

PUBLIC NOTICE
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY (LDEQ)
INDUSTRIAL PIPE, INC.
TYPE III CONSTRUCTION AND DEMOLITION DEBRIS LANDFILL
PUBLIC HEARING AND REQUEST FOR PUBLIC COMMENT ON A
TECHNICALLY COMPLETE SOLID WASTE PERMIT APPLICATION MINOR MODIFICATION

The LDEQ, Office of Environmental Services, will conduct a public hearing to receive comments on a technically complete solid waste permit application minor modification for Industrial Pipe, Inc., 11266 Hwy 23, Belle Chasse, LA 70037 for the Type III Construction and Demolition Debris Landfill. **The facility is located at 11266 Hwy 23, Belle Chasse, Plaquemines Parish.**

The hearing will be held on **Tuesday, July 15, 2008, beginning at 6:00 p.m., at the Belle Chasse High School Theatre/Auditorium, 8436 Highway 23, Belle Chasse, LA.** During the hearing, all interested persons will have an opportunity to comment on the technically complete application.

Industrial Pipe, Inc., proposes to modify their permit to allow for the acceptance of barge shipments of construction and demolition debris waste.

Written comments or written requests for notification of the final permit decision regarding this permit may also be submitted to Ms. Soumaya Ghosn at LDEQ, Public Participation Group, P.O. Box 4313, Baton Rouge, LA 70821-4313. **Written comments and/or written requests for notification must be received by 12:30 p.m., Monday, August 18, 2008.** Written comments will be considered prior to a final permit decision.

LDEQ will send notification of the final permit decision to the applicant and to each person who has submitted written comments or a written request for notification of the final decision.

The technically complete solid waste permit application minor modification is available for review at the LDEQ, Public Records Center, Room 127, 602 North 5th Street, Baton Rouge, LA. Viewing hours are from 8:00 a.m. to 4:30 p.m., Monday through Friday (except holidays). **The available information can also be accessed electronically on the Electronic Document Management System (EDMS) on the DEQ public website at www.deq.louisiana.gov.**

Additional copies may be reviewed at the Plaquemines Parish Library, Belle Chasse Branch, 8442 Highway 23, Belle Chasse, LA, the LDEQ Southeast Regional Office, 201 Evans Road, Building 4, Suite 420, New Orleans, LA and the Plaquemines Parish Council Office, 106 Avenue G, Belle Chasse, LA.

Individuals with a disability, who need an accommodation in order to participate in the public hearing, should contact Ms. Barbara Mason at the above address or by phone at (225) 219-3280.

Inquiries or requests for additional information regarding this permit action should be directed to Curt A. Auzenne, LDEQ, Waste Permits Division, P.O. Box 4313, Baton Rouge, LA 70821-4313, phone (225) 219-3060.

Persons wishing to be included on the LDEQ permit public notice mailing list or for other public participation related questions should contact the Public Participation Group in writing at LDEQ, P.O. Box 4313, Baton Rouge, LA 70821-4313, by email at deqmaillistrequest@la.gov or contact the LDEQ Customer Service Center at (225) 219-LDEQ (219-5337).

Permit public notices including electronic access to general information from the technically complete solid waste permit application can be viewed at the LDEQ permits public notice webpage at www.deq.louisiana.gov/apps/pubNotice/default.asp and general information related to the public participation in permitting activities can be viewed at www.deq.louisiana.gov/portal/tabid/2198/Default.aspx.

Alternatively, individuals may elect to receive the permit public notices via email by subscribing to the LDEQ permits public notice List Server at www.doa.louisiana.gov/ocs/listservpage/ldeq_pn_listserv.htm

All correspondence should specify AI Number 14689, Permit Number P-0261R1, and Activity Number PER20080001.

Publication date: June 17, 2008

BOBBY JINDAL
GOVERNOR



HAROLD LEGGETT, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
ENVIRONMENTAL SERVICES

JUN 06 2008

CERTIFIED MAIL 7003 2260 0005 9323 4058
RETURN RECEIPT REQUESTED

Mr. Kennett Stewart, President
Industrial Pipe, Inc.
11266 Hwy. 23
Belle Chasse, LA 70037

RE: Notice of Technical Completeness
Modification for Barge Shipments
Industrial Pipe, Inc.
Type III Construction /Demolition Debris and Woodwaste Facility
TPD-075-2029/P-0261R1/AI#14689/PER20080001
Plaquemines Parish

Dear Mr. Stewart:

The Waste Permits Division is in receipt of the final copies of your submittal dated June 5, 2008. After review of this submittal, it has been determined that your permit modification is technically complete and ready for public review.

