

38333

HAND DELIVERED

City of Monticello
Application for Permit to Operate Class-IV Landfill
February 2009 (modified)

APR 01 2009

UTAH DIVISION OF
SOLID & HAZARDOUS WASTE
2009.01145

PART 1 - GENERAL INFORMATION

- 1. Name of Facility: Monticello: City Landfill
- 2. Site Location: Highway 491, 3.5 miles East of Monticello
- 3. Facility Owner: City of Monticello
- 4. Facility Operator: City of Monticello
- 5. Contact Person: Nathan Langston
City of Monticello
PO Box 457 , 17 North 100 East
Monticello, Utah 84535
Phone: 435-587-2271
Fax: 435-587-2272
Email: Nathan@monticelloutah.org

- 6. Type of Application: Renewal
- 7. Property Ownership: To be leased by applicant
Property Owner: Nell Dalton
Post Office Box 305, 48 Wagon Rod Lane
Monticello, Utah 84535-0305
Phone: 801-587-2716

Lease Agreement, Warranty Deed (Exhibits 1 and 1A)

- 8. Certification of Information Submitted By:
Nathan Langston, Public Works Dir., City of Monticello

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who are directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature: Nat Lang Date: 4-1-09

SCRIBED AND SWORN to before me this 1 day of April, 2009


 Notary Public
 DEBORAH RUSH
 17 N. 100 E., P.O. Box 457
 Monticello, UT 84535
 My Commission Expires
 June 9, 2010
 State of Utah

My commission expires June 9, 2010.
Deborah Rush
 Notary Public, San Juan County, State of Utah

RECEIVED

Utah Class IV and VI Landfill Permit Application Form

MAR 02 2009

Part I. General Information		APPLICANT: PLEASE COMPLETE ALL SECTIONS.		UTAH DIVISION OF	
I. Landfill Type	<input type="checkbox"/> Class IVa <input type="checkbox"/> Class VI	<input checked="" type="checkbox"/> Class IVb	II. Application Type	<input type="checkbox"/> New Application <input checked="" type="checkbox"/> Renewal Application	SOLID & HAZARDOUS WASTE <input type="checkbox"/> Modification
For Renewal Applications, Facility Expansion Applications and Modifications Enter Current Permit Number				2009.00780	
III. Facility Name and Location				38333	
Legal Name of Facility MONTICELLO CITY LANDFILL					
Site Address (street or directions to site) 3.5 MILES EAST OF MONTICELLO HWY 491				County SAN JUAN	
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2271	
Township 33S	Range 24E	Section(s) 34		Quarter/Quarter Section	Quarter Section
Main Gate Latitude 37 degrees 52 minutes 09 seconds			Longitude 109 degrees 14 minutes 23 seconds		
IV. Facility Owner(s) Information					
Legal Name of Facility Owner CITY OF MONTICELLO					
Address (mailing) PO Box 457					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2271	
V. Facility Operator(s) Information					
Legal Name of Facility Operator CITY OF MONTICELLO					
Address (mailing) PO Box 457					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2271	
VI. Property Owner(s) Information					
Legal Name of Property Owner NELL DALTON					
Address (mailing) PO Box 305					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2716	
VII. Contact Information					
Owner Contact NATHAN LANGSTON			Title PUBLIC WORKS DIRECTOR		
Address (mailing) PO Box 457					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2271	
Email Address NATHAN@monticelloutah.org			Alternative Telephone (cell or other) 435-459-0078-CELL		
Operator Contact DEBBIE KUSH			Title DEPUTY RECORDER		
Address (mailing) PO Box 457					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2271	
Email Address Debbie@monticelloutah.org			Alternative Telephone (cell or other) 435-459-2137 CELL		
Property Owner Contact NELL DALTON			Title		
Address (mailing) PO Box 305					
City MONTICELLO		State UT	Zip Code 84535	Telephone 435-587-2716	
Email Address NONE			Alternative Telephone (cell or other) 435-587-2314- DAUGHTER GINGER TRACY		

Utah Class IV and VI Landfill Permit Application Form

Part I General Information (Continued)																																									
VIII. Waste Types (check all that apply) <input type="checkbox"/> Landfill will accept all wastes allowed in Class IV or VI landfills Or landfill will accept only the following wastes <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;">Waste Type</td> <td style="width: 33%;">Combined Disposal Unit</td> <td style="width: 33%;">Monofill Unit</td> </tr> <tr> <td><input checked="" type="checkbox"/> Construction & Demolition</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Tires</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td><input checked="" type="checkbox"/> Yard Waste</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Animals</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Contaminated Soil</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Other _____</td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table> <p style="font-size: small;">Note: Disposal of dead animals must be approved by the Executive Secretary</p>	Waste Type	Combined Disposal Unit	Monofill Unit	<input checked="" type="checkbox"/> Construction & Demolition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Tires	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> Yard Waste	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Animals	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Contaminated Soil	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Other _____	<input type="checkbox"/>	<input type="checkbox"/>	IX. Facility Area <table style="width: 100%; border: none;"> <tr> <td style="width: 70%;">Facility Area.....</td> <td style="width: 10%; text-align: center;"><u>11</u></td> <td style="width: 20%;">acres</td> </tr> <tr> <td>Disposal Area.....</td> <td style="text-align: center;"><u>5</u></td> <td>acres</td> </tr> <tr> <td>Design Capacity</td> <td></td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Years.....</td> <td style="text-align: center;"><u>25</u></td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Cubic Yards.....</td> <td style="text-align: center;"><u>100,000</u></td> <td></td> </tr> <tr> <td style="padding-left: 20px;">Tons.....</td> <td style="text-align: center;"><u>50,000</u></td> <td></td> </tr> </table>		Facility Area.....	<u>11</u>	acres	Disposal Area.....	<u>5</u>	acres	Design Capacity			Years.....	<u>25</u>		Cubic Yards.....	<u>100,000</u>		Tons.....	<u>50,000</u>	
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X. Fee and Application Documents																																									
Indicate Documents Attached To This Application <input checked="" type="checkbox"/> Facility Map or Maps <input checked="" type="checkbox"/> Facility Legal Description <input checked="" type="checkbox"/> Plan of Operation <input checked="" type="checkbox"/> Waste Description <input type="checkbox"/> Ground Water Report <input type="checkbox"/> Closure Design <input checked="" type="checkbox"/> Cost Estimates <input type="checkbox"/> Financial Assurance	<input type="checkbox"/> Application Fee: Amount \$	Class VI Special Requirements <input type="checkbox"/> Documents required by UCA 19-6-108(9) and (10)																																							
I. HEREBY CERTIFY THAT THIS INFORMATION AND ALL ATTACHED PAGES ARE CORRECT AND COMPLETE.																																									
Signature of Authorized Owner Representative <u><i>Nathan Langston</i></u> Name typed or printed Nathan Langston	Title Public Works	Date 2/25/09																																							
Signature of Authorized Land Owner Representative (if applicable) <u><i>Ginger Tracy</i></u> Name typed or printed Ginger Tracy	Title Daughter	Date 2.24.09																																							
Signature of Authorized Operator Representative (if applicable) _____ Name typed or printed _____	Title _____	Date _____																																							
Address _____	Address _____																																								

City of Monticello

Application for Permit to Operate **Class-IV Landfill**
February 2009 (modified)

PART II - GENERAL REPORT

Introduction:

General Description of the Facility:.

The Monticello City Class IV Landfill will be established in the same location as the former Class II municipal landfill. The facility contains 11.02 acres and is in an area that will easily provide the residents of this community a convenient location to dispose of Class IV materials for many years into the future. Annual average waste volumes are estimated to be less than one ton per day, which will be separated according to type of waste when delivered. The average annual precipitation is 13.5 inches. Facility plans are documented below under PLAN OF OPERATION.

Disposal cell design, fill method, waste disposal filling area sequence, final elevation and contours, and final cover design are defined in the attached topographies. As identified in Exhibit #2, there will be a waste-filling sequence to minimize the working face. This will be accomplished by filling smaller cells instead of filling one large cell. The advantage of this is having each of the cells covered prior to the end of the life expectancy of the landfill. **(Exhibits 2 and 3)**

Landfill unit boundaries, the Class IV disposal area, the green waste storage area, the transfer station, the recycling storage area, the run-on/run-off control structures, and other structures on-site are demonstrated on the attached map, intended to comply with R315-310-4(2)(a)(i) of the Rule. **(Exhibit 4)**

Area detail, including the waste facility boundary, the property boundary, surface drainage channels, existing utilities, structures within one-fourth mile of the facility site, and the direction of the prevailing winds, is demonstrated on the attached map, intended to comply with R310-4(2)(a)(ii) of the Rule. **(Exhibit 5)**

2. Legal Description:

Situated in San Juan County, State of Utah: Beginning at a point which is South 1000 feet of the North quarter corner of S

ection 34, Township 33 South, Range 24 East, SLM; and running

City of Monticello
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February 2009 (modified)

thence South 800 feet, thence East 600 feet, thence North 800 feet, thence West 600 feet to the point of beginning, containing approximately 11.02 acres. The Landfill Gate is located at 37* 52' 09" North and 109* 16' 23" West

The land of the surrounding area is primarily agricultural, used mainly for grazing. The property is commercially zoned by San Juan County, making the landfill a permitted use.

