

# Request for Comments

## Proposed Solid Waste Permit Renewal for Josephine Recycling & Transfer Station

Comments due: 5 p.m., Nov. 6, 2020

**Project location:** 1749 Merlin Rd., Merlin, Josephine County.

**Proposal:** The Oregon Department of Environmental Quality proposes to issue a permit renewal for this transfer station. The permit would continue to authorize transfer station activities at this site in conformance with the requirements, limitations and conditions set forth in the permit. The facility is owned by City of Grants Pass and operated by Grants Pass Sanitation.

**Highlights:** The current permit was issued on Dec. 8, 2010.

The renewal permit would continue to authorize transfer station activities: collection and consolidation of solid waste prior to transfer to a permitted landfill, and collection and consolidation of recyclable materials prior to transport to recycling facilities. This site is open to the public. Current operations would not change under the proposed renewal.

A recent file review indicates no compliance issues associated with activities at this facility during the past 10 year permit cycle.

**How to comment:** Send comments to DEQ Permit Coordinator Denise Miller at 165 E Seventh Ave., Suite 100, Eugene, OR 97401 or [miller.denise@deq.state.or.us](mailto:miller.denise@deq.state.or.us).

**Find more information:** Go to <http://www.oregon.gov/deq/Get-Involved/Pages/Public-Notices.aspx>. To request a copy be mailed to you, contact Miller at 541-687-7465 or [miller.denise@deq.state.or.us](mailto:miller.denise@deq.state.or.us). For questions on the permit, contact David Esch, DEQ Solid Waste Specialist, at 541-776-6148 or [david.esch@deq.state.or.us](mailto:david.esch@deq.state.or.us).

If you want to review the application and related documents in person at the DEQ office at 165 E Seventh Ave., Suite 100 in Eugene please contact Miller at 541-687-7465 or [denise.miller@deq.state.or.us](mailto:denise.miller@deq.state.or.us) to set up an appointment.

**Next step:** DEQ considers and responds to all comments received and may modify the proposed permit based on comments.

**Alternative formats:** DEQ can provide documents in an alternate format or in a language other than English upon request. Call DEQ at 800-452-4011 or email [deqinfo@deq.state.or.us](mailto:deqinfo@deq.state.or.us).



State of Oregon  
Department of  
Environmental  
Quality

**Western Region  
Materials  
Management  
Program**

165 E. Seventh Ave.  
Eugene OR 97401  
Phone: 541- 687-7465  
800-849-8477

Contact:  
Denise Miller at  
[miller.denise@deq.state.or.us](mailto:miller.denise@deq.state.or.us)

[www.oregon.gov/DEQ](http://www.oregon.gov/DEQ)



## SOLID WASTE DISPOSAL SITE PERMIT: Transfer Station

Oregon Department of Environmental Quality  
165 E. Seventh Ave., Suite 100  
Eugene, OR 97401-3049  
541-687-7465

Issued as authorized by ORS 459.245 and in accordance with the provisions of [Oregon Revised Statutes Chapter 459, 459A, Oregon Administrative Rules 340 Divisions 64, 90, 93, 95, 96 and 97](#) and subject to the Land Use Compatibility Statement referenced below.

### Permittee:

Grants Pass Sanitation  
1920 NW Washington Blvd.  
Grants Pass, OR 97526  
541-787-3315

### Property Owner:

City of Grants Pass  
101 NW "A" Street  
Grants Pass, OR 97526  
541-474-6355

### Facility name and location:

Josephine Recycling & Transfer Station  
1749 Merlin Road  
Merlin, OR 97532  
Section 27, T35S R6W  
Josephine County

### Operator:

Grants Pass Sanitation  
1920 NW Washington Blvd.  
Grants Pass, OR 97526  
541-787-3315

### ISSUED IN RESPONSE TO:

- A solid waste disposal site permit renewal application received March 19, 2020.
- A Land Use Compatibility Statement from Josephine County Planning Dept. dated March 5, 2010.

The determination to issue this permit is based on findings and technical information included in the solid waste disposal site permit renewal application and permit record.

### ISSUED BY THE OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY

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Brian Fuller, Manager  
Materials Management and Hazardous Waste  
Western Region

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Date

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### Permitted Activities

Until this permit expires or is modified or revoked, the permittee is authorized to operate and maintain a solid waste disposal site in conformance with the requirements, limitations and conditions set forth in this document, including all attachments.