The Environmental Assistance Division will distribute copies of your modification for public review and place public notices in the appropriate newspapers in accordance with LAC 33:VII.513.F.3. Please contact Ms. Soumaya Ghosn at (225) 219-3276 for the date of publication and the dates for the comment period. At the conclusion of the comment period, the Waste Permits Division will consider all comments and a decision will be made regarding your modification.

Please reference your Permit Activity Number (PER20080001), Agency Interest Number (AI-14689), Permit Number (P-0261R1) and Facility Identification Number (TPD-075-2029) on all future correspondence to the Department. If you should have any questions concerning this matter, please contact Mr. Curt A. Auzenne of the Waste Permits Division at (225) 219-3060.

Sincerely,

Bijan Sharafkhani, P.E.
Administrator
Waste Permits Division

caa

C: Timothy W Hardy, Jr., Lemle & Kelleher
Hans F. Christensen, Riverside Recycling and Disposal

LAW OFFICES
LEMLE & KELLEHER, L.L.P.

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NEW ORLEANS OFFICE
PAN AMERICAN LIFE CENTER
601 POYDRAS STREET, SUITE 2100
NEW ORLEANS, LOUISIANA 70130
TELEPHONE: (504) 586-1241

TIMOTHY W. HARDY
PARTNER
THARDY@LEMLE.COM

SHREVEPORT OFFICE
LOUISIANA TOWER
401 EDWARDS STREET, 10TH FLOOR
SHREVEPORT, LOUISIANA 71101
TELEPHONE: (318) 227-113

HOUSTON OFFICE
BANK OF AMERICA CENTER
700 LOUISIANA STREET, SUITE 2000
HOUSTON, TEXAS 77002
TELEPHONE: (713) 225-0030

June 5, 2008

Hand Delivered

Mr. Bijan Sharafkhani, P.E. Administrator
Waste Permits Division
Louisiana Department of Environmental Quality
Office of Environmental Services
P.O. Box 4313
Baton Rouge, LA 70821-4313

LDEQ RECEIPT
2008 JUN 5 PM 4 00

RE: Request for Final Copies
Minor Permit Modification
Industrial Pipe, Inc.
Type III Construction and Demolition Debris Landfill
Standard Permit Number P-0261R1
Agency Interest Number 14689

Dear Mr. Sharafkhani:

Please find attached six (6) bound copies of the final permit modification as requested by your June 5, 2008 letter. If you or your staff have any questions or require additional information, please contact Joyce Matthews or me at the above Baton Rouge address or telephone number.

Very truly yours,



TIMOTHY W. HARDY

RECEIVED

JUN 05 2008

LDEQ

Attachments

H. Facility Operational Plans. Standards governing facility operational plans are contained in LAC 33:VII.711.D (Type I and II landfills), LAC 33:VII.713.D (Type I and II surface impoundments), LAC 33:VII.715.D (Type I and II landfarms), LAC 33:VII.717.G (Type I-A and II-A facilities), LAC 33:VII.721.C (Type III construction and demolition debris and woodwaste landfills), LAC 33:VII.723.C (Type III composting facilities), and LAC 33:VII.725.C (Type III separation facilities).

1. The following information on operational plans is required for all facilities:
 - a. types of waste (including chemical, physical, and biological characteristics of industrial wastes generated on-site), maximum quantities of wastes per year, and sources of waste to be processed or disposed of at the facility;

The IPI Type III landfill accepts construction/demolition (C&D) debris, yard trash and woodwaste for disposal. The receipt of hazardous waste is strictly prohibited and prevented. Wastes that do not meet the requirements of construction/demolition debris, yard trash or woodwaste will not be accepted for disposal. Consistent with LAC 33:VII.115, C&D debris is defined as nonhazardous waste generally considered not water-soluble that is produced in the process of construction, remodeling, repair, renovation, or demolition of structures, including buildings of all types (both residential and nonresidential). Solid waste that is not C&D debris (even if resulting from the construction, remodeling, repair, renovation, or demolition of structures) includes, but is not limited to, regulated asbestos-containing material (RACM) as defined in LAC 33:III.5151.B, white goods, creosote-treated lumber, and any other item not an integral part of the structure (i.e., furniture). Yard trash is defined as vegetative matter resulting from landscaping, maintenance, or land-clearing operations, including trees and shrubbery, leaves and limbs, stumps, grass clippings, and flowers. Woodwaste, per LAC 33:VII.115, is defined as yard trash and types of waste generated by land and right-of-way clearing operations, sawmills, plywood mills, and woodyards associated with the lumber and paper industry, such as wood residue, cutoffs, wood chips, sawdust, wood shavings, bark, wood refuse, wood-fired boiler ash, wood ash, and plywood or other bonded materials that contain only polyurethane, phenolic-based glues, or other glues that are approved specifically by the administrative authority. Uncontaminated, untreated or un-painted lumber or wooden pallets are considered woodwaste under this definition.