3. Waste Types/Area of Operation:

Waste types accepted by the Monticello City landfill will be comprised of construction/demolition waste, yard waste, and inert waste. The City will not receive dead animals until the proper method for handling dead animals is established.

The area to be served by the facility will primarily be the City of Monticello, although the landfill will be open to County residents as well.

4. Demonstration that Landfill is Not Commercial:,

The City of Monticello currently provides residential, garbage refuse and waste collection to its residents. The city transports the refuse to the San Juan County Landfill

Fees collected by the City at the Monticello landfill for use of the roll-off bins for those items that are not permissible for disposal in the Class IV landfill are used to pay the County to transport roll offs to the San Juan County landfill. Fees collected for the use of the Landfill are used to help with the cost of landfill operations any thing collected above these costs will be put into the PTIF fund for closure. (**Exhibit 6&7**)

Resolution 1999-5 was adopted by the Monticello City Council on June 23, 1999, declaring that the Class IV landfill will be operated as a non-commercial enterprise and that revenues received from the landfill will be entered into a separate enterprise fund. (**Exhibit 8**)

City of Monticello
Application for Permit to Operate Class-IV Landfill
February 2009(modified)

PLAN OF OPERATION

The following constitutes the plan of operation for the Monticello City Class IV Landfill and is intended to comply with guidelines set out in §R315-302-2(2) of the Utah Division of Solid and Hazardous Waste Administrative Rules.

1. Schedule of Construction:

The City stopped accepting Class-II waste at the Monticello Municipal Landfill in June 1997. A facility which complies with Utah State regulations for a Class-IV landfill has been built on top of the closed Class-II landfill. Cover was applied, and it has been graded and filled to provide run-off control.

An office structure for the landfill attendant and two transfer stations have been placed at the site. No additional infra-structure will be required. The new facility uses existing access roads, and the property is fenced and gated.

Pending permit approval, the facility is being operated according to the rules and regulations of the Utah Department of Environmental Quality for a Class-IV Landfill.

2. Solid Waste Handling Procedures:

During the, warmer months, the facility will be open on Tuesdays and Saturdays from 9:00 a.m. to 4:00 p.m., and by appointment for demolition projects. During the winter, hours of access will be reduced according to the frequency of use. Equipment used to maintain the facility will be that which is currently used by the City's Public Works Department.

The facility will accept construction/demolition waste, yard waste, and inert waste into the Class IV landfill. Until the City has purchased equipment dedicated solely for the landfill, dead animals will not be accepted. Any non-Class IV waste placed in the Class IV disposal cell will be removed prior to the end of the working day and placed in the roll-offs for transfer to the San Juan County landfill. Yard waste will be separated from other types of waste for burning during acceptable Division of Air Quality time periods. On-site solid waste handling procedures will be as follows:

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All incoming vehicles will be met by the landfill operator. Each load will be routinely recorded on a Daily Inspection Log, to include the name of user, date, description of waste, and estimated weight. A random inspection- will be performed on not less than 1% of the incoming loads. This random inspection will require the user to dump his load in an isolated spot to allow the landfill, operator to examine the contents in **detail**. Both the routine and random inspections will be conducted to ensure that non-conforming waste will not be left in the landfill. The user will be instructed verbally and by appropriately located signs directing the placement according to waste type. Deposited items will be covered as required to prevent the waste from being blown and scattered. **(Exhibit 9)**

3. Schedule for Conducting Inspections and Monitoring:

At least one employee will be on-site at all times during hours of operation, and for dumping by appointment during unscheduled hours of operation, to perform inspection and monitoring functions. The user will be asked to verify the type of waste and a visual inspection will be made by the employee. Upon confirmation of waste type, the employee will direct the user to the correct location for disposal.

Not less than quarterly, an inspection will be performed to assess the integrity of the landfill and verify compliance with all State permitting requirements. Items addressed will include fences, gates, roads, erosion control, litter and weed control, waste piles, and cover of waste. The inspection will prevent malfunctions and deterioration, operator errors, and discharges which may cause or lead to the release of pollutants into the environment or which may be a threat to human health. The Quarterly Inspection Log will be kept on file at the Monticello City Office for a period of not less than three years. **(Exhibit 10)**

4. Contingency Plans in Event of Fire or Explosion:

In the event of a fire or explosion, the landfill will be closed to incoming waste. A fire extinguisher will be kept on-site, and the Monticello Fire Department will be put on stand-by. The operator will secure the area, isolate the fire or explosion, attempt to suppress the incident and, if needed, will call for additional assistance from the Fire Department.

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Application for Permit to Operate Class-IV *Landfill*
February 2009 (modified)

Immediately following the incident, the landfill operator will submit a full report to the City Manager. The incident will be critiqued and, if necessary, additional policies and procedures put into place

5. Corrective Action for Contaminated Ground Water: '

No monitoring wells are planned for the Monticello Class-IV Landfill. If, in the future, down-gradient wells exceed the acceptable concentration limits, and the information has been substantiated, the City will implement a corrective action plan as outlined in SR315-308.

6. Contingency Plan for Other Releases:

When concentrations of parameters exceed acceptable levels, and information has been substantiated, the City will implement a corrective action plan approved by the Executive Secretary of the Solid & Hazardous Waste Control Board.

7. Maintenance of Installed Equipment:

No maintenance will be required, as no active collection systems for leachate and/or explosive gases are proposed for the Monticello Class IV Landfill.

Run-off will be controlled through a combination of cut waterways and berms. The pit area will be protected by diverting the water away from the dumping area.

Signs will be posted at the entrance to the landfill identifying the facility, the hours of operation, emergency phone numbers, acceptable and unacceptable materials.

8. Exclusion of Hazardous or PCB-Containing Waste:

The Monticello Class IV Landfill will be a locked facility which is inaccessible to the public during closed hours, unless a City employee is present to monitor the disposal. All incoming waste arriving at the facility will come from local generators and will be required to pass a routine inspection. The name of the generator and type of waste will be recorded on a daily log sheet. Random detailed inspections will be made on not less than 1% of incoming loads and recorded on an Inspection Report. (Exhibit 11)

City of Monticello
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To ensure that hazardous waste is not deposited at the facility, detailed inspections will be conducted on any suspicious load. In the event that hazardous or PCB-containing waste is encountered, the driver will be denied access to the landfill. If regulated quantities of hazardous or PCB wastes are identified at the working disposal face, San Juan County Emergency Services (435-587-3225, 435-587-1895) will be called. Emergency Services will act as the first responder for hazardous materials, and will implement their Hazardous Materials Response Plan. Emergency Services will manage any subsequent activities related to the waste load, including transportation, storage, and containment. Landfill personnel will participate only as directed by the first responders. Following notification, it will be the responsibility of San Juan County Emergency Services to ensure that the hazardous materials are handled, stored, or transported in accordance with applicable federal and state regulations. An Inspection Report will be completed and notification made to the Division of Solid and Hazardous Waste. (**Exhibit 11**)

9. Notification:

Personnel at the Monticello Landfill will notify UDEQ within 24 hours if suspected hazardous or PCB wastes are discovered during landfill operations. A record will be submitted to UDEQ which identifies the date and time of discovery, type of material (if possible without analytical testing), probable hauler, waste quantity, and actions proposed for the removal of the material from the area of discovery. The record of notification will be entered into the facility's operating record.

10. Procedure for Controlling Disease Vectors:

Construction/demolition materials and yard waste accepted at the Monticello Class IV Landfill will not provide a food source for animals and/or rodents, and this will assure control of disease vectors. If necessary, a cover will be provided to eliminate the shelter for animals and rodents. The City will cover with 6 inches of clean soil once per month.

11. Plan for Alternative Waste Handling:

If the Class IV Landfill became inoperable for some unknown

reason, it would be closed until the issue has been resolved.

City of Monticello
Application for Permit to Operate Class-IV Landfill
February 2009 (modified)

Under these circumstances, the waste stream would be diverted to the San Juan County Landfill.

In the event of equipment breakdown, equipment could be rented: from San Juan County or from a private contractor until the City's equipment is returned to service

12. General Training and Safety Plan for Site Operations:

Fire Prevention - Any combustible materials will be covered to avoid a fire hazard.

Operator Training - Training will be provided for employees to ensure understanding and compliance with the approved PLAN OF OPERATION and Class IV permit. Refresher training courses will also be provided. When appropriate, employees will be sent to the UDEQ training.

CLOSURE PLAN

With a waste capacity of over 100,000 cubic yards, the landfill has a life expectancy more than 25 years. Contractors using the landfill for construction/demolition waste will be required to provide dirt for cover.

