



December 15, 2020

Winneshiek County Landfill  
Attn: TJ Schissel  
2000 140th Ave.  
Decorah, Iowa 52101

RE: Notice of Violation IAC 567-113.10(1)  
Complaint # 28758

Dear Mr. Schissel:

Enclosed please find the Report Notice of Violation in regards to complaint #28758. Please provide a written response to how the requirements will be addressed by January 15, 2021.

The report should be self-explanatory. If you have any questions regarding this investigation or the actions that have been required, feel free to contact me at (563) 927-2640 ext. 311.

This report does not preclude the DNR from pursuing additional enforcement action regarding these or any other violations.

Sincerely,  
**ENVIRONMENTAL SERVICES DIVISION**

A handwritten signature in black ink that reads "Brett Meyers". The signature is written in a cursive, flowing style.

Brett Meyers  
Environmental Specialist  
Brett.meyers@dnr.iowa.gov  
Field Services and Compliance Bureau, Field Office #1

File: SW/Winneshiek Co. Landfill  
EFile: 96 SW Decorah 96SDP0174 Winneshiek Landfill 090920 ltr bcm

**IOWA DEPARTMENT OF NATURAL RESOURCES**

**ENVIRONMENTAL SERVICES DIVISION**

Field Office 1

909 West Main Suite 4, Manchester, Iowa 52057

Phone: (563) 927-2640

FAX: (563) 927-2075

**REPORT OF INVESTIGATION**

**INVESTIGATION DATE:** 9/09/2020

**TO:** Winneshiek County Landfill

Attn: TJ Schissel

2000 140<sup>th</sup> Ave.

Decorah, Iowa 52101

**SUBJECT:** Complaint# 28758

Notice of Violation IAC 567-113.10(1)

**PERSONS CONTACTED:** TJ Schissel-Operator

**AUTHENTICATION**

**INSPECTOR:**

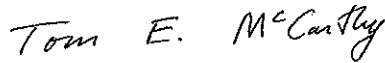


Brett Meyers, Environmental Specialist

12/15/2020

**REVIEWER:**

**DATE:** 12/15/2020



Tom McCarthy, Environmental Specialist Senior

File Name: 96 SW Decorah 96SDP0174 Winneshiek Landfill 090920 nins bcm

**OBSERVATIONS:**

On 9/9/2020 I investigated a complaint that was forwarded from Winneshiek County Emergency management in regards to turbidity observed on Trout River near Sampson Springs Campground located at: 2244 133<sup>rd</sup> Ave. Decorah. I arrived at the public access area across from this campground and walked to Trout River. I observed a slight cloudiness on the stream. I did not observe any dead fish and I could see the bottom of the River. I proceeded South (upstream) to the HWY 9 bridge that crosses the Trout River. I observed a lot of turbidity from the bridge. It was very light brown in color and I could not see the bottom of the River. I continued upstream and traced the discharge as coming from the Winneshiek County Landfill located approximately 4 miles upstream from the where the location of complaint was observed. I spoke with the operator and we proceeded to the east side of the landfill to observe the unnamed tributary that drains into Trout River. At this location, near the wastewater lagoons, I observed storm water runoff from the gravel roadway and from the working face flowing into this unnamed tributary. We discussed the storm water pollution prevention plan and sampling locations. Mr. Schissel stated they do experience runoff events that cause an increase in turbidity into the unnamed tributary that flows into Trout River. It is important to note the Trout River is considered a high quality water source downstream of this location. I stated since the storm water runoff includes runoff from the working face, the Storm water pollution prevention control plan needs to be reviewed and better controls should be put in place to redirect this flow into the wastewater collection system. I requested a copy of the SWPPP and any surface water sampling that has been conducted from the areas observed (storm water runoff from working face).

This discharge is considered a violation of Iowa Administrative Code **567—113.10(455B) Environmental monitoring and corrective action requirements for groundwater and surface water**. All MSWLFs shall comply with the following environmental monitoring and corrective action requirements for groundwater and surface water.

