

COMPLAINT RECORD

FACILITY: 70. SDP. 02. 75P

FILE:

Muscatine Co Landfill

DATE

PENDING

COMPLETED

DATE COMPLAINT IS RECEIVED:

4-2-13

COMPLAINT No.

04/13-03

RECEIVED BY: STAFF INITIALS

KRL

FIELD OFFICE No.

6

OR CENTRAL OFFICE

COMPLAINANT:

NAME:

Lyndall Winter

PHONE:

563-381-3671

ADDRESS:

3672 HWY 61

COUNTY:

Muscatine

CITY:

Blue Grass

ZIP CODE:

52726

COMPLAINT AGAINST:

NAME:

Muscatine Co. Landfill

PHONE:

ADDRESS:

1000 S. Houser St - mailing address
Muscatine

COUNTY:

Muscatine

CITY:

Blue Grass

ZIP CODE:

52726

PROGRAM AREA:

☐ WASTEWATER ☐ WATER SUPPLY ☐ AIR QUALITY
☐ FLOODPLAIN ☐ LUST/UST ☒ STORMWATER
☒ SOLID WASTE

☐ ANIMAL OPERATION (OPEN LOT)
☐ ANIMAL OPERATION (CONFINEMENT)

STATEMENT OF COMPLAINT:

Litter on Lyndall's land has been accumulating since oct 2012. Lyndall's never seen Doyle's guys out picking litter from his land once, although Laura Leigois has whom he's called her. Erosion from landfill property flowing onto his land & dropping sediment. On very windy days, they aren't shutting semi's down as their permit requires - they keep accepting garbage.

REFERRED TO:

Brian

BY:

Jenne

DATE:

4/3/13

IF COMPLAINT IS AFO RELATED:

COUNTY OFFICIAL CONTACTED:

DATE:

PHONE:

ACTION/RESOLUTION AND DATES:

Inspected 4/9 w/ Lyndall → litter observed off landfill property - on Lyndall's as well as on east facing slope of landfill. Pics documented current litter on + off site. Silt fence + erosion issues from landfill's east side observed - S fence in borrow area is deficient, NE culvert 1/2 full of sed - discharges to Lyndall's property
 will re visit to confirm litter has/has not been removed
 &/or will require documentation of litter removal

Lyndall claims some litter has been left for months.

See attached NOV

4/15 visit w/
 no apparent change
 regard. SW litter



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
CHUCK GIPP, DIRECTOR

April 24, 2013

City of Muscatine

Attn: Laura Liegois, Solid Waster Manager
1000 South Houser Street
Muscatine, IA 52761

Notice of Violation: Litter Control - 567 IAC 113.8(3)"f"
Surface Water Requirements - 567 IAC 113.10(1)
General Permit # 1 - Part III.C.4.B(7)

RE: Muscatine County Landfill; SDP Permit #70-SDP-02-75P, Muscatine, Iowa
Complaint 04/13-03; FOCD #16186

Dear Ms. Liegois:

On April 9, 2013 I investigated a complaint against the Muscatine County Landfill. The complaint outlined apparent non-compliance with litter removal requirements and runoff control devices. I documented the current site conditions at the time of my initial investigation as well as on a follow up visit on April 15, 2013.

A notice of violation (NOV) is being issued for failure to remove litter as required and for failure to maintain erosion control measures. Based on the information collected and observations made, on-site and off-site litter is not being removed daily as required. Litter documented at the time of my initial visit remained on site, as well as on the neighboring property to the east, at the time of my follow up visit. Litter removal must take place daily, unless unsafe conditions prohibited litter removal activities. Those days of unsafe conditions must be documented as well. Be advised that Chapter 113.8.2.d(3) states that litter control devices of sufficient size to help prevent blowing litter shall be utilized at the working face. Additional fencing or other controls are recommended for the working face. Be reminded that the landfill shall close when sustained winds are 20 miles per hour (mph) or greater or when gusts reach 30 mph.

In addition, sediment discharges to the neighboring property to the east were also determined. Damaged/non-compliant silt fence was observed east of the borrow area and gullies have formed in storm water conveyance areas on the east side of the site. Proper erosion control measures must be implemented and repairs must be made to the failed measures or eroded areas. Non-compliance with erosion control measures is also a violation of the facility's storm water General Permit #1.

A follow up inspection will be completed to determine compliance. If you have any questions or would like further explanation of any part of this letter, please contact me at this office at 319-653-2135 or at brian.lee@dnr.iowa.gov.

Sincerely,
FIELD SERVICES & COMPLIANCE BUREAU

Brian Lee
Environmental Specialist

J:\SHARED\BLEE\SW\Muscatine SDP COMPLAINT 040913
Picture Filenames:J:\SHARED\PICTURES\Muscatine litter 040913 (1-30)
Picture Filenames:J:\SHARED\PICTURES\Muscatine litter 041513 (1-29)

xc: Becky Jolly, IDNR Solid Waste Section, via email
Muscatine County SDP File
Complainant