The Executive Secretary of the Solid and Hazardous Waste Control Board shall be notified 60 days prior to the projected final receipt of waste at the facility. Within 30 days after receipt of the final volume of waste, the closure activities shall commence. Within 180 days of the commencement, the closure activities shall be complete. When completed, the Division of Solid and Hazardous Waste will be notified and a final closure inspection will be scheduled.

At the end of the landfill's useful life, approximately two acres will need to be covered and closed. The area will be covered with a minimum of 24 inches of earthen material, including 6 inches of material capable of supporting vegetative growth. The landfill disposal cell will have a finished grade of not less than 2% and no more than 33%. The surface will be free from depressions to prevent ponding and surface water infiltration.

No later than 60 days after the closure of the landfill, a statement of fact, defining the location of the disposal site, will be attached to the deed and recorded with the plat at the San Juan County Recorder's office.

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During the post-closure care period, the final vegetative cover will be maintained Semi-annually and after every 5-year storm, the landfill will be inspected to ensure the integrity of the landfill cover and the run-on and run-off control system. Areas affected by erosion will be corrected. Groundwater monitoring, leachate collection, and gas collection are not proposed at the Monticello Class IV Landfill post-closure.

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FINANCIAL ASSURANCE PLAN

Due to the method of operation and having only approximately two acres to cover, the costs to close the landfill will be relatively minimal. Because of the requirement for contractors to supply cover for the landfill, the 24 inches of earthen material will already be on site. The 6 inches required for: supporting vegetation can be obtained from an adjacent property owner. A review of the Financial Assurance Plan will be made every 5 years to ensure sufficient funds will be available upon closure of the facility.

Estimated costs for the closure are as follows:

24 inches of cover--6,450 cubic yards currently on site N/C	
6 inches material to establish growth,	
including grade work - 1,600 yards	\$ 7,600
Fertilizing and seeding	1,500
Post-closure care for 30 years	<u>12,000</u>

TOTAL \$21,100

The City's current PTIF fund balance is \$9,762.71 leaving a deficit of \$11,337.29. Using funds from landfill operations and subsidized if need the City will deposit with the State Treasurer's office. The deposits will be made in five equal payments, beginning one year after receipt of a permit for operation of a Class IV Landfill, as follows:

1st Year -	\$ 2,300.00
2ndYear -	\$ 2,300.00
3rdYear -	\$ 2,300.00
4thYear -	\$ 2,300.00
5thYear -	<u>\$ 2,300.00</u>

Total \$11,500.00

At the time of closure, the Executive Secretary of the Solid and Hazardous Waste Control Board will be notified for authorization of the release of these funds. **Exhibit 12**

**City of Monticello
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February 2009 (modified)**

PART III - EXHIBITS

Exhibit 1: Lease Agreement

Exhibit 1A: Warranty Deed

Exhibit 2: Topography: Disposal Cell Design; Fill Method

Exhibit 2A: Fill Sequence

Exhibit 3: Topography: Waste Disposal Filling Area Sequence;
Final Elevation and Contours; Final Cover Design

Exhibit 4: Map Landfill Unit Boundaries; Disposal Area; Green Waste
Storage Area; Transfer Station; Recycling Storage. Area; Run-
on/Run-Off Control Structures; Other On-Site Structures

Exhibit 5: Map: Waste Facility Boundary, Property Boundary,
Surface Drainage Channels, Existing Utilities, Structures
within 1/4 Mile of Facility Site; Direction of Prevailing
Winds

Exhibit 6: Landfill / Transfer Station Fees

Exhibit 7: Monticello City Code, §4-4-1 thru §4-4-4:
Garbage and Refuse

Exhibit 8: Resolution 1999-5: Declaration of 'Intent to Operate
Monticello Class-IV Landfill as Non-Commercial Enterprise

Exhibit 9: Daily Logs

Exhibit 10: Quarterly Inspection Log

Exhibit 11: Inspection Report

Exhibit 12: PTIF Statement

LEASE AGREEMENT

This lease is made and entered into on the 15th day of MAY, in the year 2006, by and between MAX DALTON and NELL DALTON, husband and wife, of Monticello, Utah (LESSORS), and CITY OF MONTICELLO, a municipal corporation of the State of Utah, of Monticello, Utah (LESSEE).

In consideration of the covenants and agreements hereinafter set forth, LESSOR hereby leases to LESSEE, for purposes of operating and maintaining a landfill thereon, the following tract of land situated in San Juan County, State of Utah:

Beginning at a point which is South 1000 feet of the North quarter corner of Section 34, Township 33 South, Range 24 East, SLM; and running thence South 800 feet, thence East 600 feet, thence North 800 feet, thence West 600 feet to the point of beginning, containing approximately 11.02 acres.

To have and to hold unto the LESSEE for a term commencing on the 1st day of January in the year 2006, and ending at 11:59 o'clock p.m. on the 31st day of December in the year 2010.

The parties hereto agree as follows:

1. LESSEE shall have the right to surrender this lease at any time.
2. Upon the surrender of this lease, or upon the expiration of its five-year term, LESSEE will reasonably restore the leased premises.
3. LESSEE agrees to indemnify LESSOR against all claims arising out of the use made by LESSEE of the leased premises.
4. LESSEE agrees to maintain a fence at the berm area beginning at the road and running East approximately 400'.
5. LESSEE agrees to pay to LESSOR, as rent, an amount of One Thousand Eight Hundred Dollars (\$1,800.00) per year, until the expiration or surrender of this lease, in the following manner:
 - a. For the year 2006, \$1,800.00 shall be due and payable upon the signing by the LESSEE of this lease;

2006 Lease Agreement
Max Dalton/City of Monticello

- b. Subsequent payments of \$1,800.00 each shall be due and payable on the 1st day of January of the years 2007, 2008, 2009, and 2010, unless LESSEE surrenders the lease prior to the due date of any year preceding the expiration date.

WITNESS the hands of the parties hereto on this 15th day of MAY, in the year 2006.

LESSORS:

Max Dalton

Max Dalton

Nell Dalton

Nell Dalton

LESSEE:

CITY OF MONTICELLO

BY:

C. Trent Schafer

C. Trent Schafer
City Manager

ATTEST:

Rita Walker CMC

Rita Walker, C.M.C., Recorder

JANUARY 16, 2008

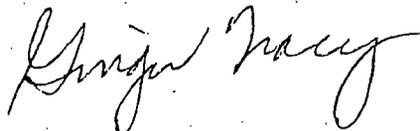
TO WHOM IT MAY CONCERN:

MAX DALTON HAS A LEASE WITH THE CITY OF MONTICELLO FOR THE CITY DUMP.

MAX DALTON PASSED AWAY ON JUNE 23, 2007.

HIS WIFE, NELL DALTON IS NOW THE HOLDER OF THE LEASE. PAYMENT SHOULD BE MADE DIRECTLY TO HER AT PO BOX 305 IN MONTICELLO.

THANK YOU,

A handwritten signature in cursive script that reads "Ginger Tracy". The signature is written in black ink and is positioned above the printed name.

GINGER TRACY

JANUARY 16, 2008

TO WHOM IT MAY CONCERN:

MAX DALTON HAS A LEASE WITH THE CITY OF MONTICELLO FOR THE CITY DUMP.

MAX DALTON PASSED AWAY ON JUNE 23, 2007.

HIS WIFE, NELL DALTON IS NOW THE HOLDER OF THE LEASE.
PAYMENT SHOULD BE MADE DIRECTLY TO HER AT PO BOX 305 IN MONTICELLO.

THANK YOU,

A handwritten signature in cursive script that reads "Ginger Tracy". The signature is written in black ink and is positioned above the printed name.

GINGER TRACY

Recorded at Request of Max Dalton Max Dalton
a 1.00 Fee Paid \$ Annella E. Warner, Recorder
by Max Dalton Dep. Book 12 Page 330 Ref. _____
Mail tax notice to _____ Address _____

WARRANTY DEED

of Monticello Melvin Dalton and Bonnie L. Dalton, his wife grantor^s
County of San Juan State of Utah, hereby
CONVEY and WARRANT to Max Dalton

of Monticello, Utah grantee
for the sum of ---Ten--- DOLLARS,

the following described tract of land in San Juan County,
State of Utah:

The west half of the northeast quarter (W¹NE¹); the east half of the northwest quarter (E¹NW¹); the southwest quarter of the northwest quarter (SW¹NW¹); the northeast quarter of the southwest quarter (NE¹SW¹); and the north half of the southeast quarter (N¹SE¹); all in section 34, Township 33 South, Range 24 East, Salt Lake Meridian; Excepting all the oil, gas and other minerals heretofore reserved; and SUBJECT to that certain real estate mortgage in favor of the Mutual Life Insurance Company of New York, in the amount of \$12,000.00, dated January 21, 1953 and recorded January 26, 1953 under Recorder's entry no. E-2050 of the records of San Juan County, Utah.