Although the landfill primarily accepts waste from customers located in Plaquemines, Jefferson, St. Bernard, and Orleans Parishes, the service area is unlimited. The facility may also receive C&D debris, yard trash and woodwaste from in-state and out-of-state sources transported to the site via truck, barge or other vessels. Sources of this waste may include other in-state or out-of-state landfills, transfer stations, off-shore drilling platforms, river debris receiving barges, and other receiving locations that only receive or have the capability of segregating C&D debris, yard trash and woodwaste from the solid waste generating streams. In accordance with regulations that govern acceptable waste at Type III landfills,

waste from out-of state facilities is segregated from the solid waste stream at the time it is received at the out-of-state facility prior to transport to the IPI landfill.

The maximum quantity of waste accepted at the facility is 1,000 wet tons per day or 312,000 wet tons per year, based on a 6-day week.

b. waste-handling procedures from entry to final disposition, which could include shipment of recovered materials to a user;

Transporters and haulers have the first level of responsibility for ensuring that only authorized waste is delivered to the facility. Upon arrival at the facility, transporters and haulers must first obtain approval from the IPI main gate prior to unloading waste. The individual acting in the capacity as the main gate operator is responsible for checking incoming waste to confirm that only authorized wastes are accepted by the facility. This is accomplished by either inspecting the load within a truck at the main gate observation station or inspecting waste within barge compartments at the Hero Canal mooring station.

During the approval process, the appropriate factor is applied to determine the wet weight tonnage of waste received based upon the volume of the delivery container. The conversion factors used are presented in Table 1 of IPI's Type III Solid Waste Permit (Permit No. P-0367), and subsequently confirmed in an August 23, 2005 letter from the Louisiana Department of Environmental Quality.

For waste delivered by barge or other vessels (hereinafter collectively referred to as vessels), once the vessel is inspected and approval for unloading is obtained, the waste is removed from the vessel using a crane-type excavator or other piece of excavation equipment. During the removal process, the waste is inspected again to ensure that unacceptable materials are not deposited at the landfill working face. The waste will either be deposited directly into an active landfill cell adjacent to the vessel mooring station or loaded into hauling equipment for delivery to the active working landfill face that is open at the time. As the waste is incorporated into the active landfill working face, it will be further inspected; any unacceptable material will be removed by operations staff using landfill equipment. Unacceptable waste will be segregated and shipped for disposal at a facility permitted to accept such materials.

Netting or other mechanisms will be employed to prevent waste from falling into the water between the edge of the vessel and the mooring station. Litter fencing will also be emplaced along the lateral edge of the bank extending several feet from both sides of the vessel corners to minimize the potential for waste to be driven into the Hero Canal by wind. Further, the operating staff will monitor the potential for dust generation and wet the waste as necessary; although, in most cases the waste will already be fairly moist.

Following waste deposition at the active landfill face, recyclable materials, such as, scrap metals buried beneath other C&D debris in the delivery vehicle/vessel may be salvaged from the waste for recycling. Unapproved salvaging and scavenging will not be allowed at the facility. Any such movement of recyclable materials will be documented as reductions in the C&D debris receipts in wet tonnage units.

Waste deposited at the landfill working face is compacted with heavy equipment. Areas actively receiving waste are compacted daily. Soil cover is applied a minimum of 12 inches at the frequencies specified in the terms and conditions of IPI's standard permit. Open facility areas are managed such that no more than 15 acres will be open (interim, not final-covered) at a time; as conditions allow, open areas will be reduced to 10 acres. Final cover (24 inches of clay with 6 inches topsoil), will be applied over the waste within 30 days after the final grade is reached.

Open burning is strictly prohibited and prevented. In the event of fire, the contingency plan contained in Appendix II-E, which includes appropriate emergency response actions, will be implemented.

The facility does not accept mercury and/or cadmium-bearing batteries, PCBs, asbestos, incinerator ash, infectious waste, domestic sewage sludge, industrial solid waste, hazardous waste or nonhazardous petroleum-contaminated media and debris generated from underground storage tank corrective action activities. Incoming loads are inspected to prevent acceptance of these wastes.

The facility accepts only construction/demolition debris, yard trash and woodwaste for disposal. The facility has received a best management plan (BMP) authorization from the Louisiana Department of Agriculture & Forestry to manage woodwaste in uncovered piles and allow it to naturally compost over time. A copy of the authorization is included in Appendix II-J. Woodwaste designated for management under the BMP is not logged in as C&D landfill wastes. At such time when IPI converts woodwaste BMP areas within the permitted C&D landfill foot print into service for C&D debris disposal, these areas will be developed and operated in accordance with the C&D landfill requirements. The disposal of liquid waste, infectious waste, residential waste, industrial waste, commercial waste, friable asbestos, and putrescible waste is strictly prohibited.