OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY
NOTICE – PROPOSED PERMIT MODIFICATION

The Oklahoma Department of Environmental Quality (DEQ) gives notice of the opportunity for interested persons to review a proposed Solid Waste permit modification prepared by the DEQ and to request an administrative hearing. If no request is timely made, the proposed permit modification will become final.

**Application type/applicant:** The proposed permit modification is based on a Tier III application filed by Clinton Lewis Construction Company Landfill, Route 1, Box 7250, Antlers, Oklahoma 74523 to modify an existing permit.

**Facility location:** The existing facility is located in Pushmataha County on State Hwy 271, approximately 2.5 miles south of Antlers, OK. See legal description below.

**Activities to be regulated if permit is made final:** The existing municipal solid waste landfill (DEQ Permit No. 3564004) currently receives municipal waste, construction and demolition waste, and non-hazardous industrial waste. With this modification, the existing landfill permit boundary will increase from approximately 20 to 40 acres and the waste disposal area will increase from approximately 15.2 to 31.2 acres.

**Background:** The DEQ prepared the proposed permit modification after it reviewed the application for compliance with the Solid Waste Management Act, Title 27A of the Oklahoma Statutes, Section 2-10-101, et seq. and the rules of the DEQ, Oklahoma Administrative Code (OAC), Title 252, Chapters 4 and 515, and prepared a draft permit. No public comments were received on the application or draft permit.

**An administrative hearing is:** an evidentiary individual proceeding held at the DEQ’s office by an administrative law judge in accordance with the Administrative Procedures Act (Oklahoma Statutes, Title 75, Section 309) and DEQ procedures (OAC, Title 252, Chapter 4). The hearing would review the party’s evidence on whether the proposed permit modification and the technical data, models and analyses, and information in the application upon which the proposed permit is based are in substantial compliance with applicable provisions of the Code and rules promulgated thereunder, and based on this evidence, determine: (1) if the proposed permit modification should/should not be issued as final; and (2) if it is finalized, which, if any, of its conditions should be changed prior to issuance.

**Who can request:** A person (or a group that has 25 or more members who are Oklahoma residents) who claims to hold a demonstrable environmental interest and who alleges that the construction or operation of the proposed facility or activity would directly and adversely affect such interest.

**Requesters’ rules:** Each requester must participate in the hearing as a party, may present testimony and evidence addressing how the proposed permit modification and the record upon which it is based is not in substantial compliance with the applicable Code and rules, and cross-examine witnesses about the testimony and evidence presented by the applicant’s representative. An individual may represent himself or be represented by an attorney.

**Deadline for requesting a hearing:** Must be received by the DEQ within 20 days after the date this notice is published.

**How to request a hearing:** Submit a request, in writing, to the Administrative Hearing Clerk, Department of Environmental Quality, P. O. Box 1677, Oklahoma City, OK 73101-1677, (FAX 405-702-7101).

**For more information on hearing procedures:** See Title 27A of the Oklahoma Statutes, Section 2-14-304 and Oklahoma Administrative Code, Title 252, Chapter 4, Rules of Practice and Procedure of the DEQ, Subchapter 9. Contact: Hillary Young, P.E., DEQ, Land Protection Division, Phone No. (405) 702-5100, Fax No. (405) 702-5101.

**Where proposed permit, draft permit and application may be reviewed:**
1. Locally at the Antlers Public Library located at 104 S.E. 2nd St., Antlers, OK 74523.
2. DEQ’s Central Records located on the 2nd floor of the DEQ office building located at 707 North Robinson, Oklahoma City, OK 73102.

**For more information on proposed permit, contact:**
1. For applicant: Clinton Lewis, Route 1, Box 7250, Antlers, Oklahoma 74523, Phone No. (580) 298-3729, Fax No. (580) 298-3885.
2. For DEQ: Hillary Young, P.E., DEQ, Land Protection Division, Phone No. (405) 702-5100, Fax No. (405) 702-5101.
Legal description of site: NE/4 of Section 21, Township 4S, Range 16E, Pushmataha County, OK
February 27, 2015

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Clinton A. Lewis
Clinton Lewis Construction Company Landfill
Rt. 1, Box 7250
Antlers, Oklahoma 74523

Re: Tier III – Proposed Solid Waste Permit Modification
Lateral Expansion of Permit Boundary
Clinton Lewis Construction Co. Landfill (Permit No. 3564004)
Pushmataha County

Dear Mr. Lewis:

The Oklahoma Department of Environmental Quality (DEQ) issued a Draft Permit for the Tier III Permit Modification application for lateral expansion of the permit boundary and waste disposal area for Clinton Lewis Construction Co. Landfill on December 15, 2014.

Legal Notice of Draft Permit was published in The Antlers American on January 15, 2015, providing the opportunity for the public to comment and request a public meeting. No comments or requests for a public meeting were received by DEQ within 30 days of the publication date.

Pursuant to 27A O.S. § 2-14-304(C), the next step in the permitting process is the preparation of a Proposed Permit. A Proposed Permit has been prepared and a copy enclosed with this letter. The applicant is required to publish Notice of Proposed Permit in one newspaper local to the site. Instructions for preparing the Notice of Proposed Permit are enclosed with this letter. A draft of the Notice must be submitted to DEQ for review prior to publication.

Additionally, a copy of the Final Application, Draft Permit, and Proposed Permit must be made available for public review. These documents have previously been located at the Antlers Public Library located at 104 S.E. 2nd St., Antlers, OK 74523.

Please submit a draft of the Notice of Proposed Permit to DEQ for review. If you have questions or require additional information, please contact Rachel Hanigan at (405) 702-5196.
Mr. Lewis
February 27, 2015
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Sincerely,

Hillary Young, P.E.
Chief Engineer
Land Protection Division

HY/rh

Enclosure: Proposed Solid Waste Permit Modification; Legal Notice Instructions

Cc: Wade Miller, SCS Aquaterra (with enclosure)
    Bill Childress (with enclosure)
PROPOSED SOLID WASTE PERMIT MODIFICATION

The Oklahoma Department of Environmental Quality (DEQ) hereby approves the following permit modification:

Permit Number: 3564004
Facility: Clinton Lewis Construction Company Landfill
Facility Type: Municipal Solid Waste Landfill
County: Pushmataha County

Modification: Lateral expansion that will increase the permit boundary to 40 acres and the waste disposal area to 31.2 acres.

MODIFICATION CONDITIONS:

1. The application stamped by Joseph P. Edwards, P.E., on October 23, 2013, and updated on June 4, 2014, is considered approved and is incorporated as part of this permit modification.

2. The permittee is authorized to operate in conformity with the application described above. Commencing operations under this permit modification constitutes acceptance of, and consent to, the conditions contained herein.

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Hillary Young, P. E., Chief Engineer  
Land Protection Division

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Kelly Dixon, Division Director  
Land Protection Division

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Scott A. Thompson, Executive Director  
Department of Environmental Quality

Date: ____________________

Date: ____________________

Date: ____________________