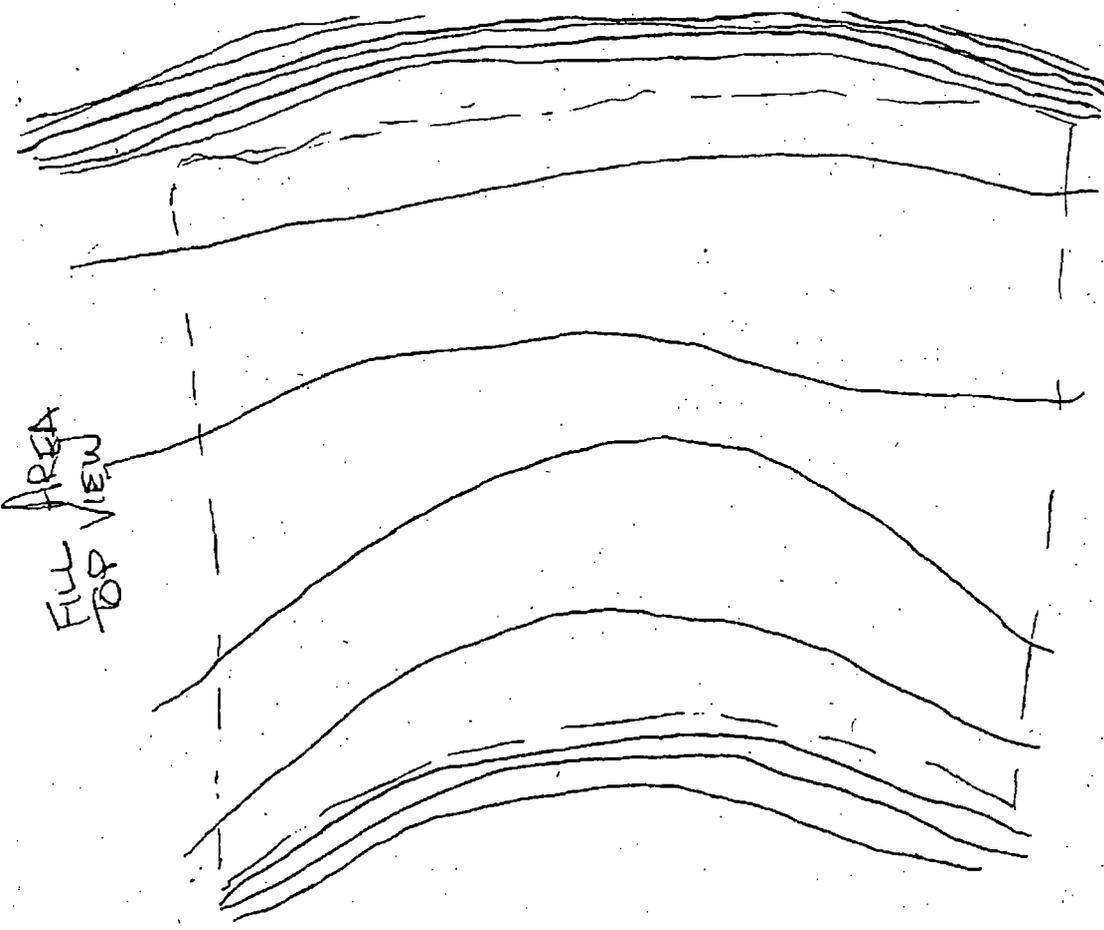
WITNESS, the hands of said grantors, this 16th day of January, A. D. 19 54.

Signed in the Presence of } Melvin Dalton
} Bonnie L. Dalton

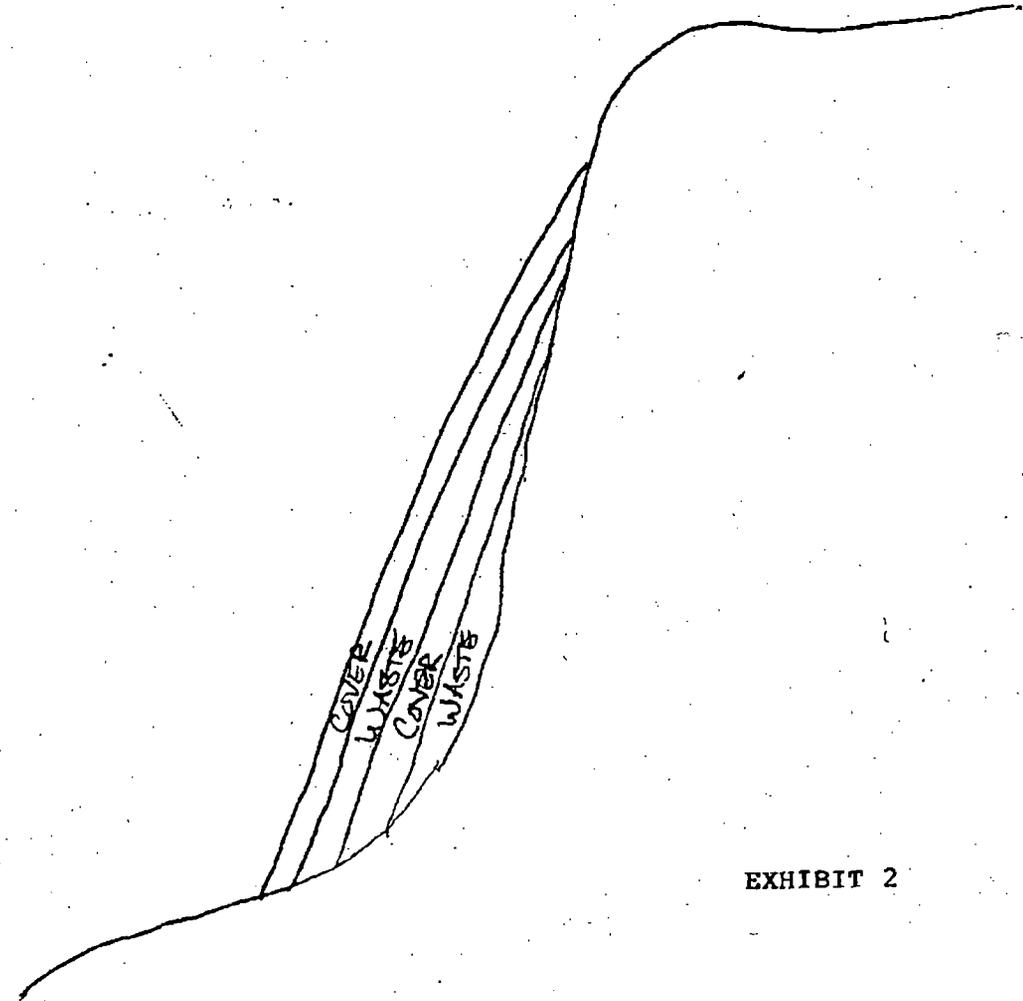
STATE OF UTAH, } ss.
County of San Juan }
On the 16th day of January, A. D. 19 54,
personally appeared before me Melven Dalton and Bonnie L. Dalton, his wife,
the signer^s of the within instrument, who duly acknowledged to me that they executed the same.