**113.10(1)** *General requirements for environmental monitoring and corrective action for groundwater and surface water.* The following general requirements apply to all provisions of this rule.

a. Surface water requirements. MSWLF units shall not:

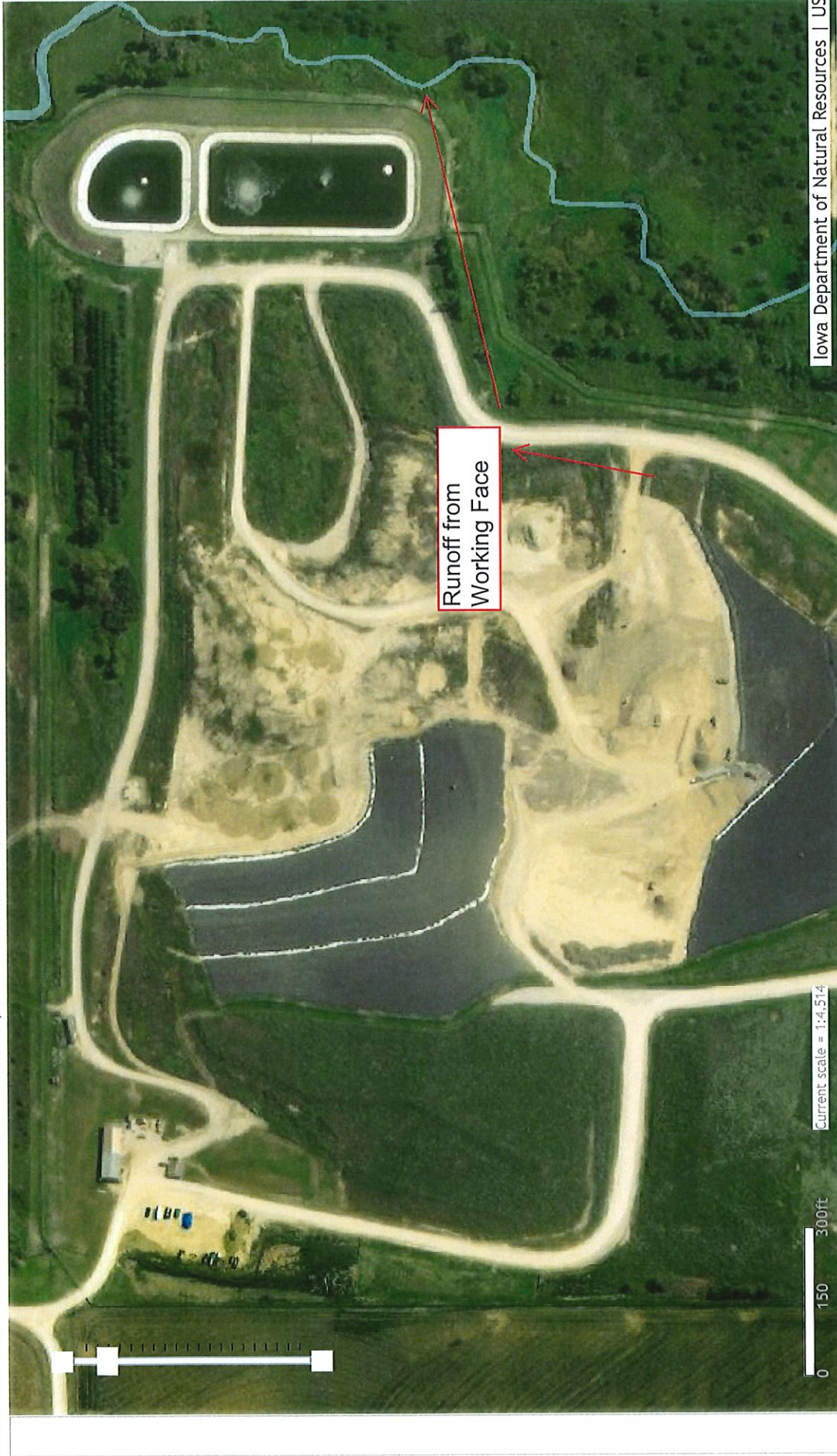
(1) Cause a discharge of pollutants into waters of the United States, including wetlands, that violates any requirements of the Clean Water Act, including, but not limited to, the National Pollutant Discharge Elimination System (NPDES) requirements, pursuant to Section 402 of the Clean Water Act.

(2) Cause the discharge of a nonpoint source of pollution into waters of the United States, including wetlands, that violates any requirement of an area wide or statewide water quality management plan that has been approved under Section 208 or 319 of the Clean Water Act.

**REQUIREMENTS:**

- 1) Update the leachate collection controls to capture the leachate from the working face of the landfill.
- 2) Update the SWPPP to verify the leachate collection system captures all of the leachate from the required areas.
- 3) Update regular storm water monitoring to insure general water quality criteria are being met.





Current scale = 1:4,514

0 150 300ft

Iowa Department of Natural Resources | US

Winneshiek Landfill  
2000 140th Avenue  
Decorah, Iowa 52101

UTM Zone 15 NAD83 WGS84  
608634.52, 4786885.60 -91.662272, 43.226943

12345

Search