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## ALLOWABLE ACTIVITIES

### 1 Waste Receipt and Disposal Authorizations

#### 1.1 Waste Authorized for Receipt

This permit authorizes the permittee to accept solid waste, as defined in [ORS 459.005](#), for transfer, except waste specifically prohibited in Section 2 (Prohibitions) at the disposal site named Josephine Recycling & Transfer Station (facility).

A DEQ-approved Special Waste Management Plan is required for acceptance of certain waste that requires special management due to the threat posed to human health or the environment.

##### Waste Tire Management

This permit authorizes the permittee to accept up to 100 whole tires for storage and removal. This permit authorizes the permittee to accept fewer than 2,000 whole tires for storage and removal if the permittee maintains a continuous contract with a DEQ permitted waste tire carrier to remove the tires from the site.

Reference: [OAR 340-064-0050](#)

#### 1.2 Authorization to Receive Other Waste

The permittee must not accept any waste excluded from the above authorization at the facility without first submitting the necessary information to DEQ for review, and obtaining DEQ approval in writing.

Reference: [OAR 340-095-0020](#)

#### 1.3 Authorization of Activities

The permittee must conduct all facility activities in accordance with the provisions of this permit until permit termination. Once approved by DEQ, any permit-required plans become part of the permit by reference.

Reference: [OAR 340-093-0110](#) and [OAR 340-093-0113](#)

#### 1.4 Duration of Authorization

The authorization for the permittee to accept solid waste will end at the time of site closure or if the permit expires and DEQ has not received a timely permit renewal application. After that time, no solid waste may be accepted without written authorization by DEQ.

Reference: [OAR 340-093-0115](#)

### 2 Prohibitions

#### 2.1 Prohibited Waste

The waste listed in this section is prohibited from being disposed with municipal solid waste or transferred to a landfill or other disposal site for disposal, and the permittee cannot accept this waste unless otherwise approved in writing by DEQ:

- Hazardous waste – Reference: [40 CFR 258.20\(b\)](#), [OAR 340-101](#) and [OAR 340-093-0040](#);
- Liquid waste – Reference: [40 CFR 258.28](#);
- Radioactive waste – Reference: [ORS 469.525](#) and [OAR 345-050-0006](#);
- PCB or PCB Items regulated for disposal under [40 CFR 761.60\(a\)](#) through (c), 40 CFR 761.61, 40 CFR 761.63, 40 CFR 761.64, or [OAR 340-110-0060](#).

## 2.2 Special Waste

The permittee is prohibited from accepting certain waste materials that, because of their nature, pose potential hazards to human health or the environment and require careful handling at transfer facilities without first obtaining a Special Waste Management Plan approval in writing from DEQ. This waste includes, but is not limited to:

- Infectious Waste as defined in [ORS 459.386](#)
- Asbestos-containing materials as defined in [OAR 340-248-0010](#)
- Sewage sludge and grit
- Septage
- Covered Electronic Devices (CEDs) as defined in [ORS 459A.305](#)
- Industrial solid waste and other materials that may be hazardous or difficult to manage by virtue of their character or large volume, unless special provisions for such disposal are otherwise approved by the DEQ.

Reference: [OAR 340-093-0190](#) and [OAR 340-095-0020](#)

## 2.3 Waste Banned from Disposal

The permittee may collect the following waste for storage, management and recycling only; the permittee must not knowingly accept or mix this waste with solid waste or transfer it to a landfill for disposal:

- Discarded or abandoned vehicles
- Large home or industrial metal-jacketed appliances
- Used oil
- Whole Tires
- Lead-acid batteries
- Computer monitors having a viewable area greater than four inches diagonally
- Televisions having a viewable area greater than four inches diagonally
- Desktop computers
- Portable computers
- Source separated recyclable material as defined in [OAR 340-090-0010](#)

Reference: [ORS 459.247](#), [OAR 340-093-0040](#), [ORS 459A.080](#) and [OAR 340-090-0090](#)

## 2.4 Open Burning

The permittee must not conduct any open burning at the facility. Reference: [OAR 340-264-0030](#) (defines open burning)