F. J. [Signature]
Notary Public.
My commission expires 6-24-55 Residing in Monticello, Utah

AREA
FILL
TOP VIEW



FILL AREA
CROSS SECTION



Filling Sequence

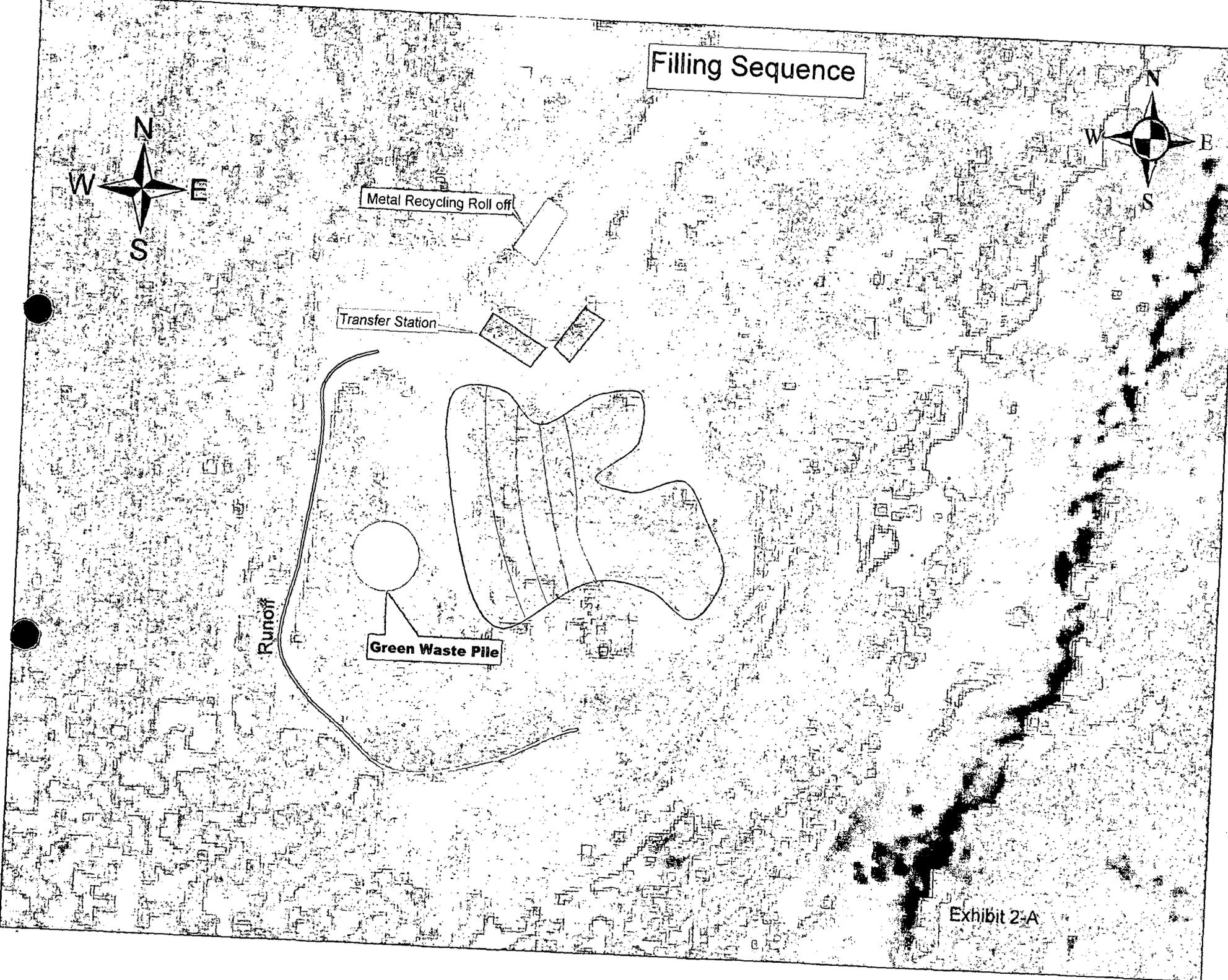


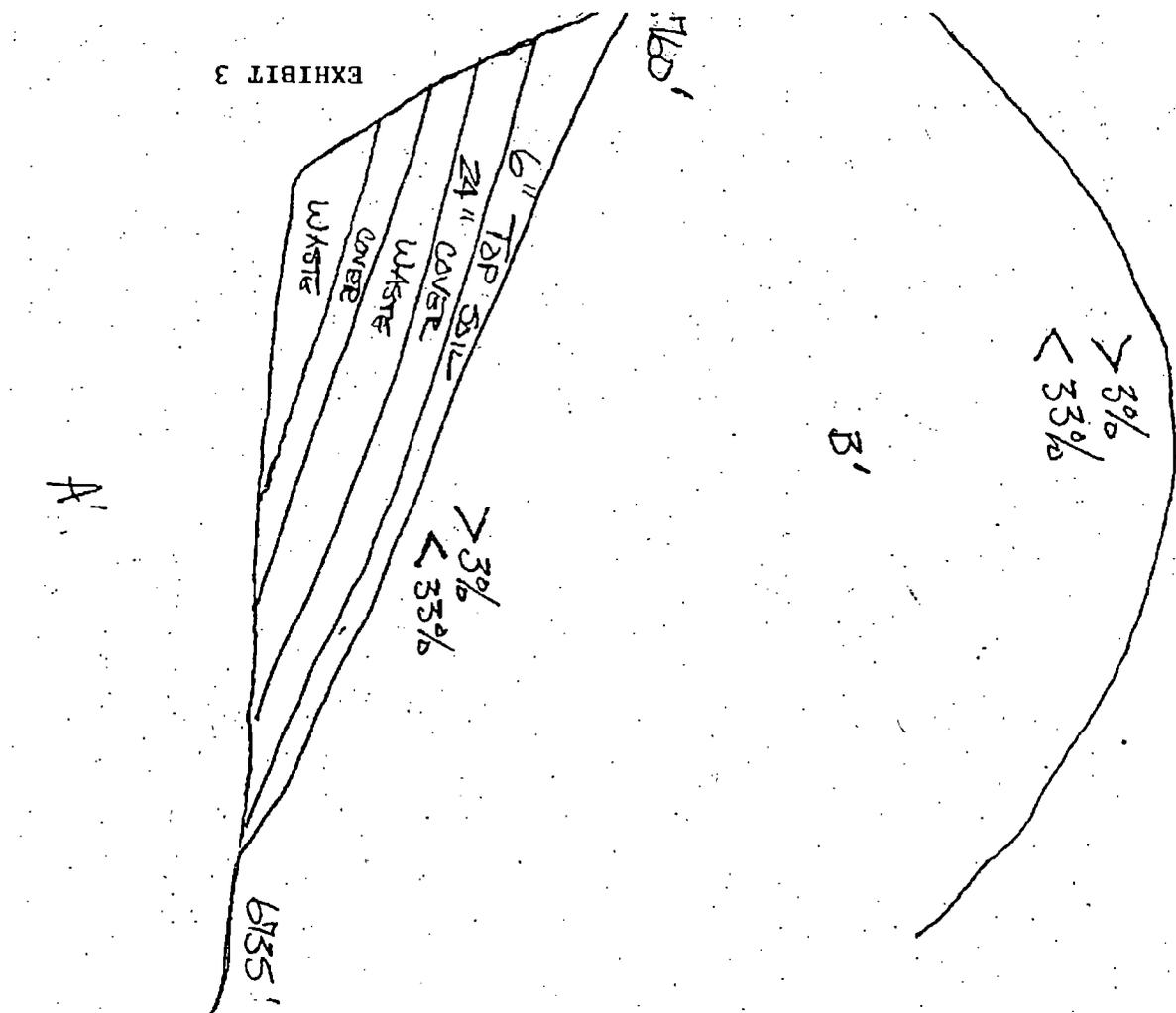
Metal Recycling Roll off

Transfer Station

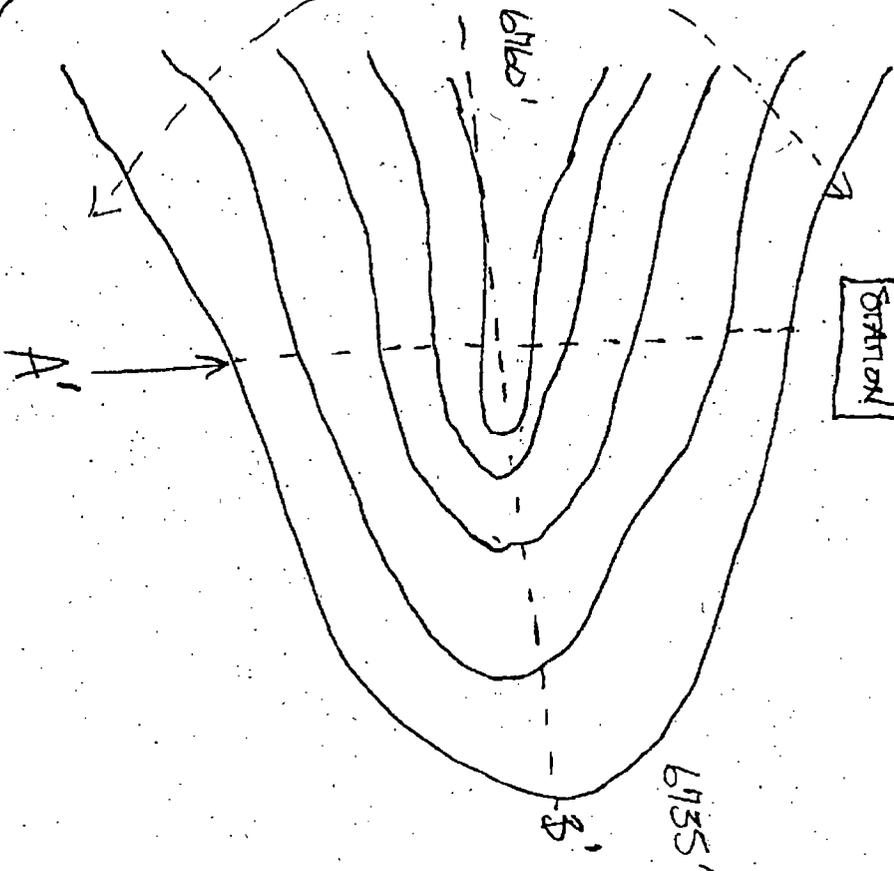
Runoff

Green Waste Pile

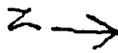




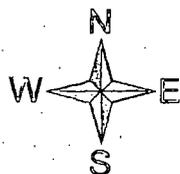
SURFACE RUN-OFF



FINAL ELEVATION
TSP VIEW



Filling Sequence



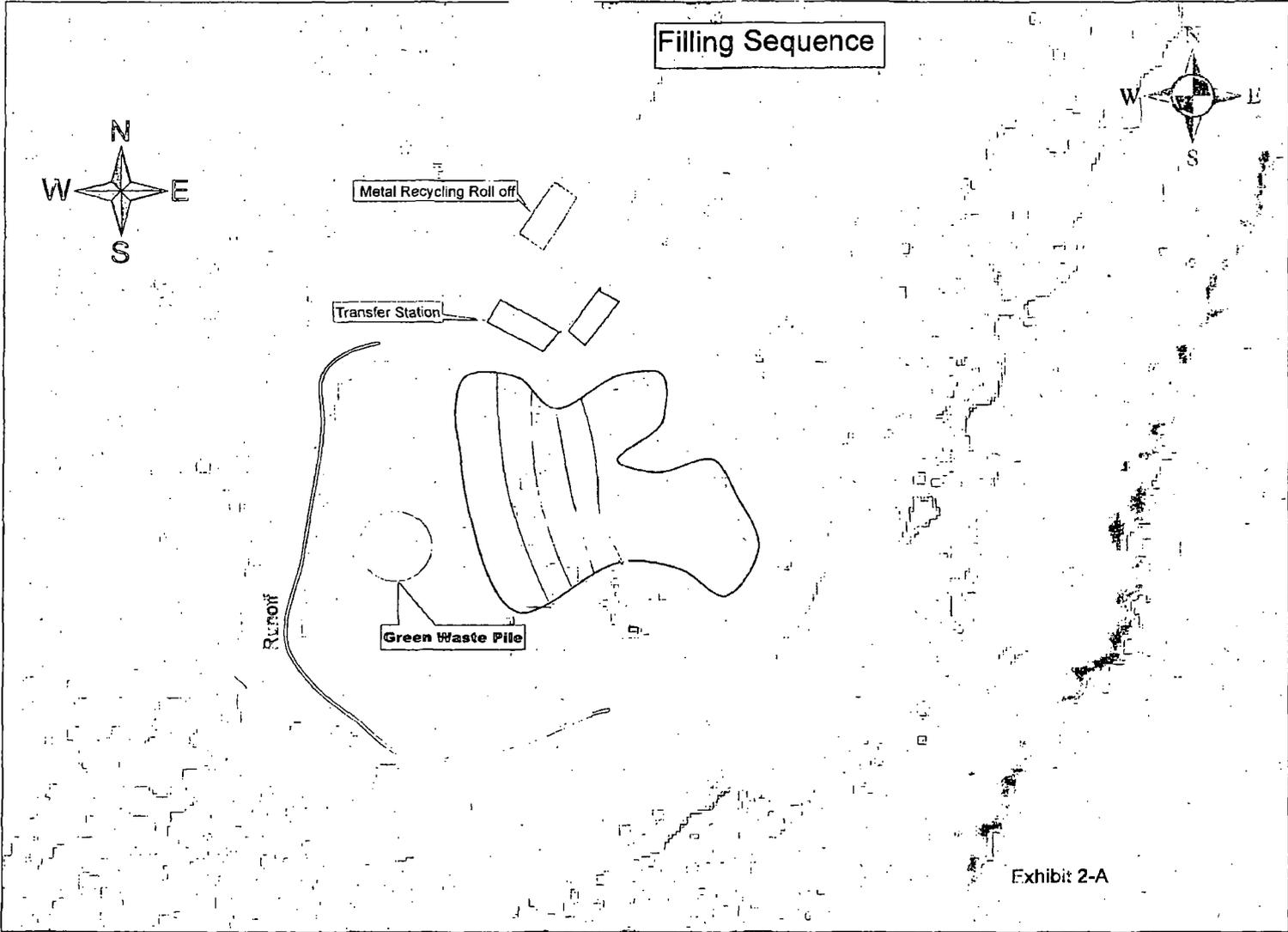
Metal Recycling Roll off

Transfer Station

Green Waste Pile

Runoff

Exhibit 2-A

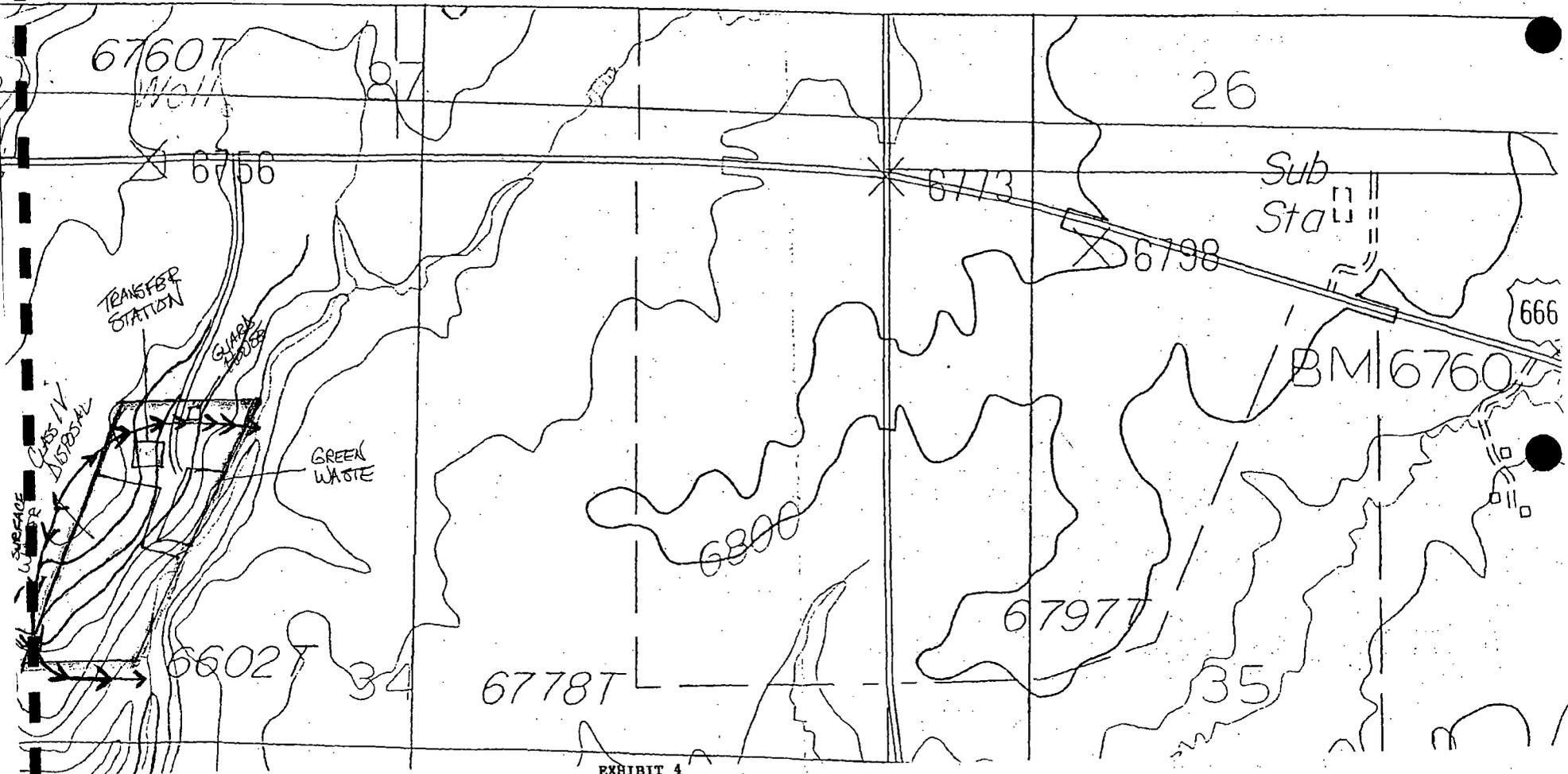


MUNICELLO SOUTH QUADRANGLE
UTAH-SAN JUAN CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

652

653

10

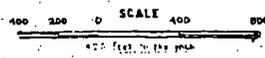
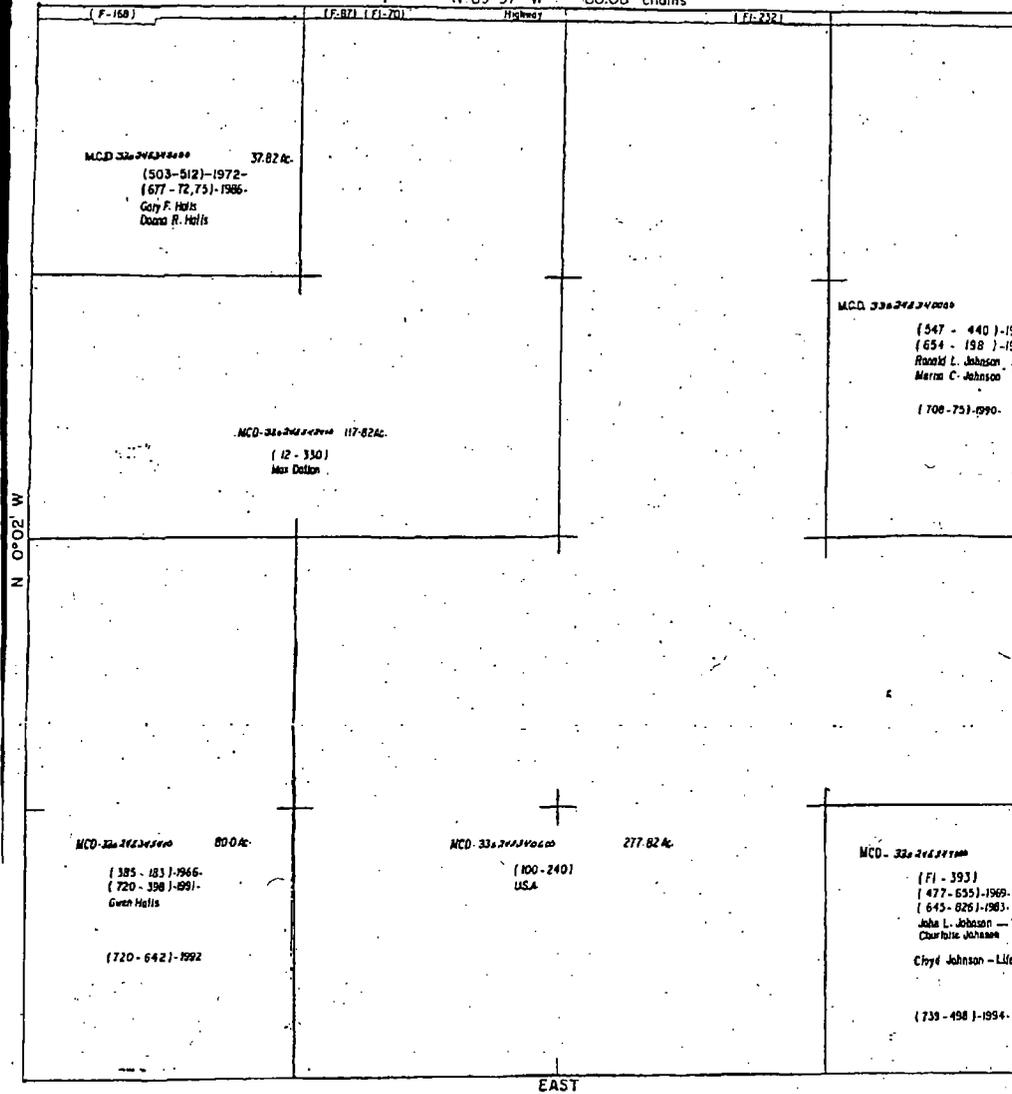


SAN JUAN COUNTY, UTAH

SECTION 34 T 33 S R 24 E SALT LAKE MERIDIAN, U

All of Section in Monticello Cemetery District (136-36)

N 89°57' W 80.08 chains



Monticello Landfill Fees

(Approved by City Council December 13, 2006, resolution 2006-12)

Construction & Demolition Materials

(Items accepted: Lumber, bricks, shingles, sheetrock, plumbing fixtures, carpet and padding, insulation, windows, and electrical fixtures.)

Monticello Residents	San Juan County Residents	
\$5.00	\$7.00	minimum charge up to pickup load
\$5.00	\$7.00	additional charge for a pickup bed sized trailer
\$15.00	\$25.00	single axle trucks
\$25.00	\$35.00	dual axle trucks
No Charge	No Charge	yard waste (Bags must be dumped and removed from yard waste pile.)

Transfer Station

(Residential waste ONLY. Hazardous waste and dead animals NOT accepted.)

Monticello Residents	San Juan County Residents	
\$7.00	\$10.00	minimum charge up to pickup load
\$7.00	\$10.00	additional charge for a pickup bed sized trailer
\$20.00	\$30.00	single axle trucks
\$40.00	\$50.00	dual axle trucks
\$15.00	\$20.00	each for appliances and white goods and sofas
\$20.00	\$30.00	each for refrigerators and freezers (With certification of freon removal.)
\$1.00	\$1.50	extra per car or pickup tire (Four tires maximum and NO commercial tire disposal.)
Escort Fee	\$20.00	(Contractors and construction companies ONLY.)

Exhibit 6

Monticello Landfill Fees

(Approved by City Council December 13, 2006, resolution 2006-12)

Construction & Demolition Materials

