October 24, 2019

Waste Management of Indiana, LLC
Attn: Thomas Runkle
Senior District Manager
513 Bluff Street
Crawfordsville, Indiana 47933

Dear Mr. Runkle:

Re: Solid Waste Transfer Station Permit Renewal
Crawfordsville Transfer Station
SW Program ID 54-02
Montgomery County

Waste Management of Indiana, LLC’s permit renewal for the Crawfordsville Transfer Station is approved. You, the permittee, must comply with Indiana’s rules for solid waste processing facilities (329 IAC 11) and the terms of this permit.

The facility is a transfer station that receives municipal solid waste (MSW) and construction/demolition waste (C/D waste), and consolidates it into semi-trailers for transport to a landfill. The facility has approximately 3.57 acres approved for processing. It is located at 513 Bluff Street in Crawfordsville.

This permit expires on October 18, 2024. To operate past this date, you must submit a renewal application on or before August 19, 2024.

Please note: Compliance schedule requirements C1 and C2 require the permittee to notify IDEM with an update on the purchase of property currently owned by the City of Crawfordsville and referenced in the document dated October 10, 2019 (VFC #82851029).

You may view the Virtual File Cabinet (VFC) documents referenced in this letter by going to http://vfc.idem.in.gov/, which is VFC’s “Document Search” page. Documents related to this approval include the application dated May 9, 2019 (VFC #82770579) and additional information dated July 17, 2019 (VFC #82812005).
Please note, as the owner or operator of this facility, and owner of the land upon which it is located, you are liable for any environmental harm caused by the facility (329 IAC 11-11-4(b)).

If you do not comply with the requirements of this permit, IDEM may modify or revoke this permit (329 IAC 11-11-6) or initiate an enforcement action.

You can review the Indiana Code (IC) and the Indiana Administrative Code (IAC) references in this document at https://liga.in.gov. IC references are under the “Laws” link; IAC references are under the “Publications” link.

This permit does not: convey property rights of any sort or any exclusive privileges; authorize injury to any person or private property or invasion of other private rights or any infringement of federal, state, or local laws or regulations; or preempt any duty to comply with other state or local requirements (329 IAC 11-11-4(a)).

If you wish to appeal this decision, you must file a request for administrative review with the Office of Environmental Adjudication within 18 days after the postmark of this letter. The enclosed Notice of Decision notifies you of additional important details regarding the appeal process and your rights and responsibilities for filing an adequate and timely appeal.

Please feel free to contact us or your compliance inspector if you have any questions. You can contact Anna Mishel, the Permit Manager assigned this facility, by dialing (317) 233-6725 or by e-mail at Amishel@idem.IN.gov.

Sincerely,

Rebecca Eifert Joniskan
Rebecca Eifert Joniskan, Chief
Permits Branch
Office of Land Quality

Enclosures: Permit Requirements
Notice of Decision
Guide to Appeals Process
Letter to the Journal Review
Letter to the Crawfordsville District Public Library

cc with enclosures: Montgomery County Health Department
Montgomery County Commissioners
West Central Indiana Solid Waste Management District
Mayor, City of Crawfordsville
PERMIT REQUIREMENTS

A. General Requirements

B. Closure/Post-Closure Requirements

C. Compliance Schedule Requirements
A. GENERAL REQUIREMENTS

A1. The permittee must comply with 329 IAC 11 except where alternative specifications or requirements are noted in approved plans or this permit.

A2. The permittee must construct, operate, and maintain the solid waste processing facility (facility) as described in the approved plans and specifications. The permittee must request approval before modifying the facility or facility operating procedures. The permit modification application requirements are in 329 IAC 11-9. Application forms are available from the Solid Waste Permits Section at the address listed in Requirement A5.

Certain insignificant modifications defined in 329 IAC 11-2-19.5 are eligible for the streamlined notification or approval procedures described in 329 IAC 11-9-6.


A4. The permittee must call (888) 233-7745 (IDEM's emergency response line) as soon as possible after learning of any event related to the facility that may cause an imminent and substantial endangerment to human health or the environment, such as a reportable spill (327 IAC 2-6.1) or a fire or explosion that requires the response of the local fire department.

The permittee must submit a written report to the Solid Waste Permits Section at the address given in Requirement A5 within 5 business days after the event. The report must describe the event, and actions taken or planned to correct the event and prevent its recurrence.