# 3 Recycling

## 3.1 Recyclable Materials

The permittee must provide a place for receiving the following recyclable materials:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> newspaper  | <input checked="" type="checkbox"/> aluminum        |
| <input checked="" type="checkbox"/> ferrous scrap metal  | <input checked="" type="checkbox"/> container glass |
| <input checked="" type="checkbox"/> non-ferrous scrap metal                                    | <input checked="" type="checkbox"/> mixed paper     |
| <input checked="" type="checkbox"/> used motor oil   | <input checked="" type="checkbox"/> tin cans        |
| <input checked="" type="checkbox"/> corrugated cardboard and kraft paper<br>(brown paper bags) | <input checked="" type="checkbox"/> yard debris     |

Reference: [OAR 340-093-0160](#)

### **3.2 Recycling Depot Location**

The place for receiving recyclable materials must be located at the facility or at another location more convenient to the population served by the facility. The recycling depot must be available to every person whose solid waste enters the facility.

Reference: [OAR 340-093-0160](#)

### **3.3 Recyclable Material Use**

All properly prepared, source separated recyclable materials must be reused or recycled, except for used oil and woodwaste which may be collected and burned for energy recovery. The permittee cannot dispose of any source separated recyclable material, as defined under [ORS 459.005\(19\)](#).

Reference: [OAR 340-090-0090](#)

### **3.4 Recycling Information**

The permittee must provide, or have available upon request, recycling information for facility users that includes the following:

- Location of the recycling depot at the disposal site or another location
- Hours of operation of the recycling depot
- Instructions for correct preparation of accepted source separated recyclable material
- Material accepted for recycling
- Reasons why people should recycle

Reference: [OAR 340-093-0160](#) and [OAR 340-090-0030](#)

### **3.5 Recycling Information Signs**

A sign must be prominently displayed which indicates:

- The availability of recycling at the facility
- The materials accepted at the recycling depot
- The hours of operation of the recycling depot (if different from facility hours)

### **3.6 Salvaging of Materials**

Salvaging of materials is authorized if conducted in a controlled and orderly manner and included in the permittee's DEQ-approved Operations Plan.

Reference: [OAR 340-096-0040\(4\)](#)

## **OPERATIONS AND DESIGN**

## **4 Operations Plan**

### **4.1 Plan Compliance**

The permittee must conduct all operations at the facility in accordance with the approved Operations Plan, including any DEQ-approved amendments. The DEQ-approved Operations Plan is incorporated into the permit by reference.

Reference: [OAR 340-095-0020](#)

#### **4.2 Plan Content**

The Operations Plan must describe the method of operation of the facility in accordance with all regulatory and permit requirements.

Reference: [ORS 459.235](#) and [OAR 340-096-0040](#)

#### **4.3 Plan Maintenance**

Prior to commencing any change in operations, the permittee must submit revisions of the Operations Plan to DEQ for review and approval. Additionally, the permittee must revise the Operations Plan as necessary so that it reflects current facility conditions and procedures.

#### **4.4 Special Waste Management Plan**

After consultation with DEQ, and prior to accepting wastes listed in Section 2.2, the permittee must submit a Special Waste Management Plan for DEQ review and approval. DEQ approved Special Waste Management Plans will be incorporated into the approved Operations Plan. The plan must address procedures for receipt, handling, storage, spill clean-up and transport for reuse, recovery or disposal at an appropriately permitted facility.

Reference: [OAR 340-093-0190](#)

### **5 Site Design and Construction**

#### **5.1 Facility Design and Construction Plan**

The facility, including any modifications or additions, must be designed and constructed in accordance with plans and specifications approved by DEQ and any amendments approved in writing by DEQ. The permittee must consult with DEQ prior to any site modification. DEQ may require the permittee to prepare and submit a modified Facility Design and Construction Plan, stamped by a registered professional engineer. If a new plan is required, the permittee must receive written approval of the modified Facility Design and Construction Plan from DEQ prior to commencing construction.

Reference: [ORS 459.235](#), [OAR 340-093-0140](#), and [OAR 340-096-0040](#)

#### **5.2 Construction Requirements**

The permittee must perform construction in accordance with DEQ-approved plans and specifications, including all conditions of approval by DEQ. Any significant amendments to those plans and specifications must be approved prior to construction in writing by DEQ.

Reference: [OAR 340-093-0140](#)

#### **5.3 Construction Documents**

Prior to initiating construction, the permittee must submit and receive written DEQ approval of complete construction documents for the project to be constructed. The construction documents submitted must include a Construction Quality Assurance plan describing the measures that will be taken to monitor and ensure that the quality of materials and the work performed complies with project specifications and contract requirements.

