waste treatment facilities.

This form provides a checklist of information for DEQ staff use to conduct a financial assurance exemption site screening to determine if a site may be considered low-risk and be exempted from financial assurance requirements. It is intended to be used in conjunction with the *Determining an Exemption from Financial Assurance Requirements for Low-Risk Solid Waste Disposal Sites* IMD.

In making the low-risk determination, DEQ staff will review the site-specific information that is submitted for a facility as part of a solid waste disposal site permit application package, including an operations plan, site lay-out plan and any additional information DEQ may request. Staff will also review a previous determination to exempt a facility from FA requirements when a permit is modified or renewed or when new information about a facility suggests the criteria for exemption are no longer being met.

To qualify for a DEQ low-risk determination, an applicant must demonstrate that a site and facility meets, and will continue to meet, environmental and human health risk screening criteria for: 1) groundwater/surface water; 2) public health and safety; 3) managed environmental protection systems and 4) size for a land disposal site. Municipal and Non-Municipal solid waste landfills and sludge lagoons must meet all 4 criteria. Solid waste Disposal sites listed in OAR Division 96 must meet criteria 1 – 3.

Environmental and Human Health Screening Criteria

1) Groundwater/ Surface water

The disposal site poses no significant threat of adverse impact on groundwater or surface water.

Evaluation:

Meets criteria
(Low Risk) Does not meet criteria

Reason for Evaluation Selection:

Facility activities are all conducted on paved area. The facility has a stormwater discharge permit that regulates stormwater discharge to Force Lake.

2) Public health and safety

The disposal site poses no significant threat of adverse impact on public health or safety.

Evaluation:

Meets criteria
(Low Risk)

Does not meet criteria

Reason for Evaluation Selection:

See #1, above.

3) Managed environmental protection systems

No system requiring active operation and maintenance is necessary for controlling or stopping discharges to the environment.

Evaluation:

Meets criteria
(Low Risk)

Does not meet criteria

Reason for Evaluation Selection:

See #1, above.