A5. Unless otherwise noted, submittals must be sent to:

Indiana Department of Environmental Management
Office of Land Quality
Solid Waste Permits Section
IGCN 1101
100 North Senate Avenue
Indianapolis, IN 46204-2251

Please provide two copies printed double-sided. If possible, please provide an electronic copy in Acrobat PDF format on CD or DVD in place of one of the printed copies.

A6. The permittee must submit quarterly solid waste tonnage reports (329 IAC 11-14-1) and quarterly/annual recycling reports through the Re-TRAC Connect website: https://connect.re-trac.com/. An account is already set up for you to submit this information. To obtain your login credentials, please email
oolregulatoryreporting@idem.in.gov with your permit number and contact information. Each report must include the tonnage of waste or recyclables received by and delivered to the facility during the period for which the report is being submitted. Reports must be submitted by the fifteenth day of the first month after the end of the period for which the report is being submitted.

A7. The permittee must pay an annual operation fee of $2,000 if the facility is permitted on January 1 of the billing year (IC 13-20-21-4). IDEM is required to invoice this fee by January 15 of each year (IC 13-20-21-8). Payments can be made as described on the invoice.

A8. The permittee must maintain the ground surface and paved areas of the facility to promote surface water runoff away from waste processing and storage areas.

A9. The permittee does not accept either treated or untreated infectious waste as of the date of issuance of this permit. If the permittee wishes to accept treated or untreated infectious waste, a minor modification application must be submitted and approved which details how the transfer station will handle treated or untreated infectious waste in a manner protective of human health and the environment.

A10. Currently the facility is not accepting industrial process waste (329 IAC 11-2-17) for transport. The permittee must submit an insignificant modification application including waste handling procedures to IDEM and receive approval before accepting industrial process waste for transport. Please note if you accept industrial process waste, you are subject to the requirements of the storm water rules at 327 IAC 15-6 (329 IAC 11-13.5-6).

B. CLOSURE/POST-CLOSURE FINANCIAL RESPONSIBILITY REQUIREMENTS

B1. The permittee must maintain financial assurance in an amount not less than the estimated costs of closure and post-closure as required by 329 IAC 11-16-1 referencing 329 IAC 10-39 and 329 IAC 11-16-2. The permittee must submit signed originals of the financial assurance mechanism used to meet this requirement. The approved facility area subject to financial assurance is 3.57 acres. The amount of the financial assurance mechanism must not be less than $16,000.

B2. The permittee must annually review the financial assurance and by June 15 of each year must:

a. Revise the cost estimates to account for changes which increase the cost of closure and/or post-closure.

b. Submit documentation showing the financial assurance mechanism is current and adequate to cover the costs of closure and post-closure. The permittee must submit signed originals of the financial assurance mechanism and/or updates used to meet this requirement.
B3. When closing the facility and completing the one-year post-closure period, the permittee must follow the closure and post-closure requirements of 329 IAC 11-16-3 and follow the facility’s approved closure and post-closure plan included with the documentation titled “Operations Plan and the Emergency Response Plan,” dated July 17, 2019 (VFC #82812005, p. 25 of 51).

C. Compliance Schedule Requirements

C1. Within 180 days after receiving this IDEM Approval Letter, the permittee must notify IDEM with an update on the purchase of the 0.47-acre parcel Waste Management occupies that is owned by the City of Crawfordsville and referenced in the document dated October 10, 2019 (VFC #82851029).

C2. The permittee must notify IDEM if the statutory offering process and closing on this conveyance will take greater than 180 days. If the process will exceed 180 days, the permittee must request an extension from IDEM prior to the end of the 180 days.
NOTICE OF DECISION

The Indiana Department of Environmental Management (IDEM) issued a permit decision for the Crawfordsville Transfer Station (SW Program ID 54-02) at 513 Bluff Street, Crawfordsville. This renewal of a solid waste transfer station permit, allows the permittee, Waste Management of Indiana, LLC, to renew a permit for their existing facility in Montgomery County. The permit is available for review at: Crawfordsville District Public Library, 205 South Washington Street, Crawfordsville, 47933 and The final decision is also available online via IDEM’s Virtual File Cabinet (VFC). Please go to: http://vfc.idem.in.gov/. You can search there for approval documents using a variety of criteria.