Reference: [OAR 340-093-0150](#)

#### **5.4 Construction Certification Report Submittal**

DEQ may require, upon completion of major or critical construction at the facility, that the permittee submit to DEQ a final project report signed by the project engineer or manager as appropriate. The report must certify that construction has been completed in accordance with the approved plans including any approved amendments thereto.

Reference: [OAR 340-093-0150](#)

## **5.5 Approval to Use**

The permittee cannot accept waste in newly constructed facilities or areas until DEQ has approved the Construction Certification Report. If DEQ does not respond in writing to the Construction Certification Report within 30 days of its receipt, the permittee may accept waste at the facility in the newly constructed facilities or areas.

Reference: [OAR 340-093-0150](#)

# **6 Site Operations**

## **6.1 General Site Operations**

The permittee must at all times maintain and properly operate all waste collection and disposal facilities to prevent discharges, health hazards, and nuisance conditions and in accordance with the provisions of this permit.

## **6.2 Waste Removal**

The permittee must remove all waste from the facility at least as often as necessary to prevent malodors, unsightliness, and attraction of vectors or other environmental concerns.

Reference: [OAR 340-093-0210](#) and [OAR 340-096-0040](#)

## **6.3 Containers**

The permittee must clean all containers on-site, as needed, to maintain a sanitary operating environment and to prevent malodors, unsightliness and attraction of vectors.

Reference: [OAR 340-093-0210](#) and [OAR 340-096-0040](#)

## **6.4 Equipment**

The permittee must have readily available equipment of adequate size and design to properly operate the facility at all times and maintain compliance with all permit conditions.

## **6.5 Roads**

The permittee must construct and maintain all weather roads from the public highways or roads, to and within the facility. The roads must be constructed and maintained to prevent traffic congestion, traffic hazards, dust, mud, track out and noise pollution.

Reference: [OAR 340-096-0040](#)

## **6.6 Vehicles and Truck Covers**

All vehicles and equipment operated by the permittee and using public roads, must be constructed, maintained and operated so as to prevent leaking, shifting or spilling of loads while in transit. The permittee must notify all incoming waste haulers that trucks containing loads must be covered or suitably cross-tied to prevent any load loss during shipment.

Reference: [OAR 340-093-0220](#).

## **6.7 Litter Control**

The permittee must at all times minimize litter and collect it quickly and effectively such that the entire facility and adjacent lands are maintained virtually free of litter at all times. The permittee must retrieve and properly dispose of any debris from the facility as soon as possible the same operational day.

Reference: [OAR 340-096-0040](#)

## **6.8 Air Quality**

The permittee must control dust and malodors resulting from facility construction, operation and other facility activities.

Reference: [OAR 340-096-0040](#)

## **6.9 Drainage**

The permittee must divert surface and storm water drainage around or away from waste handling and storage areas. The permittee must maintain surface water diversion ditches or structures in a serviceable condition and free of obstructions and debris at all times.

Reference: [OAR 340-096-0040](#)

## **6.10 Wastewater Prevention and Management**

The permittee must operate the facility in a manner that minimizes wastewater production to the maximum extent practicable; including providing roofs and covers over operating and recycling collection areas. The permittee must collect, remove and manage wastewater in a manner approved by DEQ to prevent malodors, public health hazards and discharge to public waters. Any wastewater or stormwater discharges must be conducted in accordance with applicable Water Pollution Control Facility and/or National Pollutant Discharge Elimination permits.

Reference: [OAR 340-093-0210](#)

## **6.11 Unloading Area**

The permittee must clearly identify the area(s) for unloading of solid waste by signs, fences, barriers or other devices.

Reference: [OAR 340-095-0020](#)

## **6.12 Public Access**

The permittee must control public access to the facility, as necessary, to prevent unauthorized entry and dumping.

Reference: [OAR 340-096-0040](#)

## **6.13 Legal Control of Property**

The permittee must maintain legal control of the property, including maintaining a current permit and contract, or agreement that allows the operation of the facility if the property is not owned by the permittee.

Reference: [OAR 340-093-0050](#) and [OAR 340-093-0070](#)

## **6.14 Fire Protection**

Fire protection must be provided in accordance with operation plans approved in writing by DEQ and in compliance with pertinent state and local fire regulations. The permittee must make arrangements with the local fire control agency to ensure the fire control services will be provided immediately when needed. Fires must be immediately and thoroughly extinguished and reported to DEQ within 24 hours.

