

MODULE III - USE OF PROPERTY AND POST-CLOSURE CARE FOR THE LTTAs AND PHOTOGRAPHIC WASTE DISCHARGE SITES

III.A. USE OF PROPERTY

- III.A.1. Within 60 days after this permit is issued, the Permittee shall submit to the Executive Secretary and Box Elder County Recorder, or local zoning authority, a survey plat indicating the location and dimensions of the LTTAs and Photographic Waste Discharge Sites M-508 and M-636 with respect to permanently surveyed benchmarks. In addition, a record of the type and quantity of hazardous waste disposed of within these units shall be attached to the survey plat.
- III.A.2. The Permittee shall record, in accordance with State law, a notation on the deed to the facility property, or on some other instrument which is normally examined during title search, that will in perpetuity notify any potential purchaser of the property that:
- III.A.2.a. The LTTAs at M-136 and Photographic Waste Discharge Sites M-508 and M-636 have been used to manage hazardous waste;
- III.A.2.b. The land use of these areas is restricted under R315-8-7; and,
- III.A.2.c. The survey plat and record of the type and quantity of hazardous waste disposed of within the LTTAs and Photographic Waste Discharge Sites, required by R315-8-7, have been filed with the local zoning authority with jurisdiction over local land use and with the Executive Secretary.
- III.A.3. The Permittee shall submit to the Executive Secretary a certification that the notation on the deed has been recorded, as specified in R315-8-7. A copy of the notation that was placed on the deed shall also be submitted to the Executive Secretary.

III.B. POST CLOSURE CARE

- III.B.1. The Permittee shall conduct all post-closure care activities in accordance with this permit, and in compliance with R315-8-7 for the duration of the post-closure period.
- III.B.2. The Permittee shall maintain and monitor the LTTAs and Photographic Waste Discharge Sites M-508 and M-636, after completion of closure and corrective action activities, in compliance with R315-8-11, R315-8-7 and this permit. The Permittee shall:

- III.B.2.a. Maintain the integrity and effectiveness of the final LTTA covers in compliance with R315-8-11.5(b)(1) and Attachments 1 and 2 of the permit, including making repairs to the caps as necessary to correct the effects of settling, subsidence, erosion or other events;
- III.B.2.b. Maintain the signs and other security equipment at the Photographic Waste Discharge Sites M-508 and M-636.
- III.B.2.c. Maintain and monitor the groundwater monitoring system and the groundwater treatment and/or containment system in compliance with R315-8-11.5(b)(3), R315-8-6 and Modules V and VI of this permit;
- III.B.2.d. Prevent run-on and run-off from eroding or otherwise damaging the final LTTA covers in compliance with R315-8-11.5(b)(4);
- III.B.2.e. Prohibit post-closure use of the property at M-136, which will disturb the integrity of the final cover, containment systems, or monitoring system; and,
- III.B.2.f. Protect and maintain surveyed benchmarks.

III.C. INSPECTIONS

- III.C.1. Inspections of the LTTAs shall be conducted during the post-closure care period in compliance with the procedures specified in Condition II.D and as specified in Attachment 2. All records of inspections and remedial actions shall be retained in the Operating Record, as indicated by condition I.G.16., throughout the post-closure care period. Any deterioration or malfunction discovered by an inspection shall be remedied in accordance with Condition II.D.2.

III.D. COST ESTIMATES FOR POST-CLOSURE CARE

- III.D.1. The Permittee's post-closure cost estimate shall be prepared in accordance with R315-8-8.
- III.D.2. The Permittee shall adjust the post-closure cost estimate for inflation as specified by R315-8-8 (40 CFR 264.144(b) by reference) each year and submit a copy of the adjusted cost estimate to the Executive Secretary. Before each new hazardous waste management unit is placed in operation, an updated closure/post-closure cost estimate including the new unit shall be prepared. This revised cost shall be submitted at least 60 days prior to placing the unit in operation. A revised closure/post-closure cost estimate shall be submitted to the Executive Secretary 60 days after an unexpected event that affects this permit.
- III.D.3. The Permittee shall revise the post-closure cost estimate within 30 days after the Executive Secretary has approved a request to modify this permit and has

determined the permit modification impacts the cost estimate.

III.D.4. The Permittee shall keep at the facility the latest closure cost estimate as required by R315-8-8 as part of the facility Operating Record.

III.E. FINANCIAL ASSURANCE FOR POST-CLOSURE CARE

III.E.1. The Permittee shall maintain financial assurance for post-closure care as required by Conditions II.G.1. and II.G.2.

III.F. LIABILITY REQUIREMENTS

III.F.1. The Permittee shall comply with the liability requirements as specified in Conditions II.H.1. and II.H.2.

III.G. AMENDMENT OF PLAN

III.G.1. The Permittee shall amend the post-closure plan in accordance with R315-8-7 whenever necessary or when required to do so by the Executive Secretary.