APPEAL PROCEDURES

If you wish to challenge this decision, IC 13-15-6-1 and IC 4-21.5-3-7 require that you file a Petition for Administrative Review. If you seek to have the effectiveness of the permit stayed during the Administrative Review, you must also file a Petition for Stay. The Petition(s) must be submitted to the Office of Environmental Adjudication (OEA) at the following address within 15 days of the date of newspaper publication of this Notice:

Office of Environmental Adjudication
Indiana Government Center North, Room N103
100 North Senate Avenue
Indianapolis, IN 46204

The Petition(s) must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision, or otherwise entitled to review by law. Identifying the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, or date of this notice will expedite review of the petition. Additionally, IC 13-15-6-2 and 315 IAC 1-3-2 require that your Petition include:

1. the name, address, and telephone number of the person making the request;
2. the interest of the person making the request;
3. identification of any persons represented by the person making the request;
4. the reasons, with particularity, for the request;
5. the issues, with particularity, for the request;
6. identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type granted or denied by the Commissioner's action; and
7. a copy of the pertinent portions of the permit, decision, or other order for which you seek review, at a minimum, the portion of the Commissioner’s action that identifies the person to whom the action is directed and the identification number of the action.

Pursuant to IC 4-21.5-3-1(f), any document serving as a petition for review or review and stay must be filed with the OEA. Filing of such a document is complete on the earliest of the following dates:

1. the date on which the petition is delivered to the OEA;
2. the date of the postmark on the envelope containing the petition, if the petition is mailed to the OEA by United States mail; or
3. the date on which the petition is deposited with a private carrier, as shown by a receipt issued by the carrier, if the petition is sent to the OEA by private carrier.

In order to assist permit staff in tracking any appeals of the decision, please provide a copy of your petition to Anna Mishel, IDEM, Solid Waste Permits, IGCN 1154, 100 North Senate Ave., Indianapolis, IN 46204-2251.

The OEA will provide you with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders regarding this decision if you submit a written request to the OEA. If you do not provide a written request to the OEA, you will no longer be notified of any proceedings pertaining to this decision.

More information on the review process is available at the website for the Office of Environmental Adjudication at http://www.in.gov/oea.
<table>
<thead>
<tr>
<th>TO: Legal Ads</th>
<th>TELEPHONE NUMBER: (765)362-1200</th>
</tr>
</thead>
<tbody>
<tr>
<td>COMPANY: Journal Review Montgomery County</td>
<td>FAX NUMBER: (765)364-5424</td>
</tr>
<tr>
<td></td>
<td>E-MAIL: <a href="mailto:legals@jrpress.com">legals@jrpress.com</a></td>
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COMMENTS:

To Whom It May Concern:

Please insert for one time only the enclosed legal notice, in the Journal Review, on **10/31/2019**.

If there is an additional charge to post this notice on your web site, please DO NOT post.

As we understand it, you will provide us with a notarized form (publishers claim) and clippings showing the date on which the advertisement appeared in your paper. This information should be mailed to Diane Poe at the following address:

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dpoe@idem.IN.gov or

Diane Poe
Indiana Department of Environmental Management
Office of Land Quality
Permits Branch
IGCN Room 1101
100 North Senate Avenue
Indianapolis, Indiana 46204-2251
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Please contact Diane Poe at (317) 232-4473 or dpoe@idem.IN.gov or John Hale at (317) 232-9971 or jhale@idem.IN.gov if you have any questions. Thank you for your cooperation.
October 24, 2019

Crawfordsville District Public Library  
205 South Washington Street  
Crawfordsville, Indiana 47933  

Re: Documents for Public View  

Dear Sir/Madam:  

A copy of a permit decision for the Crawfordsville Transfer Station is enclosed. Also enclosed is a copy of the public notice announcing this permit decision and indicating the documents’ availability at your library. This public notice will appear in a local newspaper soon. Please make these documents available to the public for the next 20 days since this permit can be appealed.  

Please date and sign the enclosed verification of receipt form and mail it to our office in the envelope provided.  

If you have any questions or comments about the permit notice, please contact me by dialing (317) 233-6725 or by e-mail at Amishel@idem.IN.gov.  