Reference: [OAR 340-096-0040](#)

## **6.15 Signs**

The permittee must post signs at the facility, which are clearly visible and legible, providing the following information:

- Facility name
- Emergency telephone number
- Days and hours of operation
- Authorized and prohibited wastes
- Solid waste disposal site permit number
- Operator's address

### **6.16 Vector Control**

The permittee must provide rodent, insect, bird, and other vector control measures, as necessary, to prevent vector harborage.

Reference: [OAR 340-096-0040](#)

### **6.17 Complaints**

The permittee must investigate and attempt to resolve all complaints it receives regarding facility operations by doing the following:

- Contact the complainant within 24 hours to discuss the problem
- Keep a record of the complaint, name and contact information (when possible), date complaint was received, date of facility response, description of facility response.
- Immediately initiate procedures at the facility, when possible, to resolve the problem identified by the complainant.
- For odor, litter or dust complaints, the permittee must report to DEQ as soon as complaints are received from five different businesses and/or individuals within one week, or if an odor event lasts longer than 24 hours without resolution or mitigation.

### **6.18 Permit Display**

The permittee must display this permit, or a photocopy of it, where operating personnel can readily refer to it.

## **GENERAL CONDITIONS**

## **7 Recordkeeping, Reporting and Fee Payment**

### **7.1 Records**

The permittee must keep copies of all records and reports for a minimum of five years from date initially placed in the facility operating record.

Reference: [OAR 340-096-0040](#) and [OAR 340-095-0020](#)

### **7.2 Access to Records**

Upon request, the permittee must make all records and reports related to the permitted facility available to DEQ.

Reference: [OAR 340-096-0040](#) and [OAR 340-093-0050](#)

### **7.3 Disposal and Recycling Data Collection**

- Solid waste disposal - The permittee must collect information on a monthly basis on the number of tons or cubic yards of solid waste received from compactor, drop box and private vehicles. Data collected will represent a calendar year.
- Recycling - The permittee must collect information about the amount of each material recovered for composting, recycling or other beneficial purpose each quarter for each year.

### **7.4 Data Reporting**

- Solid waste disposal – Information collected on solid waste accepted for transfer to a disposal site must be recorded annually on the DEQ form titled: Solid Waste Transfer Report. This completed form must be submitted to DEQ at the address on the form each year.
- Material recovery/ recycling – Recovery/ recycling information collected must be submitted to the address on the survey form provided by DEQ each year for the prior calendar year.

Reference: [OAR 340-090-0100](#)

## 7.5 Non-Compliance Reporting

In the event the permittee violates any condition of this permit or DEQ's rules or statutes, the permittee must immediately take action to correct the violation and notify DEQ within 24 hours at: DEQ's Western Region Materials Management Program Office at 541-687-7465.

## 7.6 Oil and Hazardous Material Spill Response and Reporting

The permittee must immediately clean up any spill of oil or hazardous material as described in the Operations Plan. If the spill is of a reportable quantity the permittee must immediately report the spill to the Oregon Emergency Response System at 1-800-452-0311 and DEQ.

Reportable quantities include:

- Any amount of oil spilled to waters of the state
- Oil spills on land in excess of 42 gallons
- 200 pounds (25 gallons) of pesticide residue
- Hazardous materials that are equal to, or greater than, the quantity listed in the [40 CFR Part 302](#) (List of Hazardous Substances and Reportable Quantities), and amendments adopted before July 1, 2002. For a complete list of hazardous materials required to be reported, please refer to [OAR 340-142-0050](#).

## 7.7 Fee Payment

The permittee must pay the solid waste permit compliance fee each year this permit is in effect. DEQ will send an invoice to the permittee indicating the amount of the fee and the due date for fee payment. Fees are based on the tons of solid waste received and transferred for disposal.

Reference: [OAR 340-097-0110](#) and [OAR 340-097-0120](#)

# 8 Permit Modification

## 8.1 Modification

At any time during the life of the permit, DEQ or the permittee may propose changes to the permit.

Reference: [OAR 340-093-0070](#) and [OAR 340-093-0113](#)

## 8.2 Modification and Revocation by DEQ

DEQ may, at any time before the expiration date, modify, suspend or revoke this permit in whole or in part in accordance with [ORS 459.255](#) for reasons including, but not limited to the following:

- Violation of any terms or conditions of this permit or any applicable statute, rule, standard or order of the Environmental Quality Commission
- Obtaining this permit by misrepresentation or failure to disclose fully all relevant facts
- A significant change in the quantity or character of solid waste received or in the operation of the facility.

