

NR 180



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

June 20, 1979

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: 1020

Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. SW-11-79. These rules were submitted to the Assembly Environmental Resources Committee and the Senate Natural Resources Committee pursuant to sec. 227.018, Stats. There were no objections.

You will note that this order takes effect upon publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Anthony S. Earl', written over a horizontal line.

Anthony S. Earl
Secretary

Enc.

NR 180



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Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) SS

RECEIVED
JUN 21 1979
1:43 pm
REVISOR OF STATUTES
BUREAU
off

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. SW-11-79 was duly approved and adopted by this Department on April 26, 1979. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 20th day of June, 1979.

Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
IN THE MATTER of the creation of section
NR 180.16 of the Wisconsin Administrative
Code pertaining to the Waste Management Fund
.....

SW-11-79

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 144.441(3) and 227.014, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby creates rules as follows:

SECTION 1 - Section NR 180.16 is created to read:

NR 180.16 Waste management fund. (1) All owners or operators of licensed land disposal sites shall contribute to the waste management fund established by s. 25.45, Stats., for each ton of solid waste received and disposed of at the site from May 21, 1978, until the site is closed and no longer receives waste, except as otherwise provided in s. 144.44(3), Stats.

(2) The owner or operator of a licensed land disposal site shall certify on a form provided by the department the amount of solid waste received and disposed of during the preceding reporting period. The department shall specify the term of the reporting period on the certification form. The certification form shall be completed and returned to the department with the appropriate fee within 30 days after mailing of the form by the department to the owner or operator.

(3) Long-term care. (a) For all sites with an approved plan of operation under s. 144.44(3), Stats., the owner may choose to be responsible for the long-term care of the site for either 20 years or 30 years after site closure. The fees to be paid into the fund shall be as follows for specific waste types:

<u>Waste Type</u>	<u>Rate of Payment</u>	
	<u>20 Years</u>	<u>30 Years</u>
1. Municipal solid waste	3.5¢/ton	1.5¢/ton
2. Ashes and sludges from electric and process steam generating facilities	3.5¢/ton	1.5¢/ton
3. Pulp or paper mill sludges produced by waste treatment or manufacturing processes	3.5¢/ton	1.5¢/ton
4. Manufacturing process solid waste from foundries	3.5¢/ton	1.5¢/ton
5. Sludges produced by municipal wastewater treatment plants	3.5¢/ton	1.5¢/ton
6. All other solid wastes not designated as hazardous	3.5¢/ton	1.5¢/ton

(b) For sites initially licensed between May 21, 1975 and May 20, 1978 for which the owner successfully applies before May 21, 1980 for a determination by the department that the site's design and plan of operation comply substantially with the requirements necessary for plan approved under s. 144.44(3), Stats., the owner may choose to be responsible for the long-term care of the site for either 20 years or 30 years after site closure. The fees to be paid into the fund shall be as specified in par. (a).

(4) For all land disposal sites and facilities not approved as set forth in sub. (3), the fees to be paid shall be those indicated under the 30 year rate of payment in par. (3)(a).

(5) Only sites with an approved plan of operation under s. 144.44(3), Stats., or sites initially licensed between May 21, 1975 and May 20, 1978 for which the owner successfully applies before May 21, 1980 for a determination by the department that the site's design and plan of operation comply substantially with the requirements necessary for plan approval under s. 144.44(3), Stats., are eligible for use of the money accumulated in the waste management

<u>Waste Type</u>	<u>Rate of Payment</u>	
	<u>20 Years</u>	<u>30 Years</u>
1. Municipal solid waste	3.5¢/ton	1.5¢/ton
2. Ashes and sludges from electric and process steam generating facilities	3.5¢/ton	1.5¢/ton
3. Pulp or paper mill sludges produced by waste treatment or manufacturing processes	3.5¢/ton	1.5¢/ton
4. Manufacturing process solid waste from foundries	3.5¢/ton	1.5¢/ton
5. Sludges produced by municipal wastewater treatment plants	3.5¢/ton	1.5¢/ton
6. All other solid wastes not designated as hazardous	3.5¢/ton	1.5¢/ton

(b) For sites initially licensed between May 21, 1975 and May 20, 1978 for which the owner successfully applies before May 21, 1980 for a determination by the department that the site's design and plan of operation comply substantially with the requirements necessary for plan approved under s. 144.44(3), Stats., the owner may choose to be responsible for the long-term care of the site for either 20 years or 30 years after site closure. The fees to be paid into the fund shall be as specified in par. (a).

(4) For all land disposal sites and facilities not approved as set forth in sub. (3), the fees to be paid shall be those indicated under the 30 year rate of payment in par. (3)(a).

(5) Only sites with an approved plan of operation under s. 144.44(3), Stats., or sites initially licensed between May 21, 1975 and May 20, 1978 for which the owner successfully applies before May 21, 1980 for a determination by the department that the site's design and plan of operation comply substantially with the requirements necessary for plan approval under s. 144.44(3), Stats., are eligible for use of the money accumulated in the waste management

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 26, 1979.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 20 June 1979

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)