Sincerely,  

[Signature]  
Anna Mishel  
Solid Waste Permits Section  
Office of Land Quality  

Enclosures: Notice of Decision  
Permit Letter  
Verification of Receipt Form  
Agency Addressed Envelope  

cc with enclosures: Montgomery County Health Department  
Montgomery County Commissioners  
West Central Indiana Solid Waste Management District  
Mayor, City of Crawfordsville
NOTICE OF DECISION

The Indiana Department of Environmental Management (IDEM) issued a permit decision for the Crawfordsville Transfer Station (SW Program ID 54-02) at 513 Bluff Street, Crawfordsville. This renewal of a solid waste transfer station permit, allows the permittee, Waste Management of Indiana, LLC, to renew a permit for their existing facility in Montgomery County. The permit is available for review at: Crawfordsville District Public Library, 205 South Washington Street, Crawfordsville, 47933 and The final decision is also available online via IDEM’s Virtual File Cabinet (VFC). Please go to: http://vfc.idem.in.gov. You can search there for approval documents using a variety of criteria.

APPEAL PROCEDURES

If you wish to challenge this decision, IC 13-15-6-1 and IC 4-21.5-3-7 require that you file a Petition for Administrative Review. If you seek to have the effectiveness of the permit stayed during the Administrative Review, you must also file a Petition for Stay. The Petition(s) must be submitted to the Office of Environmental Adjudication (OEA) at the following address within 15 days of the date of newspaper publication of this Notice:

Office of Environmental Adjudication
Indiana Government Center North, Room N103
100 North Senate Avenue
Indianapolis, IN 46204

The Petition(s) must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision, or otherwise entitled to review by law. Identifying the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, or date of this notice will expedite review of the petition. Additionally, IC 13-15-6-2 and 315 IAC 1-3-2 require that your Petition include:

1. the name, address, and telephone number of the person making the request;
2. the interest of the person making the request;
3. identification of any persons represented by the person making the request;
4. the reasons, with particularity, for the request;
5. the issues, with particularity, for the request;
6. identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type granted or denied by the Commissioner's action; and
7. a copy of the pertinent portions of the permit, decision, or other order for which you seek review, at a minimum, the portion of the Commissioner's action that identifies the person to whom the action is directed and the identification number of the action.

Pursuant to IC 4-21.5-3-1(f), any document serving as a petition for review or review and stay must be filed with the OEA. Filing of such a document is complete on the earliest of the following dates:

1. the date on which the petition is delivered to the OEA;
2. the date of the postmark on the envelope containing the petition, if the petition is mailed to the OEA by United States mail; or
3. the date on which the petition is deposited with a private carrier, as shown by a receipt issued by the carrier, if the petition is sent to the OEA by private carrier.

In order to assist permit staff in tracking any appeals of the decision, please provide a copy of your petition to Anna Mishel, IDEM, Solid Waste Permits, IGCN 1154, 100 North Senate Ave., Indianapolis, IN 46204-2251.

The OEA will provide you with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders regarding this decision if you submit a written request to the OEA. If you do not provide a written request to the OEA, you will no longer be notified of any proceedings pertaining to this decision.

More information on the review process is available at the website for the Office of Environmental Adjudication at http://www.in.gov/oea.
VERIFICATION OF RECEIPT OF PUBLIC REVIEW MATERIALS

NAME OF LIBRARY AND LOCATION:
Crawfordsville District Public Library
205 South Washington Street
Crawfordsville, Indiana 47933

FACILITY NAME AND LOCATION:
Crawfordsville Transfer Station
513 Bluff Street, Crawfordsville
Montgomery County, Indiana

MATERIALS RECEIVED:
Notice of Decision
Permit Letter
Agency Addressed Envelope

DATE RECEIVED/MADE AVAILABLE TO THE PUBLIC:

________________________

SIGNATURE OF RECEIVING PARTY:

_________________________ Date:__________

PLEASE RETURN THIS VERIFICATION IN THE ENCLOSED STAMPED, SELF-ADDRESSED ENVELOPE.
What if you are not satisfied with this decision and you want to file an appeal?

Who may file an appeal?
The decision described in the accompanying Notice of Decision may be administratively appealed. Filing an appeal is formally known as filing a “Petition for Administrative Review” to request an “administrative hearing”.

If you object to this decision issued by the Indiana Department of Environmental Management (IDEM) and are: 1) the person to whom the decision was directed, 2) a party specified by law as being eligible to appeal, or 3) aggrieved or adversely affected by the decision, you are entitled to file an appeal. (An aggrieved and adversely affected person is one who would be considered by the court to be negatively impacted by the decision. If you file an appeal because you feel that you are aggrieved, it will be up to you to demonstrate in your appeal how you are directly impacted in a negative way by the decision).