Reference: [OAR 340-093-0113](#) and [OAR 340-093-0115](#)

## 8.3 Modification by Permittee

The permittee must apply for a modification to this permit if a significant change in facility operations is planned, there is a deviation from activities described in this permit, or there is a sale or exchange of the facility. The permittee cannot implement any change in operations that requires a permit modification prior to receiving approval from DEQ.

Reference: [OAR 340-093-0070](#)

#### **8.4 Change in Name or Address**

The permittee must report to DEQ in writing any name or address change of the owner or operator of the facility or property **within 10 days** of the change.

Reference: [OAR 340-095-0020](#)

#### **8.5 Transfer, Sale or Exchange of Permit or Facility**

The permittee must submit a permit modification application for any transfer, sale, or exchange of the permit or facility prior to completing the transaction.

All permit conditions will remain in effect until such time as a new or modified permit is issued by DEQ. The permittee will remain responsible for the failure by the new owner to abide by the terms of any permit conditions resulting in a violation until a new permit is issued by DEQ.

Reference: [OAR 340-093-0070](#)

#### **8.6 Public Participation**

Significant changes in the permit may be subject to the issuance of a public notice as set forth in DEQ rules for public notification.

Reference: [OAR 340-093-0100](#)

## **9 Administration**

### **9.1 Definitions**

Unless otherwise specified, all terms are as defined in [OAR 340-090-0010](#) and [OAR 340-093-0030](#).

### **9.2 Submittals**

Unless otherwise specified on the forms provided by DEQ, all submittals required under this permit must be sent to:

Materials Management Program Manager  
Oregon Department of Environmental Quality  
165 E. Seventh Ave., Suite 100  
Eugene, OR 97401-3049  
541-687-7465

### **9.3 Permit Term**

The effective date of this permit is the date this document is signed by DEQ. The expiration date of the permit is indicated at the top right of this document. The authorization to accept solid waste at the facility will end when this permit expires, is terminated or revoked. After that time, the permittee cannot accept solid waste at the facility.

Reference: [OAR 340-093-0070](#) and [OAR 340-093-0115](#)

### **9.4 Permit Renewal**

The permittee must submit an application for permit renewal if the permittee intends to continue operation beyond the expiration date of this permit. A complete solid waste disposal site permit renewal application must be submitted to DEQ **at least 180 days** before the existing permit expires. All permit conditions will remain in effect until such time as a new permit is issued by DEQ. Failure by a permittee to abide by the terms of any permit conditions will be a violation.

Reference: [OAR 340-093-0070](#) and [OAR 340-093-0115](#)

### **9.5 Permittee Initiated Termination of Permit**

After facility closure, the permittee must request, in writing, to DEQ that the permit be terminated. Permittee must demonstrate to DEQ that the facility no longer requires a permit under [OAR 340-093-0050](#) before DEQ will terminate the permit.

Reference: [OAR 340-093-0050](#) and [OAR 340-093-0115](#)

### **9.6 Property Rights**

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights.

### **9.7 DEQ Liability**

DEQ, its officers, agents or employees do not sustain any liability because of the issuance of this permit or because of the construction, maintenance, or operation of facilities pursuant to this permit.

### **9.8 Documents Superseded**

This document is the primary solid waste permit for the facility, superseding all other solid waste disposal site permits issued for this facility by DEQ.

Reference: [OAR 340-093-0115](#)

### **9.9 Binding Nature**

Conditions of this permit are binding upon the permittee. The permittee is liable for all acts and omissions of the permittee's contractors and agents.

Reference: [OAR 340-093-0050](#)

### **9.10 Access to Facility**

The permittee must allow representatives of DEQ access to the facility at all reasonable times, for the purpose of:

- Performing inspections
- Surveys
- Collecting samples
- Obtaining data
- Reviewing records
- Carrying out other necessary functions related to this permit

Reference: [OAR 340-093-0050](#)

### **9.11 Other Compliance**

Issuance of this permit does not relieve the permittee from the responsibility to comply with any other applicable federal, state or local laws or regulations.

### **9.12 Penalties**

Violation of any condition of this permit or any incorporated plan may subject the permittee to civil penalties for each day of each violation.