(Items accepted: Lumber, bricks, shingles, sheetrock, plumbing fixtures, carpet and padding, insulation, windows, and electrical fixtures.)

Monticello	San Juan	
Residents	County	
Residents	Residents	
\$5.00	\$7.00	minimum charge up to pickup load
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\$15.00	\$25.00	single axle trucks
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No Charge	No Charge	yard waste (Bags must be dumped and removed from yard waste pile.)

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\$1.00	\$1.50	extra per car or pickup tire (Four tires maximum and NO commercial tire disposal.)
Escort Fee	\$20.00	(Contractors and construction companies ONLY.)

Exhibit 6

CHAPTER 4

GARBAGE AND REFUSE

SECTION:

- 4-4-1: Definitions.
 4-4-2: Collection And Pickup Of Garbage
 4-4-3: Service Charges; Method Of Payment.
 4-4-4: Regulations

4-4-1: DEFINITIONS:

- COMMERCIAL GARBAGE:** Refers to garbage produced in commercial establishments, public or quasi-public institutions or establishments, including restaurants, hotels, motels and similar establishments.
- COMMUNITY WASTE:** Lawn cuttings, clippings from bushes and shrubs, leaves and trees and tree branches.
- CONTAINER OR REGULATION CONTAINER:** A type of garbage or trash receptacle of approved material and having a tight-fitting lid and manufactured specifically for use in garbage and refuse collection.
- GARBAGE:** Waste from the preparation, handling, storing, cooking or consumption of food and food products.
- REFUSE:** All waste matter, except garbage, attending, or resulting from the occupancy of residences, apartments, hotels, or other places of dwelling and from the operation of a business. Refuse shall not be deemed to include industrial waste or waste matter resulting from the construction,

demolition or repair of a building or other structure.

**RESIDENTIAL
GARBAGE:**

Garbage produced in places of private residence and dining halls not open to the public. (1978 Code § 10-411; 1996 Code)

4-4-2: COLLECTION AND PICKUP OF GARBAGE:

- A. **Collection, Removal And Disposal:** The City or its agent shall collect, remove and dispose of all residential and commercial garbage, the removal of which is not otherwise provided for by the establishment or institution as herein provided. All garbage and refuse shall be collected, removed and disposed of with such frequency and in such manner as the City Council may from time to time establish by regulation.