The Indiana Office of Environmental Adjudication (OEA) was established by state law – see Indiana Code (IC) 4-21.5-7 – and is a separate state agency independent of IDEM. The jurisdiction of the OEA is limited to the review of environmental pollution concerns or any alleged technical or legal deficiencies associated with the IDEM decision making process. Once your request has been received by OEA, your appeal may be considered by an Environmental Law Judge.

What is required of persons filing an appeal?
Filing an appeal is a legal proceeding, so it is suggested that you consult with an attorney. Your request for an appeal must include your name and address and identify your interest in the decision (or, if you are representing someone else, his or her name and address and their interest in the decision). In addition, please include a photocopy of the accompanying Notice of Decision or list the permit number and name of the applicant, or responsible party, in your letter.

Before a hearing is granted, you must identify the reason for the appeal request and the issues proposed for consideration at the hearing. You also must identify the permit terms and conditions that, in your judgment, would appropriately satisfy the requirements of law with respect to the IDEM decision being appealed. That is, you must suggest an alternative to the language in the permit (or other order, or decision) being appealed, and your suggested changes must be consistent with all applicable laws (See Indiana Code 13-15-6-2) and rules (See Title 315 of the Indiana Administrative Code, or 315 IAC).
The effective date of this agency action is stated on the accompanying Notice of Decision (or other IDEM decision notice). If you file a "Petition for Administrative Review" (appeal), you may wish to specifically request that the action be "stayed" (temporarily halted) because most appeals do not allow for an automatic "stay". If, after an evidentiary hearing, a "stay" is granted, the IDEM-approved action may be halted altogether, or only allowed to continue in part, until a final decision has been made regarding the appeal. However, if the action is not "stayed" the IDEM-approved activity will be allowed to continue during the appeal process.

Where can you file an appeal?
If you wish to file an appeal, you must do so in writing. There are no standard forms to fill out and submit, so you must state your case in a letter (called a petition for administrative review) to the Indiana Office of Environmental Adjudication (OEA). Do not send the original copy of your appeal request to IDEM. Instead, send or deliver your letter to:

The Indiana Office of Environmental Adjudication
100 North Senate Avenue, Room N103
Indianapolis, IN 46204

If you file an appeal, also please send a copy of your appeal letter to the IDEM contact person identified in the Notice of Decision, and to the applicant (person receiving an IDEM permit, or other approval).

Your appeal (petition for administrative review) must be received by the Office of Environmental Adjudication in a timely manner. The due date for filing an appeal may be given, or the method for calculating it explained, on the accompanying Notice of Decision (NOD). Generally appeals must be filed within 18 days of the mailing date of the NOD. To ensure that you meet this filing requirement, your appeal request must be:
1) Delivered in person to OEA, by the close-of-business on the eighteenth day (if the 18th day falls on a day when the Office of Environmental Adjudication (OEA) is closed for the weekend or for a state holiday, then your petition will be accepted on the next business day on which OEA is open), or
2) Given to a private carrier who will deliver it to the OEA on your behalf, (and from whom you must obtain a receipt dated on or before the 18th day), or
3) For those appeal requests sent by U.S. Mail, your letter must be postmarked by no later than midnight of the 18th day, or
4) Faxed to the OEA at (317) 233-9372 before the close-of-business on the 18th day, provided that the original signed "Petition for Administrative Review" is also sent, or delivered, to the OEA in a timely manner.

What are the costs associated with filing an appeal?
The OEA does not charge a fee for filing documents for an administrative review or for the use of its hearing facilities. However, OEA does charge a fifteen cent ($ .15) per page fee for copies of any documents you may request. Another cost that could be associated with Your appeal would be for attorney's fees. Although you have the option to act as your own
Attorney, the administrative review and associated hearing are complex legal proceedings; therefore, you should consider whether your interests would be better represented by an experienced attorney.

What can you expect from the Office of Environmental Adjudication (OEA) after you file for an appeal?
The OEA will provide you with notice of any prehearing conference, preliminary hearings, hearings, "stays," or orders disposing of the review of this decision. In addition, you may contact the OEA by phone at (317) 233-0850 with any scheduling questions. However, technical questions should be directed to the IDEM contact person listed on the Notice of Decision.

Do not expect to discuss details of your case with OEA other than in a formal setting such as a prehearing conference, a formal hearing, or a settlement conference. The OEA is not allowed to discuss a case without all side being present. All parties to the proceeding are expected to appear at the initial prehearing conference.