Reference: [OAR 340-093-0050](#), [OAR 340-012-0160](#) and [ORS 459.995](#).

**END PERMIT CONDITIONS**



## Permit Evaluation and Overview

Oregon Department of Environmental Quality  
Western Region – Medford Office  
221 W. Stewart Ave., Suite 201  
Medford, OR 97501  
Aug. 5, 2020

Contact: David Esch

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### Proposed Permit

DEQ proposes to renew the Solid Waste Disposal Site Permit for the Josephine Recycling & Transfer Station (Permit # 491).

### Permit Writer

David Esch, 541-776-6148, [david.esch@deq.state.or.us](mailto:david.esch@deq.state.or.us) .

### Permit Category

Solid Waste Disposal Site Permit – Transfer Station

### Activities Covered Under this Permit

Until the permit expires or is modified or revoked, the permittee is authorized to operate and maintain a solid waste transfer station in conformance with the requirements, limitations and conditions set forth in the permit.

### Activities not Covered Under the Permit

Permittee is not allowed to accept for disposal: hazardous waste, liquid waste, friable asbestos material, used oil, lead-acid batteries, covered electronic devices, source separated recyclable materials or explosives. Unless a DEQ-approved Special Waste Management Plan is in place, permittee is not allowed to accept for disposal: non-friable asbestos containing material, sewage sludge and grit, septage or infectious waste.

### Source Location

1749 Merlin Rd., Merlin, Oregon, Josephine County

### Coverage and Eligibility

The effective date of the permit will be the date it is signed. The permit is issued in accordance with Oregon Revised Statute Chapter 459 and Oregon Administrative Rule 340 and is subject to any limitations in the Land Use Compatibility Statement issued by Josephine County on March 5, 2010.

### Introduction: What is DEQ Proposing?

DEQ is proposing to renew a Solid Waste Disposal Site Permit that allows the permittee to operate and maintain a solid waste transfer station in conformance with the requirements, limitations and conditions set forth in the permit.

## **Regulatory Context**

Oregon Revised Statute 459 and Oregon Administrative Rule 340 allow for establishing, operating and maintaining solid waste transfer stations to collect, consolidate and then transfer solid waste from the public and commercial haulers to permitted disposal sites. Also allowed is the collection, sorting, consolidation and shipping of recyclable materials to appropriate recycling markets.

## **Permit History**

The facility is operated by Grants Pass Sanitation and the property is owned by the City of Grants Pass. The facility serves commercial haulers and the public and accepts solid waste and recyclable material. The facility has been covered under DEQ Solid Waste Disposal Permit #491 which has been issued to Grants Pass Sanitation. The most recent permit renewal was on Dec. 8, 2010. The permit will expire on Oct. 15, 2020.

## **Facility Description**

The facility consists of five acres located 5.58 miles north of Grants Pass and adjacent to the closed Merlin Landfill at 1749 Merlin Road, Merlin, Oregon. The facility serves the greater Grants Pass area. The 12,000 square foot transfer station receives solid waste from the public and commercial haulers for transfer to the Dry Creek Landfill in White City, Oregon, Jackson County. The site is composed of an attendant kiosk/scale-house, a covered tipping and transfer area with separate commercial and public disposal areas, a public recycling area and an equipment fueling station. There is also a 31,750 square foot shop and office area.

Solid waste from the public and haulers is unloaded onto the tipping floor then is loaded into trailers. The trailers are equipped with covers which are placed over the waste in the bins while in transit to Dry Creek Landfill. Waste from this site is transported on an as-needed basis. Signs accurately describe waste not appropriate for disposal and what can be recycled at the site.

The recycling area consists of various containers for collecting recyclable materials and collection sheds for used motor oil and batteries. Materials collected for recycling include: plastics, cardboard, aluminum, scrap metal, tin cans, glass, used oil, newspaper, batteries, paper, tires, appliances, covered electronic devices, yard debris, woodwaste and construction/demolition debris. Lead-acid batteries are stored on “spill-pallets” under a roof until collected. Used oil is stored in a tank, under a roof until collected.

## **Site Compliance**

A DEQ site inspection was conducted on Oct.18, 2019 and a report prepared and filed. No violations were observed or noted during the inspection. Recent file review reveals no violations or enforcement actions occurred in the past 10-year permit cycle.

## **Recommendation**

I recommend putting the draft permit out for public notice and comment.