

2. Disposal is not permitted on land used for pasturing livestock during the current growing season, on any cropland used for growing vegetables intended for human consumption during the current crop year, or on any land used for growing forage crops during the period 8 weeks prior to harvest.

3. Disposal shall not be allowed on land with greater than 12% slope. On land with a slope from 6 to 12%, a distance of at least 500 feet upgrade from any ditch, dry run, pond, lake, stream, flowage or floodplain shall be maintained. On land with a slope from 0 to 6%, a distance of at least 100 feet upgrade from any ditch, dry run, pond, lake, stream, flowage or floodplain shall be maintained. Regardless of slope, a separation of at least 10 feet shall be maintained when the disposal area is downgrade from any ditch or dry run.

4. Disposal shall be made in contour with the slope of the land.

5. A distance of at least 200 feet from any well or water reservoir, with the exception of test or monitoring wells, shall be maintained. The disposal site shall not be located directly upgrade from any well or water reservoir.

6. A distance of at least 50 feet from any property line shall be maintained.

7. A distance of at least 500 feet from any place of habitation or business or area used for recreational purposes shall be maintained.

8. The rate of disposal shall not exceed 30 gallons per each 100 square feet of area per day. In no event shall pools of wastes be allowed to accumulate.

Note: Disposal on soils with very low or high permeability may be prohibited by the department.

(c) By spreading on the surface of land with the following limitations:

1. At least 36 inches of soil must exist between the surface level and the high groundwater and/or bedrock.

2. Disposal is not permitted on land used for pasturing livestock during the current growing season, on any cropland used for growing vegetables intended for human consumption during the current crop year, or on any land used for growing forage crops during the period of 8 weeks prior to harvest.

3. Disposal shall not be allowed on land with a slope greater than 12%. On land with a slope of 6 to 12%, a distance of at least 500 feet upgrade from any ditch, dry run, pond, lake, stream, flowage or floodplain shall be maintained. On land with a slope from 0 to 6%, a distance of at least 200 feet upgrade from any ditch, dry run, pond, lake, stream, flowage or floodplain shall be maintained. Regardless of slope, a separation of at least 10 feet shall be maintained when the disposal area is downgrade from any ditch or dry run.

4. A distance of at least 50 feet from any property line shall be maintained.

5. A distance of at least 200 feet from any well or water reservoir, with the exception of test or monitoring wells, shall be maintained. The

disposal site shall not be located directly upgrade from any well or water reservoir.

6. A distance of at least 1,000 feet from any place of habitation or business or area used for recreational purposes shall be maintained. This distance may be reduced to 500 feet with the written permission of the owner of place of habitation, employment or recreation area. A copy of such written permission shall be furnished to the department upon request.

7. The rate of disposal shall not exceed 30 gallons per each 100 square feet of area per day. In no event shall pools of wastes be allowed to accumulate.

Note: Disposal on frozen ground or on soils with very low or high permeability may be prohibited by the department.

(4) **PROHIBITED SITES.** Domestic wastes may not be disposed of by discharge into or on any ditch, dry run, pond, lake, stream, flowage, floodplain, cave, sinkhole, mine, gravel pit, or quarry. In addition to all other requirements, domestic wastes may not be disposed of on any land without the owner's permission. Underground injection of domestic waste through a well is prohibited. The definitions of "injection" and "well" contained in s. NR 214.03 shall be applicable to this subsection.

(5) **SOLID WASTES.** Any domestic waste containing solid wastes which may create a public nuisance or interfere with the operation of a wastewater treatment facility shall be screened so as to remove such wastes prior to disposal. Solid wastes, garbage or refuse removed shall be disposed of in accordance with ch. NR 151.

Note: Solids may be expected in wastes from waysides with toilets or pits.

(6) **ADDITIONAL RESTRICTIONS.** The department shall have authority to inspect any liquid waste disposal site at any reasonable time and to impose more restrictive conditions than prescribed in this section upon finding that such conditions are necessary to prevent a nuisance or health hazard or to protect the environment.

(7) **STORAGE.** Lagooning of wastes for storage shall be allowed in facilities for which plans and specifications have been approved by the department. Wastes from such a facility shall be disposed of in the manner set forth in NR 113.07.

History: Cr. Register, June, 1975, No. 234, eff. 7-1-75; am. (4), Register, December, 1982, No. 324, eff. 1-1-83.

NR 113.08 Disposal of liquid industrial wastes. Every person engaged in servicing shall comply with the following requirements in the disposal of liquid industrial wastes:

(1) **APPROVAL.** The approval of liquid industrial waste disposal by servicing vehicles shall be considered on a case-by-case basis by the department.

Note: Liquid industrial wastes may be required to be disposed of in accordance with NR 200 or 151 or both.

(2) **APPLICATION REQUIREMENTS.** Application for approval shall be made to the department prior to the disposal of liquid industrial wastes. The department may require the submission of a map or aerial photo-

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graph of the disposal site. In addition, the department may require the submission of a chemical analysis of the industrial waste liquid, topographic and/or soils map of the proposed disposal site, results of subsurface soil investigations, evidence of permission from the proposed disposal site owner, and any other information necessary for the department to make a determination on the adequacy of the proposed disposal method.

(3) **QUARTERLY REPORT.** Every person engaged in servicing who disposes of liquid industrial wastes as provided under sub. (1) shall submit a quarterly report to the department on the types, quantities, sources and disposal site locations of all liquid industrial wastes handled during the quarter. Quarterly reports are due on January 28, April 28, July 28 and October 28 on forms supplied by the department.

(4) **PROHIBITION.** The underground injection of liquid industrial waste through a well is prohibited. The definitions of "injection" and "well" contained in s. NR 214.03 shall be applicable to this subsection.

History: Cr. Register, June, 1976, No. 234, eff. 7-1-76; cr. (4), Register, December, 1982, No. 324, eff. 1-1-83.

NR 113.09 Penalties. (1) Any person who engages in the practice of servicing without first securing a license or certification sticker or renewal thereof, or who otherwise violates any provision of this chapter shall be liable for prosecution and penalty as provided in s. 146.20 (6), Stats., or other applicable statutes.

(2) The department may revoke or suspend a Wisconsin sanitary license in accordance with s. 146.20 (5), Stats.

History: Cr. Register, June, 1976, No. 234, eff. 7-1-76.