- B. **Moving, Hauling And Transporting:** Except as otherwise expressly permitted by this Chapter, no garbage or refuse shall be moved or hauled away or transported upon the streets or public ways of the City except by the City or its agent and except by authorized persons hauling commercial garbage or refuse as hereinafter provided. It is hereby declared to be unlawful for any person, except as permitted in this Chapter, to haul or remove garbage or refuse in the City.
- C. **Establishments Creating Commercial Garbage:** Commercial establishments, public or quasi-public, institutions and establishments creating commercial garbage, may remove commercial garbage themselves or may employ the services of authorized contractors to remove commercial garbage. Authorized garbage haulers must apply for and receive permission to do so from the Recorder/Clerk. Haulage of refuse must be done in the manner, at such times and in such vehicles as may be approved for such purposes as the City Council may from time to time by regulation provide.
- D. **Persons Hauling Own Garbage:** Nothing contained in this Section shall preclude persons from hauling their own garbage, trash or community waste over the streets and alleys of the City.
- E. **Not To Eliminate Charges For Service:** Nothing in this Section shall be construed as eliminating the charge made for garbage service. (1978 Code § 10-412; 1996 Code)

- F. **Garbage To Be Placed At Pickup Point:** All garbage and refuse subject to garbage collection by the City shall be placed at a pickup point at or near the premises designated from time to time by regulations adopted by the City Council and at such time or times as shall be designated by regulations of the City Council.
- G. **Garbage Not Set Out Prior To Collection:** Garbage and refuse must not be set out upon the street for collection prior to the evening of the day before collection.
- H. **Removal Of Receptacles:** All empty receptacles must be removed from the street as soon as practicable after being emptied. (1978 Code § 10-418; 1996 Code)
- I. **Garbage Generated Outside City:** It shall be unlawful for any person to deposit garbage or refuse which has been generated outside the City limits in any receptacle within the City. (1996 Code)

4-4-3: SERVICE CHARGES; METHOD OF PAYMENT:

