



Jolly, Becky <becky.jolly@dnr.iowa.gov>

Re: 2024 Financial Assurance Submittal Date Extension Request

1 message

Rath, Brian <brian.rath@dnr.iowa.gov>

Tue, Apr 2, 2024 at 4:31 PM

To: "Creech, Isaac" <ICreech@scsengineers.com>

Cc: "chad.stobbe@dnr.iowa.gov" <chad.stobbe@dnr.iowa.gov>, "becky.jolly@dnr.iowa.gov" <becky.jolly@dnr.iowa.gov>, "Collier, Christine" <CCollier@scsengineers.com>, "Calhoun, Christopher" <CCalhoun@scsengineers.com>

This email is to verify that the DNR has received your request for time extensions to submit Financial Assurance for multiple facilities. Based on the rationale noted in the extension request below, the DNR is hereby granting the requested extensions until July 1, 2024 for the following facilities.

- Buena Vista County Landfill
- Clinton County Landfill
- Crawford County Landfill
- Des Moines County Landfill
- Guthrie County Landfill
- Hamilton County Landfill
- Harrison County Landfill
- Mahaska County Landfill
- Northwest Iowa Solid Waste Agency & Recycling
- Ottumwa Landfill
- Wayne-Ringold-Decatur Landfill

As such, the DNR intends to exercise its enforcement discretion on this matter and not pursue the enforcement of the applicable rules and/or permits provided the Financial Assurance is received no later than July 1, 2024.

As discussed with Chad Stobbe today, for those facilities that utilize a financial test but do not have an audit completed before July 1, 2024, an additional extension may be requested for completion of the financial assurance.

However, for those facilities that do not use a financial test, the financial assurance shall be submitted on or before July 1, 2024 even without a completed audit. In those cases, a document listing the values of the relevant financial assurance accounts shall be signed by the county auditor or other individual in charge of the permit holder's financials and attached to the financial assurance submittal. Once the audit is completed, it shall be submitted to the DNR noting any deviations, if any, from the values used in the financial assurance submittal and the resulting impacts on the calculations. Further, the permit holder shall make the required deposit, if applicable, by the regulatory deadline (July 30, 2024).

We recognize this may be a different approach than used in prior years, but we believe this will not only maintain an urgency of completing audits but also making timely deposits as well, which impact future audits and calculations. Therefore, we ask that you communicate the conditions of these extensions to the permit holders.

If you have any questions, please reach out to Chad or I.

Thanks,
Brian

Brian Rath, P.E.**Environmental Engineer Senior**

Solid Waste and Contaminated Sites Section

Iowa Department of Natural Resources

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On Mon, Apr 1, 2024 at 2:19 PM Creech, Isaac <ICreech@scsengineers.com> wrote:

Good Afternoon,

SCS Engineers would like to request an extension of the submittal date to September 30, 2024 for the 2024 Financial Assurance documentation for the following facilities. We are currently waiting on audits either for the facility or member entities for completing financial tests. As the relevant audits for each site become available, we will submit the Financial Assurance documents throughout the extension period.

Anderson Excavating – Council Bluffs

Buena Vista County Landfill

Clinton County Landfill

Crawford County Landfill

Des Moines County Landfill

Guthrie County Landfill

Hamilton County Landfill

Harrison County Landfill

Mahaska County Landfill

Northwest Iowa Solid Waste Agency & Recycling

Ottumwa Landfill

Sac County Landfill

Wayne-Ringold-Decatur Landfill

Thank you,

Isaac Creech, E.I.T.

Associate Professional

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