- A. **Charges:** All residents within the City shall pay for garbage service, whether or not they have elected to haul their own garbage. Rates for garbage collection shall be established by resolution.
- B. **Vacancy Of Premises:** If a dwelling unit or a place of business has remained vacant for an entire month, the owner or possessor of the site may make arrangements with the City office for no garbage collection charges during the continued vacancy of the premises. (1978 Code § 10-413; 1996 Code)
- C. **Combined Billing:** The garbage service charges above imposed shall be added to the charge made for water furnished through the water system of the City and shall be billed and collected in the same manner as water service charges are billed and collected.
- D. **Exception To Combined Billing:** In the event that the obligee for the water service charges and the obligee for the garbage service charges do not coincide, or in the event that practical economic and administrative reasons do not make combined billing and collection feasible in the opinion of the City Council, the garbage service charges may be collected with such frequency and in such manner as the City Council shall by regulation provide. (1978 Code § 10-414)

4-4-4: REGULATIONS:

- A. No Accumulation Of Garbage:** It shall be unlawful for any person to accumulate garbage or refuse or cause garbage or refuse to be deposited upon any street or alley or upon any premises in the City without express permission from the City Health Inspector. The Health Inspector may permit the feeding or processing of garbage or refuse upon premises properly equipped and maintained so as to prevent the creation of a nuisance or a hazard to health, or permit the depositing of ashes and other dry material for filling purposes at such places as the Health Inspector may designate and under such restrictions as the City Council may by regulation impose. Additionally, the Health Officer may grant to any person permission for sorting, bailing and marketing trade waste upon premises properly equipped and maintained. (1978 Code § 10-415; 1996 Code)
- B. Containers:**
1. **Suitable Receptacles:** All garbage and refuse shall be placed in suitable and sufficient garbage receptacles with tight-fitting lids manufactured specifically for use in garbage and refuse collection.
 2. **Gallon Capacity:** Containers shall not exceed a thirty (30) gallon capacity for receiving and holding garbage, market waste or other refuse which may accumulate.
 3. **Weight:** Receptacles shall not be filled to exceed seventy five (75) pounds in weight including the weight of the receptacle. Metal receptacles shall be provided with handles for convenient lifting. (1978 Code § 10-416; 1996 Code)
- C. Closing Of Containers Required:** All garbage and market waste must be placed in rainproof and flyproof receptacles of the type herein required, and the receptacle shall be tightly closed in such manner as to prevent offensive odors or flies. (1978 Code § 10-417)
- D. Community Waste:**
1. Community waste may be disposed of by residents and business establishments in vehicles provided by them subject to regulation by the City Council as to the places of disposal and as to the type of vehicle used to avoid spillage upon the public ways of the City, hazards to safety and the prevention of nuisances.

2. The City Council from time to time may provide for the collection and disposal of such types of community waste as it may decide to collect and haul in connection with its regular garbage, waste collection and disposal service. In the event community waste disposal service should require a charge to be made by the City, the determination of the charge will be made by negotiation with the residents or business enterprises and the residents or business enterprises will be given an opportunity to choose from among services offered by persons other than the City. (1978 Code § 10-419)

- E. **Burning Of Refuse Prohibited:** It shall be unlawful for any person to burn garbage, market waste, manure or other refuse in the open air or in any furnace or stove within the City. (1978 Code § 10-420)
- F. **Dumping Refuse Prohibited:** It shall be unlawful for any person to place, deposit, or dump garbage, ashes, market waste, paper boxes, cartons, trade waste, manure or night soil, or any other refuse upon any lot within the City whether such lot is occupied or vacant and whether such person so placing, depositing or dumping such refuse is the owner, tenant, occupant or lessor thereof or has the same under his jurisdiction and control. (1978 Code § 10-421)
- G. **Limitations Upon Dumping:** Dumping waste shall be permitted only in such places as are designated by the City Council. Dumping shall be subject to the standards of the Utah Department of Environmental Quality and to such rules and regulations as may be formulated by the City Council. (1978 Code § 10-422; 1996 Code)
- H. **Regulation By City Council:** The City Council may adopt such regulations as in its opinion are necessary to implement this Chapter and its objectives. (1978 Code § 10-423)

CITY OF MONTICELLO

RESOLUTION NO. 1999-5

TITLE: Declaration of Intent to Operate Monticello Class-IV Landfill as Non-Commercial Enterprise

PURPOSE: To affirm that fees charged for dumping shall not be in excess of expenses incurred and that receipts shall be entered into a separate enterprise fund.

WHEREAS, the City of Monticello operates a landfill classified by the State of Utah, Department of Environmental Quality, Division of Solid & Hazardous Waste, as a Class-IV Landfill; and

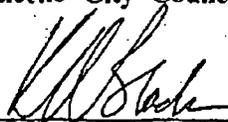
WHEREAS, the City is governed by the rules and regulations of said Division of Solid & Hazardous Waste which stipulate, in part, that the landfill must remain a non-commercial enterprise, requiring all monies collected to be used for operating expenses incurred for maintenance of the Class IV Landfill;

NOW, THEREFORE, be it resolved by the Monticello City Council:

1. The City shall operate the Monticello Class-IV Landfill as a non-commercial enterprise.
 - 1.1 Fees charged for dumping shall be consistent with expenses incurred for maintenance of the Class-IV landfill, conducted in accordance with the rules and regulations set forth by the State of Utah.
2. The amount of all user fees collected shall be entered into an enterprise fund designated as landfill revenue.

THIS RESOLUTION shall become effective on date of passage and shall supersede any previous ordinance or resolution in conflict with the provisions herein.

PASSED and APPROVED by the Monticello City Council this 23 day of JUNE, 1999.


K. Dale Black, Mayor

ATTEST: Rita Walker CMC
Rita Walker, C.M.C., Recorder



**CITY OF MONTICELLO
CLASS IV LANDFILL**

QUARTERLY INSPECTION LOG

Date: _____ Time: _____ Weather Conditions: _____

Inspection Team: _____ Title: _____
_____ Title: _____
_____ Title: _____

Observations: _____

Major Deviations from Plan of Operation: _____ No Major Deviations: _____

Nature of Repairs/Corrective Action: _____ Not Applicable: _____
_____ Date: _____
_____ Date: _____
_____ Date: _____

Type of Training Procedures Completed by Operator: _____
_____ Date: _____
_____ Date: _____
_____ Date: _____

Signatures of Inspectors: _____

CITY OF MONTICELLO
CLASS IV LANDFILL

INSPECTION REPORT

Date: _____ Time: _____ Random Selection: _____ Suspicious Load: _____

Other: _____

Vehicle Owner: _____ Vehicle License #: _____

Address: _____ Telephone: _____

Waste Type: _____

Hazardous Material? Yes No Suspected:

Waste Origin: _____

Action Taken:

Comments: _____

Operator's Signature

If Hazardous/PCB Waste is Identified or Suspected:

(1) Operator will deny access to landfill;

(2) Operator will provide completed Inspection Report to City Manager, who will contact the Division of Solid and Hazardous Waste.

**CITY OF MONTICELLO
CLASS IV LANDFILL**

QUARTERLY INSPECTION LOG

Date: _____ Time: _____ Weather Conditions: _____

Inspection Team: _____ Title: _____
_____ Title: _____
_____ Title: _____

Observations: _____

Major Deviations from Plan of Operation: _____ No Major Deviations: _____

Nature of Repairs/Corrective Action: _____ Not Applicable: _____
_____ Date: _____
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Type of Training Procedures Completed by Operator: _____
_____ Date: _____
_____ Date: _____
_____ Date: _____

Signatures of Inspectors: _____

CITY OF MONTICELLO
CLASS IV LANDFILL

INSPECTION REPORT

Date: _____ Time: _____ Random Selection: _____ Suspicious Load: _____

Other: _____

Vehicle Owner: _____ Vehicle License #: _____

Address: _____ Telephone: _____

Waste Type: _____

Hazardous Material? Yes ___ No ___ Suspected: ___

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Comments: _____

Operator's Signature

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PTIF

UTAH PUBLIC TREASURERS' INVESTMENT FUND

Richard K. Ellis, Utah State Treasurer, Fund Manager

PO Box 142315

350 N State Street, Suite 180

Salt Lake City, Utah 84114-2315

Local Call (801) 538-1042 Toll Free (800) 395-7665

www.treasurer.utah.gov

ESC-MONTICELLO LANDFILL
MYRON LEE
PO BOX 981
MONTICELLO UT 84535

Account	Account Period
6128	January 01, 2009 through January 31, 2009

Summary

Beginning Balance	\$ 9,762.71	Average Daily Balance	\$ 9,762.71
Deposits	\$ 15.39	Interest Earned	\$ 15.39
Withdrawals	\$ 0.00	360 Day Rate	1.8307
Ending Balance	\$ 9,778.10	365 Day Rate	1.8561

Date	Activity	Deposits	Withdrawals	Balance
01/01/2009	FORWARD BALANCE	\$ 0.00	\$ 0.00	\$ 9,762.71
01/31/2009	REINVESTMENT	\$ 15.39	\$ 0.00	\$ 9,778.10
01/31/2009	ENDING BALANCE	\$ 0.00	\$ 0.00	\$ 9,778.10

{Effective: 01/31/2009} The GASB Fair Value factor at December 31, 2008 is .990980

Exhibit 12